**FORM 8**

**Adjudication Response**

(Construction Industry Payment & Adjudication Act 2012, section 10)

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| **From the Respondent:**  Name:  Address: | **To the Claimant:**  Name:  Address:  **To the Adjudicator:**  Name:  Address: |
|  | (*Date*) |

|  |  |
| --- | --- |
|  | (*Mode of service*[[1]](#footnote-1)) |
| Adjudication reference number (if any):  Date of Notice of Adjudication:  Date of Receipt of Adjudication Claim :  Contract Reference Number:  Date Contract Was Made:  Project / Work Description:  Project Site Location:  Contract Sum: | |
| Payment Claim Reference:  Payment Claim Amount:  Payment Response Reference (if any):  Payment Claim Amount Admitted and Paid (if any):  Total abatement / set off / cross claim sum (if any):  Amount In Dispute : [Amount Claimed or Cross-Claimed by the Claimant ]: | |

**ADJUDICATION RESPONSE**

**A: Parties**

1. [*Describe the parties, if it differs from the Claimant’s description*]

**B: The Construction Contract and/or Default Statutory Provisions**

1. [*Describe the Construction Contract, if it differs from the Claimant’s description, e.g. the date of contract was made, the description of the work and project, the contract sum, the contract is oral or partly oral and partly in writing, etc.*]
2. [*Set out the any part of the default provisions in section 36 of the CIPA Act 2012, where relevant*]
3. Relevant extracts of the contract are attached hereto as **Schedule 1** [*e.g. the relevant contractual provisions relating to the valuation and claimed amount (where the Respondent is an Unpaid Party), or to the set-off, abatement and/or cross-claim (where the Respondent is the Non-Paying Party)*].

**C: Background facts relating to the claim in dispute**

1. [*set out the relevant background facts relating to the dispute if they differ from the Claimant’s view* ]

**D: Relevant contractual provisions and/or statutory default provisions relating to dispute**

1. The following are the relevant terms and conditions of the contract [and/or *the relevant default provisions in section 36 of the CIPA Act 2012*]:

[*Set out the relevant contractual provisions relating to the valuation and claimed amount (where the Respondent is an Unpaid Party), or to the set-off, abatement and/or cross-claim (where the Respondent is the Non-Paying Party) and/or statutory default provisions (if relevant)*]

**E: Payment Claim, Payment Response *(if any)* and Notice of Adjudication**

1. [*Identify and describe the Payment Claim, Payment Response (if any) and Notice of Adjudication, if they differ from the Claimant’s view*].

**F: The nature and description of the dispute**

1. [*Set out the nature and description of the dispute, if it differs from the Claimant’s view*]

**G: Respondent’s answer to the Adjudication Claim**

1. [*Set out the grounds and basis thereof in response to the claim(s) made in the Adjudication Claim* [[2]](#footnote-2)]
2. The Respondent relies on the following documents in support of its contentions [*and/or claim*]:
3. [*set out all the relevant document*s], a copy of which is attached hereto as **Schedule 2**;
4. [*factual witness statement(s) of (Name(s) of the witness(es))*], a copy of which is attached hereto as **Schedule 3**;
5. [*expert witness statement(s) of (Name(s) of the witness(es))*], a copy of which is attached hereto as **Schedule 4**.

[*Set out the relief(s) or remedy(ies) on which the Respondent seeks a determination from the adjudicator, if any*]

[*signed*]

[*Name of the authorised representative of the Respondent and designation*]

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| **Copy:** (Director of the Asian International Arbitration Centre)  (*Service address*)  *[Without Attachments]* | (*Mode of Service*) |

1. 34 As per any of the prescribed modes of service under section 38(a) – 38(d) of the CIPA Act 2012. [↑](#footnote-ref-1)
2. 35 Section 10(1) of the CIPA Act 2012. [↑](#footnote-ref-2)