**FORM 3**

**Notice of Adjudication**

**(Construction Industry Payment & Adjudication Act 2012, sections 7 and 8)**

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| From the Claimant[[1]](#footnote-1):  Name:  Address: | To the Respondent:  Name:  Address: |
|  | (*Date*) |
|  | (*Mode of service*[[2]](#footnote-2)) |
| 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* ]: | |

**NOTICE OF ADJUDICATION**

1. A dispute has arisen between us and you under the Contract arising from the above referenced Payment Claim [*and Payment Response (if any)*].
2. The Payment Claim was served on [*us or you, as the case may be*] by [*state the mode of service*] on [*date*]. [We or You (*as the case may be*) thereafter served a Payment Response by (*state the mode of service*) on (*date*)] [\**If applicable*]
3. The dispute involves the following:

[*Set out the nature and description of the dispute*[[3]](#footnote-3)]

1. In accordance with sections 7 and 8 of the Construction Industry Payment & Adjudication Act 2012, we hereby give you notice to refer the aforesaid Dispute arising from the Payment Claim to adjudication.
2. We seek the following reliefs or remedies:

[*Set out the nature and description of the relief(s)/remedy(ies)*[[4]](#footnote-4)]

1. The documents in support of the relief(s) or remedy(ies) sought are as follows:

[*Identify the documents and attach all relevant documents in support hereof*]

1. Pursuant to section 21(a) of the Construction Industry Payment & Adjudication Act 2012, we propose [*name, occupation & address of the proposed person*] to be appointed as adjudicator to determine the dispute. Please indicate your agreement on the proposed person to be appointed as adjudicator, or any other suitable person of your choice for our consideration. If we do not receive any response from you by [*date[[5]](#footnote-5)*], we will proceed to make a request to the Director of the Kuala Lumpur Regional Centre For Arbitration to appoint an adjudicator pursuant to section 21(b)(i) of the Construction Industry Payment & Adjudication Act 2012.

[*signed*]

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

|  |  |
| --- | --- |
| **Copy:** (*Director of the Kuala Lumpur Regional Centre For Arbitration)*  (*Service address*) | (*Mode of Service*) |

1. 12 The Claimant refers to the aggrieved party in a construction contract who initiates adjudication proceedings. The Claimant can either be the Unpaid Party or the Non-Paying Party. [↑](#footnote-ref-1)
2. 13 As per any of the prescribed modes of service under section 38(a) – 38(d) of the CIPA Act 2012. [↑](#footnote-ref-2)
3. 14 Section 8(1) of the CIPA Act 2012. [↑](#footnote-ref-3)
4. 15 Section 8(1) of the CIPA Act 2012. [↑](#footnote-ref-4)
5. 15 Section 21(a) of the CIPA Act 2012 provides that the parties may by agreement appoint an adjudicator within 10 working days from the service of the notice of adjudication by the claimant. [↑](#footnote-ref-5)