

Defence form

(accelerated possession procedure)
(assured shorthold tenancy)

Name of court	Claim No.
Name of Claimant	
Name of Defendant(s)	

To the Defendant

Please read the notes on the back page of the claim form before completing this form.

Some of the questions in this form refer to numbered sections in the claim form. You will find it helpful to have that open as you answer them.

Please note that if section 2 of the claim form has been completed because you are a tenant of premises let under a demoted assured shorthold tenancy, you need only answer questions 1 and 6 to 10.

In all cases you **must** complete and sign the statement of truth.

Please write clearly and in black ink. If there is not enough room for an answer, continue on the last page.

1 Are you the tenant(s) named in the tenancy agreement, marked 'A' (or 'A1'), attached to the claim form? Yes No

Does that tenancy agreement (or do both) set out the present terms of your tenancy (except for any changes in the rent or the length of the tenancy)? Yes No

If not, say what terms have changed and what the changes are:

2 Do you agree the date, in section 3 of the claim form, when the claimant says the tenancy began? Yes No

If not, on what date did it begin? on _____

3 If the claimant has completed section 4 of the claim form, do you agree with what is said there? Yes No

If not, what do you disagree with and why?

4 If the claimant has completed section 5 of the claim form, did you receive the notice (a copy of which is attached to the claim form and marked 'B') and, if so, when?

Yes

No

If Yes, give date _____

Do you agree with the rest of what is said in section 5?
If not, what do you disagree with and why?

Yes

No

5 If the claimant has not deleted section 6 of the claim form, do you agree that what is said there is correct?
If not, what do you disagree with and why?

Yes

No

6 Did you receive the notice referred to in section 7 of the claim form, (a copy of which is attached to the claim form and marked 'C') and, if so, when?

Yes

No

If Yes, give date _____

6B Do you agree that what is said in section 7B of the claim form is correct?

Yes

No

7 If the claimant has put any additional information in section 8 of the claim form, do you agree that what is said there is correct?

Yes

No

If not, what do you disagree with and why?

8 If there is some other reason, not covered above, why you say the claimant is not entitled to recover possession of the property, please explain it here.

Postponement of possession

9 Are you asking the court, if it makes a possession order, to allow you longer than 14 days to leave the premises because you would suffer exceptional hardship? Yes No

If so, explain why the hardship you would suffer would be exceptional.

Say how long you wish to be allowed to remain in the premises. (The court cannot allow more than 42 days after the order is made.) up to _____ 20 ____

Payment of costs

10 If the court orders you to pay the claimant's costs, do you ask it to allow you more than 14 days to pay? Yes No

If so, give details of your means
(continue onto last page if necessary)

Statement of Truth

*(I believe)(The defendant(s) believe(s)) that the facts stated in this defence form (and any attached sheets) are true.

* I am duly authorised by the defendant(s) to sign this statement.

signed _____ date _____

*(Defendant)(Litigation friend(*where defendant is a child or a patient*))(Defendant's solicitor)

**delete as appropriate*

Defendant's date of birth

D	D	M	M	Y	Y	Y	Y
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Full name _____

Name of defendant's solicitor's firm _____

position or office held _____

(if signing on behalf of firm or company)

Defendant's or defendant's solicitor's address to which documents should be sent.

Postcode

<i>if applicable</i>	
Ref. no.	
fax no.	
DX no.	
e-mail	
Tel. no.	

Claim No.

Additional Information

(Include the number of the section which is being continued or to which the information relates)

Signed

Date

(Continue on a separate sheet if necessary, remembering to sign and date it and heading it with the Claim Number)