

Form 11: List of Documents

[Rule 28.7(2)]

(Heading as in Form 1)

List of Documents

This list is completed in accordance with an order for:

(a) Standard disclosure YES/NO

(b) Specific disclosure YES/NO

dated

and is served on behalf of the claimant/defendant/ [other].

I, [claimant] [defendant]]

certify that I have had explained to me –

(a) the duty of standard disclosure, and

(b) the terms of the order dated for specific disclosure

and my duty to disclose documents in accordance with that order,

and that I have complied with that duty.

(In the case of a list served by a company, firm, association or other organisation, the certificate must continue –)

I am the (capacity) the of the [claimant] [defendant] [other].

I accept responsibility for identifying any individuals who might be aware of any document which

should be disclosed. I have asked the following individuals whether they are aware of any such

documents -

NAME

POSITION

Part 1 of Schedule 1 contains a list of ALL the documents which –

(a) are or were in the physical possession of the [claimant] [defendant]; or

(b) the [claimant] [defendant] has or has had a right to possession of; or

(c) the [claimant] [defendant] has or has had a right to inspect or take copies of, and on which the [claimant] [defendant] relies or intends to rely in these proceedings, [together with such documents or classes of documents which the [claimant] [defendant] was ordered to disclose by the order of the court dated xx.xx.xxxx.

I/We claim a right to withhold disclosure and inspection of the documents listed in Part 2 of Schedule 1 on the basis stated in the Schedule.

The [claimant] [defendant] is not in physical possession of the documents listed in Schedule 2 and the Schedule states what has happened to those documents.

Neither the [claimant] [defendant] nor the [claimant's] [defendant's] legal practitioner nor anyone else on behalf of the [claimant] [defendant] now has or has ever had physical possession of, nor has the [claimant] [defendant] now or ever had the right to possession or the right to take copies of any document which should be disclosed and inspected under the terms of the court's order other than those listed in this List of Documents.

Dated.....

Signed.....

[Claimant] [Defendant]

[named representative for claimant/defendant]

The court office is at [xxx xxx xxx] telephone number xxx-xxxx, FAX xxx.xxxx. The office is open between [..... a.m.] and [.... p.m.]..... to except public holidays.