

**Form 6.30                      Trans-Tasman proceedings—  
originating application—  
enforcement of New Zealand  
judgment**

*Court Procedures Rules 2006*

(see r 6870 (1) (Trans-Tasman proceedings—application for extension of time to give notice of registration of NZ judgment); r 6871 (1) (Trans-Tasman proceedings—application to set aside registration of NZ judgment); r 6872 (1) (Trans-Tasman proceedings—application for stay of enforcement of registered NZ judgment); r 6873 (1) (Trans-Tasman proceedings—application for extension of time to apply for stay of enforcement of registered NZ judgment))

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

No \*[SC/MC]            of (*year*)

(*name*)

Plaintiff

(*name*)

Defendant

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Filed for the \*[plaintiff/defendant] by:

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

**Take notice** that the Court will hear an application by the (*state capacity, eg plaintiff/defendant and name of person making application*) on (*date*), at (*time*) (or as soon after that as this application can be heard), to make the following orders:

1 an order (*insert one of the following options and delete others*);

\*[for an extension of the time within which to give notice of the registration of a NZ judgment under the *Trans-Tasman Proceedings Act 2010* (Cwlth), section 73 (3) (r 6870)

to set aside the registration of a NZ judgment under the *Trans-Tasman Proceedings Act 2010* (Cwlth), section 72 (1) (r 6871)

for a stay of the enforcement of a registered NZ judgment, so that a liable person can appeal the judgment under the *Trans-Tasman Proceedings Act 2010* (Cwlth), section 76 (1) (r 6872)

for an extension of the time within which to apply for the stay of enforcement of a registered NZ judgment, so that the liable person can appeal the judgment, under the *Trans-Tasman Proceedings Act 2010* (Cwlth), section 76 (3) (r 6873)]

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 the following:*

- (a) (for an application made under r 6872 or r 6873) the order sought;*
- (b) briefly but specifically, the grounds:
  - (i) relied on in support of the application (r 6870 and r 6873); or*
  - (ii) relied on in support of the order sought (r 6872); or*
  - (iii) on which the registration of the judgment should be set aside (r 6871);**
- (c) the material facts relied on in support of the application;*
- (d) (for an application made under r 6870) why notice was not given within time;*
- (e) (for an application made under r 6873) why the application was not made within time.)*

## **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.