

MAGISTRATES' COURT GENERAL CIVIL PROCEDURE RULES 2020

Rule 71.04(7)

FORM 71B

GARNISHEE ORDER

(where garnishee debt is greater than judgment debt, interest and judgment creditor's costs)

IN THE MAGISTRATES' COURT OF VICTORIA AT

Court Number

BETWEEN

_____	Judgment Creditor
and	
_____	Judgment Debtor
and	
_____	Garnishee

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

THE COURT ORDERS THAT:

- The garnishee pay without delay to the judgment creditor \$ _____ being so much of the debt due from the garnishee to the judgment debtor as is sufficient to satisfy the judgment debt, the interest accrued thereon and the costs of the judgment creditor of the garnishee proceedings and that in default of payment execution may issue against the garnishee

[or where the debt is not due but accruing]

pay to the judgment creditor \$ _____ being so much of the debt accruing from time to time to the judgment debtor as is sufficient to satisfy the judgment debt, the interest accrued thereon and the costs of the judgment creditor of the garnishee proceedings as follows:

[state the amount or amounts to be paid and the time or times of payment as directed by the Court]

and that in default of payment, execution may issue against the garnishee.

(where appropriate add)

- The garnishee be at liberty to retain \$ _____ being the garnishee's costs of the garnishee proceedings out of the balance of the debt due [or accruing] from time to time to the judgment debtor.

BY THE COURT

Dated:

Registrar