FARM DEBT MEDIATION

REQUEST FOR DOCUMENTS RELEVANT TO FARM DEBT

MEDIATION

***Farm Debt Mediation Act 1994* (NSW) – Form 4**

This is request for information under the Act from one party to a mediation to another for the purpose of helping to resolve the issues between them. The request is authorised by s 18D2 of the Act. When preparing a summary of the mediation, the mediator will have regard to this request and whether it was reasonable, and whether the information requested was provided within a reasonable period. Any information provided may not be disclosed outside the mediation except as provided in s 18G of the Act.

# THE FOLLOWING DOCUMENTS ARE REQUESTED

*(farmer or creditor to specify)*

|  |
| --- |
|[ ]  The farmer’s application for a loan & farm mortgage |
|[ ]  The contractual relationship between the farmers and the mortgage, and any variation of the debt or mortgage, including loan or mortgage documents |
|[ ]  Correspondence between the farmer and the mortgagee about changes to the farm business debt or the farm mortgage |
|[ ]  The farmer’s default under the farm mortgage and any action taken by the mortgagee in relation to the default |
|[ ]   |
|[ ]   |
|[ ]   |

1. **CONTACT DETAILS FOR THE PARTIES**

|  |  |
| --- | --- |
| **FARMER’S CONTACT DETAILS** |  |
| **Farmer’s personal or company name:** |  |
| **ABN:** | **ACN:** |
| **Farmer’s / Guarantor’s name:** |
| **ABN:** | **ACN:** |
| **Name of farmer’s authorised representative:** |
| **Farmer’s postal address for notices:** |
|  |
| **Postcode:** |
| **Farmers phone number(s):** | **Farmer’s email address:** |
| **Guarantor’s phone number:** | **Guarantor’s email address:** |

|  |  |
| --- | --- |
| **CREDITOR’S CONTACT DETAILS** |  |
| **Personal or company name of creditor:** |
| **ABN:** | **ACN:** |
| **Postal address:** |
|  |
| **Postcode:** |
| **Name of creditor’s contact person:** |
| **Creditor’s phone number:** | **Email address:** |

It is recommended that the farmer contacts a local Rural Financial Counsellor, accountant and/or solicitor for advice or further information concerning this matter.

**PRIVACY**

The Authority and NSW Government agencies may use information provided on this form, or by any relevant person, in relation to the administration of the *Farm Debt Mediation Act 1994* (NSW). This may include disclosure of information to parties related to the relevant farm debt and/or proposed mediation. Any statistics collected and analysed will be done in such a way as to protect parties’ anonymity.

For more information on your privacy please visit: <https://www.nsw.gov.au/departments-and-agencies/department-of-regional-nsw/access-information/privacy-statement>

**DECLARATION**

*I acknowledge that I have considered obtaining, or have obtained, independent professional advice before signing this form.*

Farmer’s signature(s): Date: / /

**OR**

Creditor’s signature(s): Date: / /

# LODGEMENT OF FORMS

Completed forms can be lodged with the NSW Rural Assistance Authority by post, email, facsimile or personal delivery at:

**Post:** PRIVATE AND CONFIDENTIAL

Farm Debt Mediation Unit

NSW Rural Assistance Authority Locked Bag 23

Orange NSW 2800

**Email:** farmdebt.mediation@raa.nsw.gov.au

**Phone:** 1800 678 593 (Toll Free)