**Form 67**

Rule 900(3)

**WRIT OF DELIVERY**

TO THE SHERIFF AND THE OFFICERS AND ASSISTANTS OF THE SHERIFF

Whereas by a judgment [*or order*] dated [*date*] it was adjudged [*or ordered*] –

1. that [*name of party against whom judgment entered or order made*] deliver the goods described in the Schedule to this writ to [*name of party in whose favour judgment entered or order made*]; and

2. that [*name of party against whom judgment entered or order made*] pay [*name of party in whose favour judgment entered or order made*] certain costs [*or certain damages and costs, or as the case may be*] the [*total*] amount of which appears in the Schedule to this writ

You are commanded –

1. that you cause the goods to be delivered to [*name of party in whose favour judgment entered or order made*]; and

\*2. that, if the goods cannot be found in the State of Tasmania, you distrain all the lands and chattels in the State of the said [*name of party against whom judgment entered or order made*] so that the said [*name of party against whom judgment entered or order made*] may not have possession of those lands and chattels until delivery is made of the goods; and

\*3. that of the lands, goods and chattels of [*name of party against whom judgment entered or order made*] you cause to be made the sum appearing in the Schedule to this writ in accordance with the judgment [*or order*]; and

\*4. that you pay that sum to me immediately after the execution of this writ to be paid to the [*name of party in whose favour judgment entered or order made*] in accordance with the judgment [*or order*]; and

5. that you inform the Registrar in what manner you have executed this writ immediately after its execution.

SCHEDULE

**Description of goods –**

[*Set out description of land as it appears in the judgment or order*]

**\*Particulars of amount to be levied –**

|  |  |
| --- | --- |
|  | $ |
| \*Judgment amount |  |
| \* Costs ordered or taxed |  |
| \*Total of judgment amount and costs |  |
| \*Less amounts paid (if any) [*attach list of dates*  *and amounts of payments*] |  |
| \*Balance |  |
| \*Add interest accrued on judgment amount [*attach particulars of calculations*] |  |
| \*Add interest on costs [*attach particulars of calculations*] |  |
| \* Balance due as at [*date*] |  |
| Add costs of execution |  |
| Add sheriff's poundage, officer's fees, costs of  levying and all other incidental expenses |  |
| Total amount to be levied |  |

TOGETHER WITH interest on [*set out total of judgment amount and ordered or taxed costs less any payments made other than those appropriated to interest*] at the rate of [*insert appropriate percentage rate*] from [*insert date up to which interest has been calculated in the above schedule*] until payment.

[\* *delete if inapplicable*]

Dated

Registrar [*or District Registrar*]