

Application to the National Consumer Tribunal to review a decision to refuse a clearance certificate

This application must be filed with the Tribunal and served on the party mentioned in Part B, according to Tribunal Rules 4-16.

Date _____

To the debt counselor

Please take note that Applicant named in Part A has commenced proceedings before the National Consumer Tribunal to review a decision to refuse a clearance certificate and for an order to compel the production of clearance certificate.

Further note that you may oppose the application by serving an answer within 15 business days of the date of this notice on the Applicant and on the other parties to whom this notice addressed. Your answer must comply with the Tribunal Rules.

Part A: Details of the Applicant:

Name, physical and postal address, e-mail, telephone and fax numbers:

Company registration or identity number _____

Part B: Details of the debt counselor.

Name, physical and postal address, e-mail, telephone and fax numbers:

Identity number _____

National Credit Regulator registration number and date of registration with the Regulator.

Part C: Details of application for clearance certificate

Date of debt re-arrangement _____

Names of the parties to the debt re-arrangement _____

Append a copy of the agreement or Magistrate's Court order whereby the debt was re-arranged.

Date on which application was made to the debt counselor _____

Append a copy of the application to the counselor, which must include any receipts or other documents submitted to prove that the consumer has met obligations arising from the agreement or order.

Debt counsellor's reference if any _____

The debt counsellor's reasons for refusing to issue the clearance certificate: _____

If the debt counsellor's reasons for refusal are in writing, append a copy of the document.

Part D: applicant's certification of notice to parties, service of documents and means of service.

I/we certify that the debt counselor named in Part B has been notified of this application by service in the manner indicated below, of a copy of this Form:

- delivery to the debt counsellor's physical address
- dispatch by registered mail to the debt counsellor's postal address
- dispatch by fax or e-mail, with delivery to a physical address or by registered mail to follow.

Part E: Applicant's certification of other documents appended to the application.

I/we certify that the following documents are appended to this application:

- a) the documents mentioned in Part C;
- b) proof of service in accordance with Tribunal Rule 30 for the party named in Part B;

Signed at _____ on _____

By _____ name) _____ (position)

Applicant, or duly authorized to sign on behalf of the Applicant.