

Magistrates Court (Civil Jurisdiction) Rules 2004—Form 88

(see s 345)

Writ of execution against personal property

To the Bailiff:

You are authorised to seize and sell the personal property of the judgment debtor that is authorised by law to be taken in execution of the amount shown below unless the amount and the costs and charges of the execution of this writ are sooner paid or the Court otherwise orders.

The amount payable to the judgment creditor is \$..... calculated as follows:

	\$
(i) Amount of judgment (including prejudgment interest):	.....
(ii) Judgment costs:	.....
Subtotal	.....
(iii) Less amount paid or credited since judgment:	.....
Subtotal	.....
(iv) Plus interest from the date of judgment to (insert date when the application for the issue of the writ was sworn):	.....
Subtotal	.....
(v) Plus:	
(a) Fees payable on this writ:	.....
(b) Professional costs for the issue of this writ:	.....
(c) Costs incurred since judgment (summarise costs incurred):	.....
Subtotal	.....
Total amount owing and interest accruing at the daily rate of %	.....

You are to pay the amount realised from the sale of the property seized to the registrar.

Application was made for this writ at on
(time)

..... and the writ is issued on that day.
(date)

Registrar

Endnotes

- 1 This form was approved by the Attorney-General on 31 March 1995 by determination No 27 of 1995 under the *Magistrates Court (Civil Jurisdiction) Act 1982*, section 471.
- 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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