

# Notice under section 28(2) of the *Building and Construction Industry (Security of Payment) Act 2021 (WA)*

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Customisation:  you/we  you/our company  your company/we  your company/our company

On  you/your company was given a payment claim for:

You/your company has failed to provide a payment schedule within the time allowed under the *Building and Construction Industry (Security of Payment) Act 2021 (the Act)*.

Under the Act, you/your company became liable to pay the whole amount of the payment claim on the due date for payment. You/your company failed to pay the whole of the claimed amount by the due date for payment.

As a consequence, we/our company have elected to apply for adjudication of the payment claim under the Act.

You/your company has five (5) business days to give a payment schedule or pay the payment claim in full.

If you/your company fails to pay the whole amount of the payment claim within this time, we/our company intend to apply for adjudication under the Act.

If you/your company do not give a payment schedule within this time, you/your company will not be entitled to give an adjudication response (per section 34(1) of the Act).

**NOTE:** A business day is defined in the Act as any day other than a Saturday, Sunday, public holiday, or day that falls between 22 December in any year and 10 January in the following year (inclusive).