



**ARBITRATORS' AND MEDIATORS'
INSTITUTE OF NEW ZEALAND INC**

Te Mana Kaiwhakatau, Takawaenga o Aotearoa

Application to Nominate an Adjudicator

Under Section 33 and Section 63 of the Constructions Contracts Act 2002

The claimant applies to the Arbitrators' and Mediators' Institute of New Zealand Inc. for the nomination of an adjudicator for the purposes of a construction contract under the Construction Contracts Act 2002.

All nominations will be made by the Appointments Officer, after advice from the Appointments Advisory Panel. Appointments are usually made within 3 business days from receipt.

1. CLAIMANT'S DETAILS

Name of Claimant:

Contact Person:

Address for Service:

Phone:

Fax:

Email:

Mobile:

2. RESPONDENT'S DETAILS

Name of Respondent:

Contact Person/Respondent's Representative:

Address for Service:

Phone:

Fax:

Email:

Mobile:

3. OTHER PARTIES' (IF ANY) DETAILS

Name of the Respondent/Owner:

Contact Person/Representative:

Address for Service:

Phone:

Fax:

Email:

Mobile:

Name of the Respondent/Owner:

Contact Person/Representative:

Address for Service:

Phone:

Fax:

Email:

Mobile:

Name of the Respondent/Owner:

Contact Person/Representative:

Address for Service:

Phone:

Fax:

Email:

Mobile:

4. DATE OF CONTRACT

____/____/____

5. DATE THAT THE NOTICE OF ADJUDICATION WAS SERVED ON THE OTHER PARTY/PARTIES TO THE CONSTRUCTION

The notice must be served within 5 business days of AMINZ receiving this application.

Notice Served:

Date: ____/____/____

***Please attach a copy of the Notice of Adjudication**

6. HAS THE CLAIMANT SERVED ON THE RESPONDENT ANY OTHER NOTICE OF ADJUDICATION RELATING TO THE SAME CONTRACT?

Please circle: Yes/No

If yes, please attach copies

PLEASE NOTE: THIS APPLICATION MUST BE ACCOMPANIED BY A COPY OF THE NOTICE OF ADJUDICATION

The requirement for a Notice of Adjudication under the Construction Contracts Act 2002 is as follows:

S.28(2) The Notice of Adjudication must state:

- (a) the date of the notice;
- (b) the nature and brief description of the dispute and of the parties involved;
- (c) details of where and when the dispute arose
- (d) the relief and the remedy that is sought
- (e) whether approval for the issue of a charging order under section 29 is being sought;
- (f) whether a determination of an owner's liability under section 30(a) and an approval for the issue of a charging order under section 10(b) are being sought;
- (g) details sufficient to identify the construction contract to which the dispute relates, including –

- (i) the names and addresses of the parties to the contract; and
- (ii) if available, the addresses that the parties have specified for the service of the notices.

7. DOES THE CLAIMANT SEEK THE ADJUDICATOR'S APPROVAL FOR THE ISSUE OF A CHARGING ORDER?

Please circle: Yes/No

8. IS THE NATURE OF THE DISPUTE BASED ON PAYMENT?

Please circle: Yes/No

If no, please specify:

9. TYPE OF CONTRACT

- NSZ3910 OF 3916, 3916 OR 3917
- NZ Institutes of Architects (NZIA) Standard Conditions
- Registered Master Builders Federation
- Certified Builders Association of NZ
- Other (please specify)

10. THE DISPUTE ARISES OUT OF:

- Main Contract
- Management Contract
- Design Build Contract
- Sub Contract
- Sub Sub Contract
- Residential Contract
- Other (please specify)

11. OTHER RELEVANT DETAILS:

12. CLAIMANT'S SIGNATURE

Claimant's Full Name:

Claimant's Signature:

13. PAYMENT

The application fee of \$500.00 (GST Incl) must be paid to the Arbitrators' and Mediators' Institute of New Zealand Inc. (AMINZ) before the application can be processed and a nomination made

Payment can be made by any of the following methods: (please pick one)

- Cheque: please make cheques payable to Arbitrators' and Mediators' Institute of NZ Inc and return with this completed form to AMINZ, PO Box 1477, Wellington 6140
- Direct Credit: Account No. 02 0568 0419074 00. Please use the following reference: ADJ (name)
- Credit Card:

Please charge my credit card: Visa Mastercard

Name on card:

Card No: _____

Expiry Date: ____/____

Card Verification Number:

Amount: \$500

Signature:

OFFICE USE ONLY:

Date request for adjudication lodged: ____/____/____