**FORM 7**

**Adjudication Claim**

**(Construction Industry Payment & Adjudication Act 2012, section 9)**

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| --- | --- |
| From the Claimant:  Name:  Address: | To the Respondent:  Name:  Address:  To the Adjudicator:  Name:  Address: |
|  | (*Date*) |

|  |  |
| --- | --- |
|  | (*Mode of service*[[1]](#footnote-1)) |
| Adjudication reference number (if any):  Date of Notice of Adjudication:  Date of Receipt of Acceptance of Appointment by Adjudicator:  Contract Reference Number:  Date Contract Was Made:  Project / Work Description:  Project Site Location:  Contract Sum: | |
| Payment Claim Reference:  Payment Claim Amount:  Payment Response Reference (if any):  Payment Claim Amount Admitted and Paid (if any):  Total abatement / set off / cross claim sum (if any):  Amount In Dispute : [ *Amount Claimed or Cross-Claimed by the Claimant* ]: | |

**ADJUDICATION CLAIM**

**A: Parties**

1. The Claimant is [*a private limited company, public listed company, partnership, individual, etc, as the case may be*] having its business address at [*address*]. [*Describe the nature of its business*]
2. The Respondent is [*a private limited company, public listed company, partnership, individual, etc, as the case may be*] having its business address at [*address*]. [*Describe the nature of its business*]

**B: The Construction Contract**

1. By a contract in writing entered into by the parties on [*date the contract was made*], the [claimant/ the respondent] appointed [*or engaged, etc.*] the [*respondent*/*claimant*] as the [contractor/subcontractor/supplier/consultant etc.] for the [*describe the nature of the construction work or consultancy services*] for the [*describe the Project*] in consideration of a contract sum of [*amount*].
2. Relevant extracts of the contract are attached hereto as **Schedule 1**.

**C: Background facts relating to the claim in dispute**

1. [*set out the relevant background facts relating to the dispute*]

**D: Relevant contractual provisions and/or statutory default provisions relating to the claim in dispute**

1. The following are the relevant terms and conditions of the contract [and/or *the relevant default provisions in section 36 of the CIPA Act 2012, if applicable*]:

[*set out the relevant contractual provisions and/or statutory default provisions (if applicable)*]

**E: Payment Claim, Payment Response *(if any)* and Notice of Adjudication**

1. On [*date*], [*the Claimant/the Respondent*] served the Payment Claim on [*the Respondent*/*the Claimant*] by [*state the mode of service*] on [*date*]. A copy of the Payment Claim is attached hereto as **Schedule 2**.
2. On [*date*], [*the Claimant/the Respondent*] served the Payment Response [*if any*] on [*the Respondent/the Claimant*] by [*state the mode of service*] on [*date*]. A copy of the Payment Response is attached hereto as **Schedule 3**.
3. On [*date*], the Claimant served the Notice of Adjudication on the Respondentby [*state the mode of service*] on [*date*]. A copy of the Notice of Adjudication is attached hereto as **Schedule 4**.

**F: The nature and description of the dispute**

1. The dispute involves the following:

[*Set out the nature and description of the dispute*[[2]](#footnote-2)]

**G:** [**Grounds in support of the claimed amount in the Payment Claim** (where the Claimant is the Unpaid Party) or, **Grounds for disputing the claimed amount by reasons of set-off, abatement and/or cross-claim** (where the Claimant is the Non-Paying Party)]

1. [*Set out the relevant grounds in support*]
2. The Claimant relies on the following documents in support of its claim:
3. [*set out all the relevant document*s], a copy of which is attached hereto as **Schedule 5**;
4. [*factual witness statement(s) of (Name(s) of the witness(es))*], a copy of which is attached hereto as **Schedule 6**;
5. [*expert witness statement(s) of (Name(s) of the witness(es))*], a copy of which is attached hereto as **Schedule 7**.

Wherefore, the Claimant seek the following relief(s) and/or remedy(ies):

[*Set out the nature and description of the relief(s)/remedy(ies)*[[3]](#footnote-3) *sought as referred in the Notice of Adjudication*]

[*signed*]

[*Name of the authorised representative of the Claimant and designation*]

|  |  |
| --- | --- |
| **Copy:** (*Director of the Kuala Lumpur Regional Centre For Arbitration)*  (*Service address*) | (*Mode of Service*)  [Without Attachments] |

1. 31 As per any of the prescribed modes of service under section 38(a) – 38(d) of the CIPA Act 2012. [↑](#footnote-ref-1)
2. 32 Section 9(1) of the CIPA Act 2012. [↑](#footnote-ref-2)
3. 33 Section 9(1) of the CIPA Act 2012. [↑](#footnote-ref-3)