

MAGISTRATES COURT:

Registry  
PH:  
FAX:**RESIDENTIAL TENANCIES ACT 1987 (WA)****APPLICATION FOR COURT ORDER  
FORM 12**

Case number:

Date lodged:

**APPLICANT**

Tick [✓] a box

 Lessor Tenant

Name:

Address:

Postcode:

**RESPONDENT**

Tick [✓] a box

 Lessor Tenant

Name:

Address:

Postcode:

**Address of rented premises:****Reasons for application: (Give full details)****Order required: (Give full details)**

Signature of applicant

Date

**NOTICE OF HEARING****TAKE NOTICE** that this application has been set down  
for hearing in the Magistrates Court at:on            the            day  
of            20            at            am/pm.**FINANCIAL DETAILS**

Amount of claim	\$
Court fee	\$
<b>Total amount of claim</b>	<b>\$ 0.00</b>

Registrar

Date

**IF YOU DO NOT APPEAR AT THE HEARING, THE ISSUE IN DISPUTE MAY BE RESOLVED BY THE COURT ON  
THE EVIDENCE PUT BEFORE IT.**

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## INFORMATION FOR THE RESPONDENT

<b>TO THE RESPONDENT</b>	<p>This application is issued out of the Civil Jurisdiction of the Magistrates' Court. Legal representation is not permitted unless:</p> <ul style="list-style-type: none"><li>a) all parties and the Court agree;</li><li>b) the other party is a lawyer;</li><li>c) one of the parties is a corporation and the other party elects to be so represented;</li><li>d) the Court is satisfied one of the parties is unable to appear or conduct the proceedings properly himself/herself; or</li><li>e) the Commissioner for Fair Trading appears for the other party.</li></ul>
<b>SETTLEMENT BETWEEN PARTIES</b>	<p>The primary intention of the <i>Residential Tenancies Act</i> is to try to achieve an agreement suitable to both parties and if that fails then for the Court to adjudicate. You should therefore give some thought to settlement by agreement.</p> <p>The terms of a settlement may be embodied in a court order.</p> <p>If you consent to the making of an order please complete the form appearing on this page. Once the consent form is lodged with the Court an order will be made and you will not be required to attend the hearing.</p> <p>If you cannot reach agreement with the other party then you must be ready to proceed at the time and date stated in the Notice of Hearing. You will be required to have all witnesses and documents available.</p>
<b>NON-APPEARANCE OF PARTIES</b>	<p>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 applicant fails to appear an order may be made in his/her absence. If both parties fail to appear then the action may be struck out.</p>
<b>ADJOURNMENT</b>	<p>The Court has the power to adjourn hearings to any time or place or to a time and place to be fixed.</p>
<b>FORM OF CONSENT</b>	<p>I/we consent to an order being made in the terms of the application and acknowledge that this consent may not be withdrawn.</p> <p>Signature of respondent(s):</p> <p>Date:</p>

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## INFORMATION FOR THE APPLICANT

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<b>NON-APPEARANCE OF PARTIES</b>	<p>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 respondent fails to appear the matter may proceed in his/her absence. If both parties fail to appear then the action may be struck out.</p>
<b>ADJOURNMENT</b>	<p>The Court has the power to adjourn hearings to any time or place or to a time and place to be fixed.</p>