

# Form 1                      Originating application

*Leases (Commercial and Retail) Act 2001*

(see s 145)

In the Magistrates Court of the Australian Capital Territory

No MC                      of (year) (*Court to complete*)

(*name*)

Applicant

(*name*)

Respondent

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

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

**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 orders or other relief sought for each cause of action with all necessary or appropriate particulars and name each party affected by the relief*);

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Filed for the applicant by:

(*the applicant's address for service and telephone number (if any) or, if the applicant 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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\*2 that the return date be expedited;

*(if applying for an expedited hearing the applicant must file a supporting affidavit)*

3 any other orders that the Court considers appropriate.

### **Grounds for application**

\*[The orders are sought on the following grounds:

*(set out briefly, but specifically, the legislative provisions relied on and the grounds relied on for the orders)]*

*Note 1* A copy of the lease must be attached to this application.

*Note 2* A copy of the relevant practice direction must be served with this application.

### **Applicant**

*(if the applicant is an individual)*

Full name:

\*[Home/Business] address:

*(if the applicant 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 applicant sues:

*\*(if the applicant 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 applicant'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:

Date:

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

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

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

**Notice to respondent**

Before taking any further steps in this proceeding, you must file a notice of response 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; and
- orders made against you.