

**Form 6.25                      Trans-Tasman proceedings—  
originating application for order  
for interim relief**

*Court Procedures Rules 2006*

(see r 6863 (1) (Trans-Tasman proceedings—application for interim relief))

In the \*[Supreme/Magistrates/Coroner's] Court of the Australian Capital  
Territory

No \*[SC/MC/CC]      of (year)

*Trans-Tasman Proceedings Act 2010* (Cwlth), section 25

\*(name)

Plaintiff

\*(name)

Defendant

\*(delete this section if no defendant)

\*To: (name of defendant) of (address)

\*And to: (name and address of anyone else the court directs to be served)

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Filed for the plaintiff by:

*(the plaintiff's address for service and telephone number (if any) or, if the  
plaintiff is represented by a solicitor and the solicitor is the agent of another  
solicitor, the name and place of business of the other solicitor)*

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**Take notice** that the Court will hear an application by (*party*) on (*date*) at (*time*) (or as soon after that as this application can be heard) to make the following orders:

- 1 (set out briefly the interim relief sought under the *Trans-Tasman Proceedings Act 2010* (Cwlth));
- 2 any other orders that the Court considers appropriate.

### **Grounds of application**

The orders are sought on the grounds stated in the affidavit of (*name*) \*[sworn/affirmed] on (*date*).

*(The affidavit must state—*

- (a) *if the person has started a proceeding in a New Zealand court—*
  - (i) *that the person has started a proceeding in a New Zealand court; and*
  - (ii) *the relief sought in the New Zealand proceeding; and*
  - (iii) *the steps taken in the New Zealand proceeding; or*
- (b) *if the person intends to start a proceeding in the New Zealand court—*
  - (i) *when the intended proceeding will be started; and*
  - (ii) *the court in which the intended proceeding is to be started; and*
  - (iii) *the relief to be sought in the intended proceeding; and*
- (c) *the interim relief sought; and*
- (d) *why the interim relief should be given.)*

*(The affidavit must be filed and a stamped copy served at the defendant's address for service before the hearing date.)*

## **Plaintiff**

*(if the plaintiff is an individual)*

Full name:

\*[Home/Business] address:

*(if the plaintiff is a corporation)*

Name:

*(if the corporation is a company or a registered body within the meaning of the Corporations Act 2001 (Cwlth))*

\*[Australian Company Number/Australian Registered Body Number]:

Type of body:

Address of \*[registered office/public officer]:

\*Representative capacity in which plaintiff sues:

*\*(if the plaintiff is represented by a solicitor)*

Solicitor's full name:

*(if the solicitor practises in a firm of solicitors)*

\*Solicitor's firm:

Solicitor's full business address:

Solicitor's telephone no:

\*Name, address and telephone no of solicitor's agent:

**Address for service of documents**

*(set out plaintiff's address for service)*

*(if represented by a solicitor the following information may be given)*

\*Document exchange box no:

*(if postal address different from address for service)*

\*Postal address:

\*Fax:

\*Email address:

**\*Defendant**

\*Representative capacity in which defendant is sued:

Date:

*(signature of plaintiff or plaintiff's solicitor)*

*(name of plaintiff or plaintiff's solicitor)*

*\*omit if, or whichever is, inapplicable*

## **Notice to defendant**

Before taking any further steps in this proceeding, you must file a notice of intention to respond in the Court.

If you do not attend the Court at the time this originating application is listed for hearing, either in person or by a lawyer—

- this application may be heard in your absence; or
- default judgment may be entered, or an order made, against you.