Form 3C

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| RETAIL AND COMMERCIAL LEASES APPLICATION**Magistrates Court of South Australia (Civil Division)**[www.courts.sa.gov.au](http://www.courts.sa.gov.au)*Retail and Commercial Leases Act 1995*Sections 12, 15, 68, 76(8) and 77(2)*Landlord and Tenant Act 1936* (other than applications to which Sections 12 and 20 of the *Retail and Commercial Leases Act 1995* apply) | Court UseDate Filed:Date Posted |
|  |
| Trial Court |       | Action No |       |
| Address |       |       |       |       |
|  | *Street* | *Telephone* | *Facsimile* | *DX* |
|  |       |       |       |       |
|  | *City/Town/Suburb* | *State* | *Postcode* | *Email Address* |
| Amount Claimed (if any) | $      |
| Court Fee on Filing | $      |
| Service and Other Fee | $      |
| Solicitor’s Fee | $      |
| TOTAL CLAIMED | $      |
| **Applicant** |
| Full Name |       |
| Address*(Registered Office, if Body Corporate)* |       |       |       |
|  | *Street* | *Telephone* | *Facsimile* |
|  |       |       |       |       |
|  | *City/Town/Suburb* | *State* | *Postcode* | *Email Address* |
| Solicitor (if any) |       |
| **Other Party** |
| Full Name |       |
| Address*(Registered Office, if Body Corporate)* |       |       |       |
|  | *Street* | *Telephone* | *Facsimile* |
|  |       |       |       |       |
|  | *City/Town/Suburb* | *State* | *Postcode* | *Email Address* |
| Solicitor (if any) |       |
| This is an application by the [ ]  lessor / [ ]  lessee for an order under: [ ]  s 12 – false or misleading disclosure statement[ ]  s 15 – recovery of premium paid in connection with the granting of a retail shop lease[ ]  s 68– general jurisdiction[ ]  s 76(8) – dispute about abandoned goods[ ]  s 77(2) – exemption from provisions of the Act[ ]  *Landlord and Tenant Act 1936* and reg 14 of the *Retail and Commercial Leases Regulations 2010* |
| The relevant retail shop lease is dated the       day of       20     and is for a shop at (please state the name and address of shopping centre) -      |
| Briefly state the facts giving rise to this application and the remedy you want\*:      |
| **IMPORTANT NOTICE**You both must attend at the Trial Court for the Directions Hearing fixed by the Court or this application may be decided without you. |
|   Date APPLICANT  |
| \*Relief sought pursuant to s 12(5) *Retail and Commercial Leases Act 1995* includes:(a) an order avoiding the lease in whole or part;(b) an order varying the lease;(c) an order requiring the lessor to repay money paid by the lessee;(d) an order requiring the lessor to pay compensation to the lessee;(e) an order dealing with incidental or ancillary matters. |