

Application to the National Consumer Tribunal to vary or rescind an order.

This application must be filed with the Tribunal and served on the parties mentioned in Part D, in accordance with Tribunal Rules 4-16.

Date \_\_\_\_\_

To \_\_\_\_\_

\_\_\_\_\_

( the parties to the matter in respect of which the order was made)

Please take note that the Applicant named in Part A has applied to the National Consumer Tribunal to vary or rescind an order made in respect of the matter described in Part C of this application.

Part A: Details of the Applicant.

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

\_\_\_\_\_  
\_\_\_\_\_

Company registration or identity number \_\_\_\_\_

National Credit Regulator registration number and date of registration with the Regulator, if applicable:

\_\_\_\_\_

Part B: Details of the ruling to be varied or rescinded.

The order was made in respect of the matter between \_\_\_\_\_

\_\_\_\_\_

(name all the parties to the matter, providing a physical and postal address, e-mail, telephone and fax number for each of them), for

\_\_\_\_\_

(describe the relief or order that had been applied for ) was heard on \_\_\_\_\_ by

\_\_\_\_\_

(name the Presiding Member)

The Tribunal Reference Number for this matter is \_\_\_\_\_

Append a copy of the ruling to this application.

Part C: Order sought from the Tribunal and grounds for appeal.

I/we, being affected by the decision or order of the Tribunal described in Part B in the following way:

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(describe in detail how you are affected by the decision or order)

hereby apply for that order / decision to be –

- rescinded
- or
- varied in the following way

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The rescission / variation are sought on the following grounds:

- order / decision was erroneously sought or granted in my / our absence
- the order / decision contains an ambiguity, obvious error or omission, being \_\_\_\_\_

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(describe the ambiguity, error or omission)

- the order / decision was made or granted as a result of a mistake common to all the parties to the proceedings, being

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\_\_\_\_\_ (describe mistake)

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

This part must be completed in full for all parties named in Part B.

I/we certify that the party 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 party's physical address
- dispatch by registered mail to the party'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 payment of application fee.

I/we certify that an application fee of R200.00 has been transferred / deposited into the Tribunal's designated bank account.

The Applicant's deposit / transfer reference is \_\_\_\_\_

Part F: Applicant's certification on other documents appended to the application.

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

- a) a copy of the ruling to be varied or rescinded;
- b) proof of service in accordance with Tribunal Rule 30 for the party named in Part B.
- c) proof of payment in accordance with the Tribunal Rules.

Signed at \_\_\_\_\_ on \_\_\_\_\_

by \_\_\_\_\_ (name) \_\_\_\_\_ (position)

\_\_\_\_\_

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