

[FIRST] CROSS-CLAIM STATEMENT OF CROSS-CLAIM

COURT DETAILS

Court

#Division

#List

Registry

Case number

TITLE OF PROCEEDINGS

[First] plaintiff **[name]**

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

[First] defendant **[name]**

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

TITLE OF THIS CROSS-CLAIM

[First] cross-claimant **[name]**

#Second cross-claimant **[#name #number]**
#Number of cross-claimants (if
more than two) Refer to Party Details at rear for full list of parties]

[First] cross-defendant **[name]**

#Second cross-defendant **[#name #number]**
#Number of cross-defendants (if
more than two) Refer to Party Details at rear for full list of parties]

FILING DETAILS

Filed for **[name]** [role of party eg defendant]

#Filed in relation to **[eg plaintiff's claim, (number) cross-claim]**
[include only if form to be eFiled]

#Legal representative **[solicitor on record] [firm]**

#Legal representative reference **[reference number]**

Contact name and telephone **[name] [telephone]**

HOW TO RESPOND

Please read this statement of cross-claim very carefully. If you have any trouble understanding it or require assistance on how to respond to the cross-claim you should get legal advice as soon as possible.

You can get further information about what you need to do to respond to the claim from:

- A legal practitioner.
- LawAccess NSW on 1300 888 529 or at www.lawaccess.nsw.gov.au.
- The court registry for limited procedural information.

You can respond in one of the following ways:

- 1 If you intend to dispute the cross-claim or part of the cross-claim**, by filing a defence and/or making a cross-claim.
- 2 If money is claimed, and you believe you owe the money claimed**, by:
 - Paying the cross-claimant all of the money and interest claimed.
 - Filing an acknowledgement of the claim.
 - Applying to the court for further time to pay the claim.
- 3 If money is claimed, and you believe you owe part of the money claimed**, by:
 - Paying the cross-claimant that part of the money that is claimed.
 - Filing a defence in relation to the part that you do not believe is owed.

Court forms are available on the UCPR website at www.lawlink.nsw.gov.au/ucpr or at any NSW court registry.

REGISTRY ADDRESS

Street address

Postal address

Telephone

[on separate page]

[Do not include the affidavit verifying in Local Court proceedings. See Guide to preparing documents for other circumstances where affidavit not required.]

#AFFIDAVIT VERIFYING

Name

Address

Occupation

Date

I [#say on oath #affirm]:

1 #I am the [first] cross-claimant.

#I am [give details of the capacity of the person making the affidavit and the facts that qualify the person to make the affidavit].

2 I believe that the allegations of fact in the statement of cross-claim are true.

#SWORN #AFFIRMED at

Signature of deponent

Signature of witness

Name of witness

Address of witness

Capacity of witness

[#Justice of the peace #Solicitor #Barrister #Commissioner for affidavits #Notary public]

[on separate page]

PARTY DETAILS

A list of parties must be filed and served with this statement of cross-claim.

#[Include only if more than two cross-claimants and/or more than two cross-defendants.]

PARTIES TO THIS CROSS-CLAIM

Cross-claimant[s]

[name] [role of party eg first cross-claimant]

[repeat as required for each additional cross-claimant]

Cross-defendant[s]

[name] [role of party eg first cross-defendant]

[repeat as required for each additional cross-defendant]

#DETAILS ABOUT CROSS-DEFENDANT[S] THAT ARE NEW PARTIES

[First] cross-defendant

Name

Address

#[unit/level number]

#[building name]

[street number]

[street name]

[street type]

[suburb/city]

[state/territory]

[postcode]

#[country (if not Australia)]

[repeat the above information as required for each additional cross-defendant that is a new party]