Regulation 11

**FORM F (PART 8)**

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# **RESPONSE TO APPLICATION FOR DETERMINATION**

Please use this form only if you are unable to use the electronic form at <https://go.gov.sg/form-f-part-8-cp> (if you are applying on behalf of a business entity) or <https://go.gov.sg/form-f-part-8-sp> (if you are applying for relief in your own capacity).

All fields are mandatory unless they are indicated as optional.

Please complete this form and submit it to the Registry. Please also serve a copy of the completed form on the relevant parties. Refer to <https://www.mlaw.gov.sg/covid19-relief/other-modes-of-service-part8> on the modes of service.

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| **Part A – Particulars of Respondent** |
|  | Name of Respondent\*: | *e.g. ABC Landlord Pte Ltd* |
|  | Unique Entity Number (UEN) (optional): | *Enter UEN if applicable* |
|  | Email address (please provide if available):  | *Enter email address for service of documents here* |
|  | Contact no:  | *Enter phone number where you can be contacted here*  |
|  | Address:  | *Enter Respondent’s address here* |
|  | Name and designation of authorised representative (where applicable):  | *If you are submitting this Response on behalf of your company or business, enter your name here* |
| **\***If you are submitting this Response on behalf of an entity (such as a business or company), fill in the name of the entity. |
| **Part B – Information on related proceedings** |
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| 1. Has an adjudication application under section 13 of the Building and Construction Industry Security of Payment Act (“SOPA”) been filed in relation to the subject matter of the application?
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| [ ]  Yes |
| [ ]  No  |

 |
| 1. Have court proceedings been commenced in relation to the subject matter of the application?
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| [ ]  Yes |
| [ ]  No  |

 |
| 1. Have arbitration proceedings been commenced in relation to the subject matter of the application?
 |

|  |
| --- |
| [ ]  Yes |
| [ ]  No  |

 |
| 1. As of present date, has a SOPA determination, judgment or arbitral award in relation to an application or proceeding mentioned in (a) to (c) been given or made?
 |

|  |
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| [ ]  Yes |
| [ ]  No  |

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| **Part C – Information on Application for Determination** Please enter information of the Application which was served on you below.  |
|  | Name of Applicant :   | *e.g. XYZ Lessee Pte Ltd* |
|  | Date the Application for Determination was served on the respondent:  | Click or tap to enter a date. |
|  | Application no.:  |  |
| **Part D – Particulars of Response**  |
|  | Please select the reasons/grounds on which you disagree with the Application for Determination:* 1. I disagree that the contract was affected by a delay in the performance by a party to a construction (or construction-related) or supply (or supply-related) contract or breach of such a contract;
	2. I disagree that the delay in performance by a party to a construction (or construction-related) or supply (or supply-related) contract or breach of such a contract was to a material extent caused by a COVID-19 event and/or I disagree that the delay or breach occurred on or after 1 February 2020 and before the expiry of the prescribed period;
	3. I disagree with the proposal(s) offered by the Applicant; or
	4. Others (please elaborate below)
 |  |
|  | Please explain, giving detailed reasons and with supporting documents, why you disagree with the Application for Determination:   |  |
|  | Have you tried to discuss the matter with the other party to see if you can both reach a mutually acceptable solution?  |[ ]  Yes |
|  |  |[ ]  No  |
|  | If the answer to Q3 is yes, what was the outcome of that discussion?  |  |
| **Part E – Proposal** |
|  | If you disagree with the Applicant’s proposal, please specify your alternative proposal. |  | Please specify what the proposal is:  |
| **Part F – Supporting Documents**  |
|  | You should submit all relevant [supporting documents](https://www.mlaw.gov.sg/covid19-relief/supporting-doc-part8) at this stage to facilitate a timely determination. Do you have any other supporting documents? |[ ]  Yes |
|  |  |[ ]  No  |
|  | If the answer to Q1 is yes, please:1. describe briefly what these supporting documents are; and
2. attach these supporting documents to this Response.
 | *e.g. Receipts for insurance fees and maintenance payments for the construction goods.*  |
| **Part G – Service of Response**Please repeat this part if there is more than one party on whom you have served/will serve a copy of this Response. |
| You confirm that you have served / will serve\* a copy of this Response on the party below:  |
|  | Type of party: | *Please indicate if this is:(a) the Applicant;* *(b) any other party to the contract; or**(b) a guarantor or surety of the obligation.* |
|  | Name:  | *If the party is an entity, please state the name of the entity.* |
|  | Mode of service: | Choose an item. |
| \* Please delete whichever is inapplicable. |
| **Part H – Contact details for correspondence and service of notice(s) and other documents** |
| Correspondence, notices or documents may be sent to me at the email or postal address below: |
|[ ]  As set out in Part A (Particulars of Respondent) |
|[ ]  As set out below:  |
|  | (a) | Email address:  |  |
|  | (b) | Address: |  |
| **Part I – Confirmation**  |
|  | I declare that the information I have provided in this Response and the supporting documents is true and accurate. |
|  | I understand that I may be prosecuted if I have provided any information, whether in this Response or any supporting documents, that I know or have reason to believe is false. |
|  | I understand that I have to seek permission from the Registrar or the assessor (if any) to amend the information herein.  |
|  | (For a person submitting this Response for a company or business)I confirm that I am **authorised to act for and on behalf of the entity** in submitting this Response and to **represent the entity** in matters relating to the Application for Determination and this Response.  |
|  | I agree to keep any information or documents disclosed by the other party or parties for the purposes of the Application, or any matters discussed during the proceedings before the Part 8 Assessor, confidential, and will not disclose any such information, documents or matters to any third parties. |
|  | I agree that the Registry may, collect, use, or disclose, any information or document that has been submitted with this Application including but not limited to any information under Part A of the Form. Such information or document may be disclosed to another public agency or third party (including officers, contractors, and agents thereof) insofar as it is required for the administration of the relief under Part 8 of the COVID-19 (Temporary Measures) Act, or ascertaining compliance with any law, regulation, or guideline.  |
| Name:  |  |
| Signature:  |  |
|  Date:  | Click or tap to enter a date. |