



FEDERAL JURISDICTION PROCEEDINGS
ANNEXURE – APPLICATIONS FOR RETAIL AND COMMERCIAL LEASE
MATTERS

WHO SHOULD USE THIS FORM?

This form should be used if a federal jurisdiction application to the Magistrates' Court is being made, and the matter relates to a retail tenancy dispute under the *Retail Leases Act 2003* or a commercial tenancy dispute of which VCAT previously held exclusive jurisdiction.

This form **must** accompany the "Form 10A" and filed together with relevant supporting documentation.

APPLICATION INFORMATION – TO BE COMPLETED BY APPLICANT

1. APPLICANT INFORMATION

Please indicate in what capacity you bring this claim:

☐

Landlord

☐

Guarantor

☐

Tenant

☐

Other

If other, please specify:

2. CLAIM DETAILS

What is the application about?

☐

Retail lease

☐

Commercial lease

☐

Other, please specify

Provide the address of the leased premises below:

Has a notice to vacate been served under s 146 of the Property Law Act? If yes, state the date it was served

☐

Yes

Date notice to vacate was served:

11/29/21

☐

No

3. SUPPORTING DOCUMENTATION

The following documentation must be attached to this application:

☐

Certificate from the Small Business Commissioner – required for all applications about a retail lease unless the application is:

- For an injunction
- For outstanding rent only
- About a dispute for a rental determination by a specialist valuer
- To enforce terms of settlement at the Small Business Commission.

☐

Lease agreement – if the application concerns a retail lease.

☐

ASIC Company Extract – if the respondent is a company.

Company Extracts may be obtained at www.asic.gov.au

☐

Notice to vacate under s 146 of the Property Law Act – if a Notice to Vacate has been served.