MAGISTRATES' COURT GENERAL CIVIL PROCEDURE RULES 2020

Rule 67.01(2)FORM 67A

**SUMMONS TO ATTEND FOR ORAL EXAMINATION**

**IN THE MAGISTRATES' COURT Court Number:**

**OF VICTORIA AT**

**BETWEEN**

|  |  |
| --- | --- |
|  | **Plaintiff** |

Of *(Address of Plaintiff)*:

and

|  |  |
| --- | --- |
|  | **Defendant** |

Of *(Address of Defendant)*:

NATURE OF COMPLAINT: *(e.g. Monies Owed – state shortly)*

|  |
| --- |
|  |

|  |  |  |  |
| --- | --- | --- | --- |
| Date of Document: |  |  |  |
| Filed on Behalf of: |  | Code: |  |
| Australian Lawyer name: |  | Telephone: |  |
| Address: |  | Reference: |  |

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| To: |  | | | | | | |
|  | *(Judgement Debtor, or if a Corporation, an officer of the corporation and their position)* | | | | | | |
| of |  | | | | | | |
|  | *(Address of Judgement Debtor)* | | | | | | |
| on |  | | the Court ordered \*you/\*the Corporation to pay money. | | | | |
|  | *(date)* | |  | | | | |
| You must attend before the Court to be orally examined by application of | | | | | | | |
|  | | | | as to \*your/\*the Corporation’s income, property, assets, | | | |
| *(Judgement Creditor)* | | | |  | | | |
| debts and other liabilities and \*your/\*the Corporation’s means and ability to pay the amount ordered to | | | | | | | |
| be paid. | | | | | | | |
|  | | | | | | | |
| **The examination will be heard by the Court at** | | | | |  | on |  |
|  | | | | | *(venue)* |  | *(date)* |
| **at** |  | **a.m./p.m.** | | |  | | |
|  | | | | | | | |
| You are required to produce to the Court on the day of the examination all books of account, papers,  documents, passbooks and current statements for all bank/building society/credit union accounts, and all relevant files dealing with \*your/\*the Corporation’s income, purchases and expenditure. | | | | | | | |

**IF YOU DO NOT ATTEND IN ANSWER TO THIS SUMMONS A WARRANT MAY BE ISSUED FOR YOUR ARREST.**

Dated

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Signature of Registrar)*

|  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **The amount due and unpaid on the Court order is -** | | | | | | | | | | | | |
|  | Amount awarded on claim | | | | | | | | | | $ |  |
|  | Costs ordered | | | | | | | | | | $ |  |
|  | Interest awarded | | | | | | | | | | $ |  |
|  | **Sub-Total** | | | | | | | | | | $ |  |
|  | Less amount paid since order | | | | | | | | | | $ |  |
|  | **Total** | | | | | | | | | | $ |  |
|  |  | | | | | | | | | |  |  |
| **Additional amounts that have accrued against you since the Court order are-** | | | | | | | | | | | | |
|  | Interest from the order to this date- | | | | | | | | | |  |  |
|  |  |  | to |  | , |  | days at |  | % |  | $ |  |
|  |  |  | to |  | , |  | days at |  | % |  | $ |  |
|  | Costs of this summons (Solicitors Only) | | | | | | | | | | $ |  |
|  | Filing fee | | | | | | | | | | $ |  |
|  | Service fee | | | | | | | | | | $ |  |
|  | Conduct Money | | | | | | | | | | $ |  |
|  | Other *(Please specify)* | | |  | | | | | | | $ |  |
|  | **Total** | | | | | | | | | | $ |  |

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_