

REGISTRY AT:

**MAGISTRATES COURT OF
WESTERN AUSTRALIA (CIVIL JURISDICTION)
CLAIM FOR RECOVERY OF
POSSESSION OF REAL PROPERTY
FORM 5**

Case number:
Date lodged:
Service type:

Claimant	Name:		
	Address:	Postcode:	

Defendant	Name:		
	Address:	Postcode:	

Address of premises	
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Gross annual rental value: \$
Written notice demanding possession lodged: yes/no

REASON FOR CLAIM (Give full details)

ORDER REQUIRED (Give full details)

Signature of claimant or lawyer		Date	
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NOTICE OF HEARING	FINANCIAL DETAILS
TAKE NOTICE that this claim has been set down for a listing conference in the Magistrates Court held at: on day the day of 20 am/pm.	Claim \$ Court fee \$ Service fee \$ Travelling fee \$ Lawyer's cost \$ Total amount of claim \$

Address for service		
Contact details	Telephone:	Lawyers ref:	Fax:
	E mail:		

Court Seal

Case Noof 20

FEES PAID

LODGEMENT OF CLAIM

\$ Rec No Date / /20

LODGEMENT OF COUNTER/THIRD PARTY CLAIM

\$ Rec No Date / /20

\$ Rec No Date / /20

\$ Rec No Date / /20

APPLICATION FOR HEARING

\$ Rec No Date / /20

HALF DAILY HEARING ALLOCATION FEE

\$ Rec No Date / /20

\$ Rec No Date / /20

APPLICATIONS

\$ Rec No Date / /20

\$ Rec No Date / /20

\$ Rec No Date / /20

ASSESSMENT OF COSTS

\$ Rec No Date / /20

OTHER

\$ Rec No Date / /20

\$ Rec No Date / /20

\$ Rec No Date / /20

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Address of premises	
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Address for service		
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	E mail:		

Court Seal

SEE NOTES ON REVERSE ON GUIDANCE OF DEFENDANT/S

NOTICE TO DEFENDANT

NON-APPEARANCE OF PARTIES

If you fail to appear at the time and place mentioned in the Notice of Hearing, an order may be made in your absence. If the claimant fails to appear the claim may be dismissed. If both parties fail to appear then the action may be struck out.

The attached Claim for Recovery of Possession of Real Property has been listed for a listing conference on the date endorsed.

The Court may, on the date of the listing conference, direct that the parties immediately attend a pre-trial conference before a Registrar.

If the case is not settled the Court will list the case for trial.

NOTICE OF INTENTION TO CONSENT

When the case is heard by the Court, I/we intend to consent to an order being made in the terms of the application.

(Signature of defendant)

(Date)

PART C – Claimant’s copy

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	Address:	Postcode:	

Defendant	Name:		
	Address:	Postcode:	

Address of premises	
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Gross annual rental value: \$
Written notice demanding possession lodged: yes/no

REASON FOR CLAIM (Give full details)

ORDER REQUIRED (Give full details)

Signature of claimant or lawyer		Date	
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NOTICE OF HEARING	FINANCIAL DETAILS
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Address for service		
Contact details	Telephone:	Lawyers ref:	Fax:
	E mail:		

Court Seal

SEE NOTES ON REVERSE ON GUIDANCE OF CLAIMANT

NOTICE TO CLAIMANT

NON-APPEARANCE OF PARTIES

If you fail to appear at the time and place mentioned in the notice of hearing the Court may dismiss your claim.

The attached Claim for Recovery of Possession of Real Property has been listed for a listing conference on the date endorsed.

The Court may on the date of the listing conference direct that the parties immediately attend a pre-trial conference before a Registrar.

The claim must be lodged together with any written notice demanding possession of the property.

If the case is not settled the Court will list the case for trial.
