

April 2011

Different Courts - Different Rules?

A CollectIT diy subscriber had difficulty with a staff member from the Tauranga District Court recently.

Our subscriber was starting a claim in the Tauranga District Court against a debtor. She completed the CollectIT notice of claim form and went to the court to file it.

The Court staff member our subscriber saw at the court counter, rejected the document as it was not on the "official" form. This has not happened at any of the others courts around the country - CollectIT's forms are a simplified version of the courts forms to make them easier to complete.

As CollectIT provides full support to our diy subscribers, our subscriber contacted CollectIT for help.

CollectIT will sort your issues

CollectIT contacted the appropriate manager at the Tauranga District Court, explained the situation and received an immediate and positive response.

Amanda Mattock, at the Tauranga District Court wrote in response as follows:

"I have compared your form to that form contained in the District Court Rules 2009 and agree that it does comply. I apologise for the team member who turned it away at the counter when it should have been accepted.

If you could please ask your client to refile either by asking personally for myself or Rebecca Morgan, I will then ensure that all of our staff are aware that your format is acceptable under the rules. Thank you."

It is important to remember that you may strike resistance from court staff members. Often this is due to lack of experience and/or insufficient training.

We urge you to get in touch with CollectIT if any problems occur. We are only too happy to help and make your lives easier. The beauty of using CollectIT is that we will sort issues like this one, so that you can get on with your line of work and that which pays the bills. This is our area of expertise.

Success Story

Turners Finance Limited
In the short time that I have used the CollectIT DIY system, I have been impressed with the support and the willingness of all those involved in the company, to help us achieve our goals of collecting the outstanding debts from our debtors.

I don't know how such service can be improved!

Zelda Nichols
Credit Manager
Ph: 09 580 9378

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Case Study

Happy Homes Ltd has been building a house for Mr and Mrs Smiley. The first two invoices rendered by Happy Homes Ltd have been paid on the due date by Mr. and Mrs. Smiley. When the third invoice for \$20,000 is rendered Mr and Mrs Smiley do not make payment. A payment claim under the Construction Contracts Act by Happy Homes Ltd is sent and Mr and Mrs Smiley respond with a payment schedule alleging substandard workmanship.


Happy Homes Ltd tries to sort out the problems with Mr and Mrs Smiley but to no avail.

To resolve this dispute Happy Homes Ltd uses the adjudication claim procedure in the Construction Contracts Act, an agreed adjudicator is appointed, hears from Happy

Do you have outstanding money?

At CollectIT we are actively and relentlessly pursuing debtors for our clients as well as making the whole process easier and more accessible for our diy subscribers.

If you have outstanding money don't leave it any longer! Contact CollectIT on 07 834 9111 or info@collectit.co.nz

Until next time  don't write off debt...



Catherine Clark & Melanie O'Neill
Directors



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Homes Ltd and Mr and Mrs Smiley, and issues a decision.

CollectIT's Construction Contracts Act section of the website explains the process to be followed and the legal terms used such as 'payment claims', 'payment schedules', and 'adjudication'. CollectIT provides all the necessary documents as templates to be used in any situation under the Construction Contracts Act.

A must have for anyone in the building industry.

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