

**NOTICE UNDER SECTION 18(2) and/or SECTION 18A(2)***of the Building and Construction Industry Security of Payment Act 2002 (Vic)***FROM (Claimant):**

Claimant Company Name: (or sole trader, partnership or trustee name)					
ABN:		ACN:			
Business Address:					
Suburb:		State:		Postcode:	
Phone:		Email:			

**TO (Respondent):**

Respondent Name:					
ABN:		ACN:			
Business Address:					
Suburb:		State:		Postcode:	
Phone:		Email:			

**SELECT THE RELEVANT OPTION (OR OPTIONS) BELOW AND COMPLETE THE APPLICABLE DETAILS:** **SECTION 18(2) NOTICE – PAYMENT CLAIM:**

Further to the Claimant's **Payment Claim** served on \_\_\_\_\_ for \_\_\_\_\_ the respondent failed to serve a Payment Schedule within the time allowed by the *Building and Construction Industry Security of Payment Act 2002 (Vic)* ('the Act').

As a consequence, the Respondent became liable to pay the whole amount of the Payment Claim on the due date for payment. The Respondent has failed to pay the whole or any part of the claimed amount by the due date for payment.

The Claimant has elected to apply for adjudication of the Payment Claim. The Respondent has five (5) business days in which to serve a Payment Schedule or pay the payment claim in full.

If, within that time, the Respondent fails to pay the whole amount of the Payment Claim, the Claimant intends to proceed to adjudication. If the Respondent fails to serve a Payment Schedule, the Respondent will be barred from lodging an Adjudication Response [see section 21(2A)(a) of the Act].

 **SECTION 18A(2) NOTICE – PERFORMANCE SECURITY CLAIM:**

Further to the Claimant's **Performance Security Claim** served on \_\_\_\_\_ for the release of \_\_\_\_\_ the Respondent failed to serve a Performance Security Schedule within the time allowed by the *Building and Construction Industry Security of Payment Act 2002 (Vic)* ('the Act').

As a consequence, the Respondent became liable to release the amount of the performance security that relates to the Performance Security Claim on the due date for the release of the performance security. The Respondent has failed to release the whole or any part of the claimed amount by the due date for release of the amount. The Claimant has elected to apply for adjudication of the Performance Security Claim.

The Respondent has five (5) business days in which to serve a Performance Security Schedule or release the performance security in full. If, within that time, the Respondent fails to release the whole amount of the Performance Security Claim, the claimant intends to proceed to adjudication. If the Respondent fails to serve a Performance Security Schedule, the Respondent will be barred from lodging an Adjudication Response [see section 21(2A)(b) of the Act].

\_\_\_\_\_  
**Date**\_\_\_\_\_  
**Print** name of Claimant  
or Claimant representative\_\_\_\_\_  
**Signature** of Claimant  
or Claimant representative