Common Form 71 - ORDER CONFERRING POWER TO SELL REAL ESTATE

**Judicial Officer(s):** The Honourable Justice …………………………………………….

 His/Her Honour Judge …………………………………………….

 *[Master of the Supreme Court]*

**Date of application:** ………………………………*[DD/MM/YYYY]*

**Application made by:** ………………………………*[Party] [Name]*

**Date(s) of hearing** *[if any]* ………………………………*[DD/MM/YYYY]*

**Date of order:** ………………………………*[DD/MM/YYYY]*

**Appearances:** ………………………………Solicitor/Counsel for the Plaintiff(s)

 ………………………………Solicitor/Counsel for *[Other Parties]*

**Recitals***[if any****]*:** ……………………………………………………………………….

*[By consent]* **THE COURT ORDERS that:**

1. Power be conferred on the Plaintiff (s) pursuant to [*Reference to* *Section and Name of Statute*] to sell the estate or interest of [*Full Name*] in the land comprised in Certificate of Title Register Book Volume [*No*] Folio[*No*] together with any of improvements thereon by public auction or private contract [*Here set out the minimum price and relevant terms and conditions of sale as appropriate*].

*[Or as the case may be]*

2. *[If necessary, include direction as to what is to be done with proceeds of sale]*

3. The Plaintiff’s (s’) costs of the application be taxed as between solicitor and client [*OR "fixed at $………"*] be paid out of the estate. [*OR as the case may be*]

4. Further consideration of the summons be adjourned.

5. The Plaintiff (s) and any other interested person may apply for further orders and directions.

 *[Other text, if applicable]*

 *[Fit for counsel, if applicable]*

[*Reproduction of Court Seal*] This order is authenticated by…………………………..

 for Registrar

 Computer File Reference……………………………….