

APPLICATION FOR ORDER TO BE SET ASIDE AND RE-HEARING

IN THE LOCAL COURT
AT _____

Claim No. _____

Plaintiff

and

Defendant

TO THE COURT
AND TO _____

The _____ applies to the Court for an order that the order made by the Court on _____ be set aside and the proceeding be re-heard as soon as possible.

*On _____ the Court made an order for default judgment against me as follows: (Set out terms of order)

****** I DID NOT FILE A NOTICE OF DEFENCE in the above proceeding FOR THE REASONS STATED IN THE AFFIDAVIT filed with this application. **** THE AFFIDAVIT ALSO STATES MY INTENTION TO DEFEND THE CLAIM AND THE PARTICULARS OF MY DEFENCE.**

(or)

*I did not appear at the Court in the above proceeding on _____. In my absence, the Court made an order against me as follows: (Set out terms of order)

I DID NOT APPEAR IN THE PROCEEDING FOR THE REASONS STATED IN THE AFFIDAVIT FILED WITH THIS APPLICATION.

(or)

*On _____ I consented to the following order being made:

I CONSENTED TO THE ORDER FOR THE REASONS STATED IN THE AFFIDAVIT FILED WITH THIS APPLICATION.

My address for service is — _____

Applicants signature

The application will be heard by the Court at _____ at _____ a.m./p.m. on _____ or as soon afterwards as the business of the Court allows.

Filed: _____

Registrar

Do not ignore this notice. If you do not understand this notice or need help contact a Registrar of the Local Court, a legal practitioner or your local legal aid office.