

FORM 4B

Rule 4.10(2)

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE

[DIVISION]

[LIST]

No. [proceeding no.]

B E T W E E N

Plaintiff

-and-

Defendant

PROPER BASIS CERTIFICATION

Date of Document:

Solicitors Code:

Filed on behalf of:

DX:

Prepared by:

Telephone:

Ref:

Email:

In accordance with section 42 of the **Civil Procedure Act 2010**, I [*name of legal practitioner or if not legally represented, name of party*] certify to the Court that, in relation to [*identify document to which certification relates*] filed on behalf of [*specify party*], on the factual and legal material available to me at present:

[*in a civil proceeding which involves allegations of fact:*]

*(a) each allegation of fact in the document has a proper basis;

*(b) each denial in the document has a proper basis;

*(c) there is a proper basis for each non-admission in the document.

[*in a civil proceeding commenced by originating motion seeking a particular legal relief or remedy:*]

*(a) each claim in the document has a proper basis;

*(b) each response in the document to a claim has a proper basis;

*(c) each question posed to the Court in the document has a proper basis;

*(d) each response in the document to each question posed to the Court has a proper basis.

Date:

Signed

*Delete if not applicable