

## Common Boundaries Act 1981—Form 7

(see s 11)

In the Small Claims Court,

(*Name of applicant*)

Applicant

(*Name of respondent*)

Respondent

### Application under the *Common Boundaries Act 1981*, section 11

- 1 Application is made by (*full name*), of (*address*), for a determination under the *Common Boundaries Act 1981*, section 12.
- 2 The respondent to this application is (*full name*) of (*address*).
- 3 The applicant is the occupier of land situated at (*address*), being block \_\_\_\_\_, section \_\_\_\_\_, division of \_\_\_\_\_.
- 4\* The respondent occupied adjoining land, being block \_\_\_\_\_, section \_\_\_\_\_, division of \_\_\_\_\_ within 6 months after the date on which the applicant commenced the erection of a fence on the land specified in clause 3.
- 4\* The respondent occupied adjoining land, being block \_\_\_\_\_, section \_\_\_\_\_, division of \_\_\_\_\_ no earlier than 6 months after the date on which the applicant began the erection of a fence on the land specified in clause 3.
- 5 The parcel of land specified in clause 4 is a parcel of land for the Act.
- 6\* The fence erected was a basic fence which cost \$ \_\_\_\_\_.
- 6\* The fence erected was not a basic fence and cost \$ \_\_\_\_\_ The estimated cost of a basic fence would have been \$ \_\_\_\_\_.
- 7 It is proposed that the respondent contribute \$ \_\_\_\_\_.
- 8\* The respondent has refused to contribute to the erection of the fence.
- 8\* The applicant and the respondent have not been able to agree upon the following matters:

Dated

*(Signature of applicant or his or her representative)*

† The applicant is represented by *(name and address of representative)*.

\* *Strike out whichever is inappropriate*

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† *Strike out if inappropriate*

## Endnotes

- 1 This form was originally in the *Common Boundaries Act 1981* (the **authorising Act**), schedule. Under amendments made by the *Legislation (Consequential Amendments) Act 2001*, the form was omitted from the authorising Act and became a form approved under section 29 of that Act (see amdts 1.773 and 1.774).
- 2 Under the *Court Procedures Act 2004* A2004-59, pt 8, this form became a form approved under that Act.
- 3 This republication includes amendments made under the Legislation Act, part 11.3 (Editorial changes).

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