Form 36

Rule 18.11(1)

Notice of claim

No.       of 20

Federal Court of Australia

District Registry: [State]

Division: [Division]

**[Name of First Applicant]** [if 2 or more add "and another" or "and others"]

Applicant[s]

**[Name of First Respondent]** [if 2 or more add "and another" or "and others"]

Respondent[s]

To the Sheriff

You have [\*either]taken possession [\*or]indicated your intention to take possession of property at [address] under process against [name].

The Claimant claims the following property, being [\*either]all of [\*or]part of the property [\*either]taken: [\*or]intended to be taken:

[description of personal property claimed]

The Claimant claims [\*]the property [\*or]the proceeds of sale of the property [\*or]the value of the property.

[details of claim]

Date: [eg 19 June 20..]

|  |
| --- |
| Signed by [Name]  [Insert capacity: Applicant / Lawyer for the Applicant] |

Claimant: [description]

The Claimant’s address for service is:

Place: [see rule 11.01]

Email:

To the execution creditor

You can admit this claim, by serving on the Sheriff a notice of admission (Form 37). If you do this, the Sheriff will withdraw from possession of the property claimed and you will not be liable to the Sheriff for any fees or expenses incurred by the Sheriff after you serve the notice of admission on the Sheriff.

If you do not, within 4 days after service of this notice of claim on you, serve on the Sheriff a notice of admission, the Sheriff may apply to the Court for relief by way of interpleader.

Date:

|  |
| --- |
| Signed by Sheriff |

[\* Delete if inapplicable]