

NOTICE OF DISCONTINUANCE

COURT DETAILS

Court Write 'Local Court'
#Division Write 'Small Claims Division'
#List Delete or leave blank
Registry Write the court where the statement of claim was filed
Case number Write case number given when statement of claim filed

TITLE OF PROCEEDINGS This section should be completed with the same details as in the 'TITLE OF PROCEEDINGS' section of the statement of claim form.

[First] plaintiff [name]

#Second plaintiff #Number of
plaintiffs (if more than two)

[First] defendant [name]

#Second defendant #Number of
defendants (if more than two)

FILING DETAILS

Filed for [name] [role of party eg plaintiff] Write your name, plaintiff

#Filed in relation to [eg plaintiff's claim, (number) cross-claim] Delete or leave
blank

[include only if form to be eFiled]

#Legal representative [solicitor on record] [firm] Delete or leave blank

#Legal representative reference [reference number] Delete or leave blank

Contact name and telephone [name] [telephone] Write your name and telephone number

Contact email [email address] Write your email address

NOTICE DETAILS

- #The [role of party] write 'plaintiff' discontinues the whole of these proceedings.

#The [role of party] discontinues these proceedings so far as they concern [role of party or parties being discontinued against]. Delete this option if there is only one defendant. Delete this option if there is more than one defendant and you are discontinuing against all of them. You should get legal advice if you are not discontinuing against all defendants.
- The [role of party] write 'plaintiff' does not represent any other person.
- #Each active party consents to the discontinuance. Delete this option if defendant will not agree to sign this notice of discontinuance. You should get legal advice if

any active party in the proceedings will not agree to sign this notice of discontinuance.

#This notice of discontinuance has been filed with the leave of the court granted on [date].
Delete this option if the defendant agrees to sign the notice of discontinuance, or write in date that court gave you permission to discontinue

SIGNATURE

#Signature of legal representative	Delete or leave blank
#Signature of or on behalf of party if not legally represented	Sign in this place once you have completed the form
Capacity	[eg solicitor, authorised officer, role of party] Write 'Plaintiff' (or 'Authorised Officer of plaintiff' if plaintiff is a company or association)
Date of signature	

#TERMS OF DISCONTINUANCE

#Consent to the proceedings being discontinued is given on the following terms:

- 1 [Write any agreed conditions for the case being discontinued, such as the payment of legal costs by a party. Delete if there are no conditions or terms for the discontinuance]
- 2 []

#NOTICE OF CONSENT

[Role of other party] Write 'Defendant'

#Signature of legal representative	Leave blank
#Signature of or on behalf of party if not legally represented	Leave blank for defendant to sign
Capacity	[eg solicitor, authorised officer, role of party] Leave blank for defendant to fill in
Date of signature	Leave blank for defendant to write date

[repeat as required for each additional party]