#### IN THE FEDERAL COURT OF AUSTRALIAIN ADMIRALTY

………………………………………………….**REGISTRY
GENERAL DIVISION**

File No:……………………

Year: ………………………

BETWEEN

 Plaintiff………………………………………………*.*

AND

Defendant…..…………………………………………

*(or* THE SHIP………………………………………………………….*.)
only 1 ship may be named*

*(or* THE SHIP(S) ……………..…………………………………………
*if the claim is against a surrogate ship or surrogate ships, insert the dame or names of the surrogate or surrogates*

AS SURROGATE(S) FOR THE SHIP…………………………………*)*
*only 1 ship may be named*

*(or* THE SHIP…………………………………………………………..*.
only 1 ship may be named*

 AND THE SHIP(S)………………………………………………………
*if the claim is against a surrogate ship or surrogate ships, insert the name or names of the surrogate or surrogates*

AS SURROGATE(S) FOR THAT SHIP)

(or………………….………………………………………………….)
*if the claim is against property, insert a short description of the property*

*(or* THE SHIP…………………………………………………………..
*only 1 ship may be named*

*and*

……………………………………….…………………………………). *if the claim is against property, insert a short description of the property*

Form 2 : Caveat against arrest of ship or other property

(Admiralty Rules subrule 7 (1))

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Filed by:**

|  |  |
| --- | --- |
| **Name:** |  |
| **Address:** |  |
| **DX:** |  |
| **Telephone number:** |  |
| **Facsimile number:** |  |

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

|  |
| --- |
| Ship/property *(Strike out whichever is not applicable)* |
| *If ship, insert name of ship and port of registry; if property insert description of property:* |
| Caveat by: |
| *Insert name of applicant:* |
| Relationship with ship/property: *(Strike out whichever is not applicable)* |
| *insert short particulars of relationship:* |
| Caveat expires: |
| *if caveat to be in force for less than 12 months, specify time, but not less than 7 days:* |
| Amount for which caveat entered: |
| *Insert amount $:* |
| Kind of proceeding to which caveat applies: |
| *list kinds of proceedings to which caveat applies, for example, “All proceedings”, “Any proceeding on a claim referred to in subsection 4 (2) or paragraph 4 (3) (a) to (g) (inclusive) of the Admiralty Act 1988” or as appropriate* |
| Address for service of caveator: |
|  |

 Ship/property1: 2

 Caveat by: 3

 Relationship with ship/property1: 4

 Caveat expires: 5

 Amount for which caveat entered: $ 6

 Kind of proceeding to which caveat applies: 7

 Address for service of caveator: 8

 If a proceeding to which this caveat applies is commenced against the ship/property1 in any Australian court, I undertake to:

 (a) enter an appearance in the proceeding; and

 (b) comply with any obligations as to bail or payment into court under rule 9 of the Admiralty Rules;

within 3 days after being served with initiating process in the proceeding.

1. *strike out whichever is not applicable*

2. *if ship, insert name of ship and port of registry; if other property, insert description of property*

3. *insert name of applicant*

4. *insert short particulars of relationship*

5. *if caveat to be in force for less than 12 months, specify time, but not less than*

7. *days*

6. *insert amount*

7. *list kinds of proceedings to which caveat applies,* for example, *“All proceedings”, “Any proceeding on a claim referred to in subsection 4 (2) or paragraph 4 (3) (a) to (g) (inclusive) of the Admiralty Act 1988”* or *as appropriate*

8. *insert address for service*