

MAGISTRATES COURT (CIVIL DIVISION)

Please complete this form if you are making an Application under the *Residential Tenancy Act 1997*

APPLICATION

ACTION NO

APPLICANT(S):.....
(full name and address)

RESPONDENT(S):.....
(full name and address)

NOTICE TO THE RESPONDENT

This is a Residential Tenancy Application for vacant possession, termination of lease, abandonment of premises etc.

IF YOU WISH TO RESPOND TO IT you must attend Court on the date indicated in the box below.

More information may be obtained from any Registry of the Magistrates Court or from the website at:
<http://www.magistratescourt.tas.gov.au/>

IF YOU DO NOTHING: ORDERS MAY BE MADE IN YOUR ABSENCE

Registry to complete:

To.....
(Name of Respondent)

of.....
(Address of Respondent)

THE APPLICATION WILL BE HEARD at the Magistrates Court at:

| | | | |
|--|---|--|--|
| <input type="checkbox"/> 23-25 Liverpool Street, Hobart | <input type="checkbox"/> 73 Charles Street, Launceston | <input type="checkbox"/> 8 Griffith Street, Devonport | <input type="checkbox"/> 38 Alexander Street Burnie |
|--|---|--|--|

on at (time) am/pm

 Registrar

 Date

Address of rental premises: _____

Please tick the appropriate box and provide details as indicated
ORDERS SOUGHT:

- A. That the Respondent deliver vacant possession of the **premises** to the Applicant or its Agent at such time as the Court directs.
- B. That the tenancy agreement be terminated immediately because of:
 - a) Serious damage to the premises / contents caused by ; and/or
 - b) Threats or physical injury to myself and /or

 (name of other occupants)
- C. A declaration that a tenant has abandoned the **premises**.
- D. That the respondent pay the claimant the filing fee of \$.....
- E. Other (please specify)

Required information

| | |
|--|---|
| Name of Owner/ Landlord | |
| Name of Owner/Landlord's Agent | |
| Name of Tenant | |
| Tenancy Agreement | |
| a) Tenancy period | From :...../...../20.... To:...../...../20.... |
| b) Is agreement in writing | Yes/No Attach copy |
| c) Rental per week | \$ _____ |
| Notice to Vacate | |
| a) Have you issued a Notice to Vacate | If so, attach copy of the Notice |
| b) Reason for Notice to Vacate | <input type="checkbox"/> Rental Arrears <input type="checkbox"/> Agreement expired |
| | <input type="checkbox"/> Premises to be sold / renovated/ used for another purpose <input type="checkbox"/> Breach of tenancy agreement |
| c) Date notice served |/...../20..... |
| d) Date notice takes effect |/...../20..... |
| e) Has tenant been served with any other Notice to Vacate | Yes / No |
| f) If so, how many, and on what dates? | |
| Sale of Premises | |
| a) Has an agreement to sell been signed? | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| b) If so, when is it due to be completed? |/...../20..... |
| If not, what arrangements are presently in place to sell the premises? | |

| | |
|---|---|
| <p>1. Rent prior to Notice to Vacate</p> <p>a) Up to what date has rent been paid</p> <p>b) What are the arrears owed?</p> <p>c) For what period are the arrears owed?</p> <p>d) Has the tenant paid any amount towards those arrears? If so, how much and when?</p> | <p>...../...../20.....</p> <p>\$.....</p> <p>...../...../20..... to/...../20.....</p> <p>Yes / No</p> <p>\$ _____/...../20.....</p> |
| <p>2. Rent subsequent to Notice to Vacate</p> <p>c) How much rent is owed at the date of this application?</p> <p>d) When is rent next due?</p> | <p>\$ _____</p> <p>...../...../20.....</p> |

Copies of the following documents must be attached to this Claim

📄 Residential Tenancy Agreement

📄 Notice to Vacate;

Dated:...../...../20..... Signed

(Applicant or Solicitor)

Filed by or on behalf ofwhose address for the service of documents is:.....

Phone:

Fax:

DX:

Contact:

AFFIDAVIT OF SERVICE

I, of
(Full name) *(Address)*

MAKE OATH AND SAY that -

I did on the day of 20..... at.....am / pm

duly serve the Respondent
(name of defendant)

with a sealed copy of this Application by: *(Please tick the appropriate box)*

personal service on the Respondent at:

.....
(describe here any other authorised means of service).

Signature.....

SWORN before me at this day of20...

Signature: *(Justice of the Peace)*