Form 1ACh

To be inserted by Court	
Case Number:	
Date Filed:	
FDN:	
Hearing Date and Time:	
Hearing Location:	

ORIGINATING APPLICATION- VEHICLE CLAMPING ACT – EXTENSION OF CLAMPING, CREDIT PROVIDER RELIEF

	 	 Full Name
Respondent		

Applicant				
	Full Name			
Name of law firm/solicitor				
	Law Firm		Responsible Solicitor	
Address for service				
	Street Address (including unit or level number and name of property if required)			
	City/town/suburb	State	Postcode	Country
	Email address		-	
Phone Details				
	Type (eg. home; work; mobile) – N	lumber	Another number (optional)	

Form 1ACh

Only complete if applicable otherwise mark a	s N/A			
Applicant				
	Full Name			
Name of law firm/solicitor				
	Law Firm		Responsible Solicitor	
Address for service				
	Street Address (including unit or	evel number and name of proper	ty if required)	1
	City/town/suburb	State	Postcode	Country
	Email address		1	
Phone Details				

Type (eg. home; work; mobile) - Number

Only complete if applicable otherwise mark as N/A

Applicant				
	Full Name		-	
Name of law firm/solicitor				
	Law Firm		Responsible Solicitor	
Address for service				
	Street Address (including unit or level number and name of property if required)			
	City/town/suburb	State	Postcode	Country
	Email address			
Phone Details				
	Type (eg. home; work; mobile) – N	lumber	Another number (optional)	

Another number (optional)

Respondent				
	Full Name			
Address				
	Street Address (including unit or I	evel number and name of proper	ty if required)	
	City/town/suburb	State	Postcode	Country
	Email address			
Phone Details				
	Type (eg. home; work; mobile) – N	lumber	Another number (optional)	

Only complete if applicable otherwise mark as N/A

Respondent						
	Full Name					
Address						
	Street Address (including unit or I	level number and name of prope	ty if required)			
	City/town/suburb	State	Postcode	Country		
	Email address					
Phone Details						
	Type (eg. home; work; mobile) – Number		Another number (optional)			

Form 1ACh

[

ſ

ſ

[

[

[

ſ

ſ

ſ

Only complete if applicable otherwise mark a	is N/A					
Respondent						
	Full Name					
Address						
	Street Address (including unit or I	evel number and name of proper	ty if required)			
	City/town/suburb	State	Postcode	Country		
			·			
	Email address					
Phone Details						
-						
	Type (eg. home; work; mobile) – Number Another number (optional)					
			• • • • •			

Application Details Mark appropriate sections below with an 'x' Matter type:Enter matter type This Application is for:] an order for extension of clamping period section 7(1)] an order for removal of clamps or release of an impounded motor vehicle section 21(1)(a)] an order for release to the credit provider of a motor vehicle impounded under this Act section 21(1)(b)] an order for payment out of proceeds of sale section 21(1)(c) This Application is made under section 7(1) / 21(1)(a) / 21(1)(b) / 21(1)(c) circle one of the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007. The Applicant seeks the following orders: Enter orders sought in separately numbered paragraphs. select if section 7(1) selected above That despite section 6 of the Criminal Law (Clamping, Impounding and Forfeiture] 1. of Vehicles Act 2007, the motor vehicle described below is liable to remain clamped for a period of [Enter days] days. must be more than 28 days but less than 00 days select if section 21(1)(a) selected above That the clamps affixed to the motor vehicle described below under the 12. Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007 be removed. select if section 21(1)(b) selected above That the motor vehicle described below impounded under the Criminal Law] 3. (Clamping, Impounding and Forfeiture of Vehicles) Act 2007 be released to the credit provider as specified in this application. select if section 21(1)(c) selected above That the credit provider receive an amount out of any proceeds of the sale of 14. the motor vehicle described below impounded under the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007. 15. provision for multiple.

Enter other orders

Г

Thi	s Ap	oplication is made on the grounds:
[]	set out in the accompanying Affidavit sworn bydate
[]	Select if sections 21(1)(a) or 21(1)(b) selected above that the rights of the credit provider would be significantly prejudiced if
		the order were not made because
		Enter reasons
[]	default selected if section 21(1)(c) selected above that the credit provider has suffered / will suffer Circle one loss as a result of
		the exercise of powers under the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act
		2007 because
		Enter reasons
[]	
		Enter other grounds
The) Ap	lete if applicable otherwise mark as N/A plication is urgent because
Enter	grou	nds in separately numbered paragraphs where more than one

Vehicle subject of Application					
Registration number:	Number				
Plate number:	Number				
Garaging address:	Street: include unit or level number and/or name of prope				
	City/town/suburb				
	State	Postcode			
Make of vehicle: if known	Make				
Model of vehicle: if known	Model				
Year of manufacture: if known	Year				
Engine number: if known	Engine				
Vehicle identification number: if known	Number				
Credit provider of vehicle subject of application					
Credit provider:	full name/registered company/firm/business name etc				
[ACN/ABN]:if applicable	Number				

Address:	Street: include unit or level number and/or name of property if necessary			
	City/town/suburb	State	postcode	
	Country: default Australia and i	not displayed if Australia		
Email address:	Email address			
Telephone:	Phone number	Alternative phone		

To the Other Parties: WARNING

This Application will be considered at the hearing at the date and time set out at the top of this document.

If you wish to oppose the Application or make submissions about it:

- you must attend the hearing; and
- if you wish to rely on any facts in addition to or contrary to those relied on by the party seeking the orders, you must file and serve on all parties an Affidavit within 14 days after service of the Application.

If you do not do so, the Court may proceed in your absence and orders may be made **finally determining** this proceeding without further warning.

Service

Mark appropriate sections below with an 'x'

Under section 7(3) / 21(3) circle one of the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007, Notice of an Application under section 7 / 12 / 21 circle one of the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007 must be given to:

each registered owner of the motor vehicle subject of the Application.

- [] Must select if Application under section 7 if the Commissioner of Police is aware that any other person claims ownership of the motor vehicle [or is likely to suffer financial or physical hardship as a result of the making of an order under section 7].
- [] each person registered under the *Personal Property Securities Act 2009* as a secured party in relation to a security interest for which the motor vehicle subject of the Application is collateral.
- [] Must select if Application made under section 21 and motor vehicle is clamped or impounded under Part 2 of the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007 the Commissioner of Police.
- [] Must select if Application made under section 21 and motor vehicle is clamped or impounded under Part 3 of the Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007 the Sheriff.

Accompanying Documents Mark appropriate sections below with an 'x' Accompanying this Application is a: [] Multilingual Notice mandatory [] Supporting Affidavit mandatory [] Notice to Respondent Served Interstate mandatory when address of party to be served is interstate [] Notice to Respondent Served in New Zealand mandatory when address of party to be served is in NZ [] Notice to Respondent Served outside Australia mandatory when address of party to be served is overseas & not in NZ [] If other additional document(s) please list below:
