File No:

(Court Use Only)

**ADR Form 02** | Request for ADR Consent Order

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| **REQUEST FOR ADR CONSENT ORDER** |

| **Date of request:** | Click here to enter date. | **File Number:** | Click here to enter text. |
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| **Choose an item.** | *(As per Originating Process)* | Click here to enter text. |
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|  |  | **AND** |
| **Respondent** | *(As per Originating Process)* | Click here to enter text. |

**THE PARTIES REQUEST THE COURT MAKES THE FOLLOWING ORDERS BY CONSENT:**

By consent the order of the Court is that:

(please select one and complete the orders you request the Court to make)

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
|  | **The parties agree to participate in and act reasonable and genuinely in, a Preliminary Conference before a Member / the Judicial Registrar at:** *(insert time, date and location below)* | | | | | |
| **Time:** | | Click here to enter time. | **Date:** | Click here to enter date. | **Location:** | Click here to enter location. |

**OR**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
|  | **The parties agree to including their representative and nominated experts, agree to participate in, and act reasonable and genuinely in, a court supervised mediation before:** | | | | | |
| **Name of:** Click here to enter name. Click here to select position. **for** Click here to enter number. **days** | | | | | | |
| **commencing at:** | | | | | | |
| **Time:** | | Click here to enter time. | **Date:** | Click here to enter date. | **Location:** | Click here to enter location. |

**OR**

|  |  |
| --- | --- |
|  | **The parties, including their representatives and nominated experts, agree to participate in and act reasonably and genuinely in, a court supervised mediation before a Convenor from the Land Court ADR Panel agree to by the parties or, if the parties cannot agree, nominated by the Land Court Principal Registrar, at a time, date and location to be confirmed by the Convenor, but no later than:** |
| **Date:** Click here to enter date. | |

**OR**

|  |  |
| --- | --- |
|  | **The parties, their representatives and nominated experts, agree to participate in and act reasonable and genuinely in, a mediation conducted by a Mediator agreed to by the parties at a date time and location to be confirmed by the Mediator, but no later than:** |
| **Date:** Click here to enter date. | |

This direction is referring order for the purpose of the *Civil Proceedings Act 2011*.

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|  | **Unless the Mediator and all parties agree otherwise, the parties must attend the mediation in person or be represented by a person who has the authority to deliver instructions and to execute terms of settlement.** | | | | |
|  |  | | | | |
|  | **By** (insert time) Click here to enter time. **on** Click here to enter date. **each party must:** | | | | |
|  | **Deliver to any other party a brief mediation statement which:**   1. **sets out the issues they say arise in the case;** 2. **states how they would like the case resolved;** 3. **lists any documents they intend to specifically refer to in the mediation;** 4. **if those documents are not included in the Land Court’s file, deliver copies of those documents to each other party.** | | | | |
|  | **Deliver a copy of the statement and attachments to the Land Court Registry in a sealed envelope or by email marked *“Confidential to be opened only by Mediator, Land Court”*.** | | | | |
|  |  | | | | |
|  | **Providing a document by attaching it to a mediation statement is without prejudice to the parties’ right to object to the admission into evidence of all or part of the document at a hearing.** | | | | |
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| Select an option. | | **(If the case will be conducted as an eTrial) The parties must comply with** [Land Court Practice Direction 2 of 2016](https://www.courts.qld.gov.au/__data/assets/pdf_file/0004/468013/lc-pd-2of2016.pdf), **with the following changes:**   1. **the Registrar will deliver the Mediator with read-only access to the eCourtbook for the purpose of the mediation;** 2. **paragraphs 7 to 10 of Land Court Practice Direction 2 of 2016 apply as if the words “the hearing” were replaced by the words “mediation”.** | | | |
|  | |  | | | |
| Select an option. | | **Unless otherwise agreed between the parties and the Mediator, the parties must share the costs of the mediation equally.** | | | |
|  | |  | **Other:** | | |
|  | | |  | | --- | | Click here to enter text. | | | | |
|  | | | | | |
|  | **If the mediation is adjourned, and when the mediation ends, the Mediator must deliver a certificate in the approved form to the Land Court Registry.** | | | | |
|  |  | | | | |
|  | **Unless all parties deliver prior written notice to the Land Court Registry that the case has resolved without the need for court orders, the case is listed for review at:** | | | | |
|  | **Time:** | |  | | --- | | Click here to enter time. | | | **Date:** | |  | | --- | | Click here to enter date. | |

| **DECLARATION** | |
| --- | --- |
|  | **I have read and understood the Privacy Statement below.** |
| **Privacy Statement**  The Land Court and Tribunal Registry (which forms part of the Department of Justice and Attorney-General) is collecting information provided on and with this form to assess the suitability of the matter for dispute resolution services.  Please ensure that the personal information you provide on this form is true and correct, including the information you provide about other parties.  Any information you provide will only be used by the Registry for the purpose for which it was provided. For more information about how DJAG manages personal information please refer to DJAG’s [Privacy Guide.](https://www.justice.qld.gov.au/corporate/publications-policies/information-and-privacy) | |

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| **DECLARATION SIGNATURE** |
| **Signature of Applicant / Appellant:** |
| **Name of signatory:** |
| Click to enter name. |
|  |
| Click here to select date of signing. |
| **Signature of Respondent:** |
| **Name of signatory:** |
| Click to enter name. |
|  |
| Click here to select date of signing. |

| **PROCEDURE FOR FILING** | | |
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| This **ADR Form 02** must be filled in the Land Court. The Form may be submitted via email to: [landcourt@justice.qld.gov.au](mailto:landcourt@justice.qld.gov.au) , or printed and a hardcopy submitted either: | | |
| In Person:  **Land Court Registry**  Level 8  363 George Street  BRISBANE QLD 4000 | By Post:  **The Registrar**  Land Court Registry  GPO Box 5266  BRISBANE QLD 4001 | By Fax:  **The Registrar**  Land Court  (07) 3738 7434 |