

APPLICATION

(Judgment Debt Recovery Act 1984)

IN THE MAGISTRATES' COURT
OF VICTORIA AT

Court Number _____

_____ Judgment Creditor

and

_____ Judgment Debtor

Of (address): _____

Date of Document: _____
 Filed on Behalf of: _____ Code: _____
 Australian Lawyer Name: _____ Telephone: _____
 Address: _____ Reference: _____

An order was made at the _____ Court on (date) _____

This application is for—

- * an instalment order;
- * an instalment order in substitution of a previous instalment order;
- * the variation of an instalment order (*section 8 Judgment Debt Recovery Act 1984*);
- * the cancellation of an instalment order (*section 8 Judgment Debt Recovery Act 1984*).

1 Details of applicant (*Debtor / *Creditor)

Name _____
 Address _____
 Postcode _____
 Telephone Home _____ Business _____

2 Details of respondent (*Debtor / *Creditor)

Name _____

3 State:

(a)	Amount ordered	Claim	\$	_____	
		Interest	\$	_____	
		Costs	\$	_____	
		Total (judgment debt)			\$ _____

LESS

(b) Amount paid since order of (date) _____
 (State amounts and dates paid)

Date	Amount
_____	- \$ _____
_____	- \$ _____
_____	- \$ _____

Total amount paid \$ _____

EQUALS

(c) balance of judgment debt owing = \$ _____

PLUS

(d) Interest on the judgment debt until the date of this application + \$ _____

PLUS

(e) Any other amounts recoverable or payable in respect of the order

of (date) _____ (including any costs of warrant)

Please specify

(i) \$ _____

(ii) \$ _____

(iii) \$ _____

Subtotal + \$ _____

EQUALS

(f) **Total amount owing** = \$ _____

(g) Amount to be paid per instalment \$ _____

(h) Periodical time for payment: weekly
 fortnightly
 monthly

(i) Proposed date of first instalment (date) _____

(j) Person/corporation /firm to whom instalments are to be made
Name _____
Address _____

4. If this is an application for variation of an instalment order, state:

(a) The date of the current instalment order (date) _____

(b) The amount of each instalment ordered \$ _____ weekly
 fortnightly
 monthly

5 Reasons for the application

6 State any other relevant details

Dated:
[dd/mm/yyyy]

*Signature of *Applicant / *Applicant's Australian Lawyer*

PLEASE NOTE:

1. IF THE APPLICANT IS THE JUDGMENT DEBTOR, A STATEMENT OF AFFAIRS TO THE EFFECT OF FORM 61B (OR FORM 61C IF A CORPORATION) MUST BE FILED WITH THIS APPLICATION.
2. A COPY OF THIS APPLICATION AND, IF THE APPLICATION IS BY THE JUDGMENT DEBTOR A STATEMENT OF AFFAIRS, MUST BE SERVED ON THE RESPONDENT PARTY.
3. IF YOU DO NOT UNDERSTAND THIS DOCUMENT, YOU SHOULD OBTAIN LEGAL ADVICE IMMEDIATELY. YOU MAY ALSO NEED TO OBTAIN FINANCIAL COUNSELLING.

* Delete if not applicable
