



Claim form for possession of property

(accelerated procedure)
(assured shorthold tenancy)

Name of court	
Claim no.	

- Please write clearly using black ink.
- All documentation must be included with the claim form.
- The full names and addresses, including postcode must be completed on the claim form together with the full address of the premises for which possession is sought.



Claimant — (name(s) and address(es))

[Address field]	
Postcode	[][][][] [][][][]

[Address field]	
Postcode	[][][][] [][][][]

Defendant(s) — (name(s) and address(es))

[Address field]	
Postcode	[][][][] [][][][]

[Address field]	
Postcode	[][][][] [][][][]

The claimant is claiming possession of:

[Address field]	
Postcode	[][][][] [][][][]

for the reasons given in the following pages.

- The claimant is also asking for an order that you pay the costs of the claim.

IMPORTANT – TO THE DEFENDANT(S)

This claim means that the court will decide whether or not you have to leave the premises and, if so, when. There will not normally be a court hearing. You must act immediately.

Get help and advice from an advice agency or a solicitor.

Read all the pages of this form and the papers delivered with it.

Fill in the defence form (N11B) and return it **within 14 days** of receiving this form.

Defendant's name and address for service

[Address field]	
Postcode	[][][][] [][][][]

Court fee	£
-----------	---

Solicitor's costs	£
-------------------	---

Total amount	£
--------------	---

Issue date	[D] [D] / [M] [M] / [Y] [Y] [Y] [Y]
------------	---

If you are a registered social landlord or a private registered provider of social housing claiming possession of premises let under a demoted assured shorthold tenancy, you should complete **only** sections 1 and 5 to 9.

1. The claimant seeks an order that the defendant(s) give possession of:

(If the premises of which you seek possession are part of a building identify the part eg. Flat 3, Rooms 6 and 7)

Postcode

(‘the premises’) which is a dwelling house part of a dwellinghouse

Is it a demoted tenancy? Yes No

If Yes, complete the following:

On the // , the _____ County Court made a demotion order. A copy of the most recent (assured) (secure) tenancy agreement marked ‘A’ and a copy of the demotion order marked ‘B’ is attached to this claim form. The defendant was previously (an assured) (a secure) tenant.

2. On the // , the claimant entered into a written tenancy agreement with the defendant(s).

A copy of it, marked ‘A’ is attached to this claim form. The tenancy did not immediately follow an assured tenancy which was not an assured shorthold tenancy.

[One or more subsequent written tenancy agreements have been entered into. A copy of the most recent one, made on // , marked ‘A1’, is also attached to this claim form.]

3. Both the [first] tenancy and the agreement for it were made on or after 28 February 1997.

- a) No notice was served on the defendant stating that the tenancy would not be, or continue to be, an assured shorthold tenancy.
- b) There is no provision in the tenancy agreement which states that it is not an assured shorthold tenancy.
- c) The ‘agricultural worker condition’ defined in Schedule 3 to the Housing Act 1988 is not fulfilled with respect to the property.

(or)

Both the [first] tenancy and the agreement for it were made on or after 15 January 1989.

- a) The [first] tenancy agreement was for a fixed term of not less than six months.
- b) There was no power for the landlord to end the tenancy earlier than six months after it began.
- c) On the // (before the tenancy began) a notice in writing, stating that the tenancy was to be an assured shorthold tenancy, was served on the defendant(s). It was served by:

- d) Attached to this claim form is a copy of that notice marked ‘B’ [and proof of service marked ‘B1’].

4. Whenever a new tenancy agreement has replaced the first tenancy agreement or has replaced a replacement tenancy agreement,

- a) has it been of the same, or substantially the same, premises? Yes No N/A
- b) was the landlord and tenant the same people at the start of the replacement tenancy as the landlord and tenant at the end of the tenancy which it replaced? Yes No N/A

5. On the / / , a notice in writing, saying that possession of the premises was required, was served upon the defendant(s). It was served by:

The notice expired on the / /

Attached to this claim form is a copy of that notice marked 'C' [and proof of service marked 'C1'].

6. Is the property part of a house in multiple occupation? Yes No

If Yes, complete the following:

(a) The property is part of a house in multiple occupation and is required to be licensed under part 2 of the Housing Act 2004 and has a valid licence.

The licence was issued by on / /

If the licence application is outstanding with the local housing authority, evidence of the application should be attached to this claim form marked 'D'.

Is the property required to be licensed under Part 3 of the Housing Act 2004? Yes No

If Yes, complete the following:

(b) The property is licensed under part 3 of the Housing Act.

The licence was issued by on / /

If the licence application is outstanding with the local housing authority, evidence of the application should be attached to this claim form marked 'E'.

7. The following section must be completed in all cases

(a) was a money deposit received on or after 6 April 2007? Yes No

If Yes, at the date of service of the Section 21 Notice:

(i) The deposit was held under a Tenancy Deposit Scheme (TDS) authorised under Part 6 of the Housing Act 2004. My reference number is

(ii) The initial requirements of the TDS had been complied with in relation to the deposit.

(iii) The claimant had given the defendant and anyone who paid the deposit on behalf of the defendant the prescribed information in relation to the deposit and the operation of the TDS.

(b) Did the claimant received a deposit in the form of property on or after 6 April 2007? Yes No

If Yes, at the date of service of the section 21 Notice that property had been returned to the person from whom it was received.

8. If the defendant(s) seek(s) postponement of possession on the grounds of exceptional hardship, is the claimant content that the request be considered without a hearing? Yes No

9. The claimant asks the court to order that the defendant(s)

deliver up possession of the property.

to pay the costs of this claim.

