

**NOTICE OF MOTION**  
**#OBJECTION TO INSTALMENT ORDER**  
**#OBJECTION TO ORDER REFUSING INSTALMENT APPLICATION**  
*Delete 'objection to instalment order'*

**COURT DETAILS**

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

**TITLE OF PROCEEDINGS**

[First] plaintiff <i>Delete 'first' if there is only one plaintiff</i>	<b>[name]</b> Write name of plaintiff
#Second plaintiff #Number of plaintiffs (if more than two) <i>Delete if there is only one plaintiff</i>	Delete this section if only one plaintiff
[First] defendant <i>Delete 'first' if you are the only defendant</i>	<b>[name]</b> Write name of defendant
#Second defendant #Number of defendants (if more than two) <i>Delete if you are the only defendant</i>	Delete this section if only one plaintiff

**FILING DETAILS**

Person seeking orders	<b>[name]</b> [role of party eg plaintiff] ( <b>judgment [#creditor #debtor]</b> ) Write your name, then 'defendant (judgment debtor)'
#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

**PERSON AFFECTED BY ORDERS SOUGHT**

**[name]** [role of party eg defendant] (**judgment [#debtor #creditor]**) Write name of plaintiff, then 'plaintiff (judgment creditor)'

**HEARING DETAILS**

This motion is listed at [time, date and place to be inserted by the registry unless otherwise known]. [The court will complete these details](#)

[on separate page]

**ORDERS SOUGHT**

1 #The court rescind or vary the instalment order allowing the judgment debtor to pay the judgment debt to the judgment creditor by instalments. [Delete](#)

#The court set aside the order refusing the application by the judgment debtor to pay the judgment debt to the judgment creditor by instalments. [Keep this option](#)

2 #The judgment debtor pay the judgment debt to the judgment creditor by instalments on the following terms.

Amount \$ [Write the instalment amount you wish to pay](#)

Frequency [\[#weekly #fortnightly #monthly\] Choose how often you want to pay the instalments, and delete the other options](#)

First payment [\[date\] Write the date you would like to pay the first payment](#)

**SIGNATURE**

#Signature of legal representative [Delete or leave blank](#)

#Signature of or on behalf of party if not legally represented [Sign in this space once you have completed this form](#)

Capacity [\[eg solicitor, authorised officer, role of party\] Write defendant](#)

Date of signature [Write the date you signed this form](#)

**STAY OF PROCEEDINGS**

These proceedings are [\[#stayed #not stayed\]](#) pending the determination of this application.

Signature [Leave blank](#)

Capacity [Leave blank](#)

Date of signature [Leave blank](#)