

# PAYMENT CLAIM TIMEFRAMES IN AUSTRALIA

A PAYMENT CLAIM MUST BE SERVED WITHIN THE LATER OF...

- the period provided under the contract; OR
- where the contract is silent, any time after the contractor has performed any of its obligations.

- the period provided under the contract; OR
- where the contract is silent, any time after the contractor has performed any of its obligations.

- the period by or in accordance with terms of contract; OR
- the period of 6 months after the work was carried out.

If it is a final PC:

- date under contract;
- 28 days after last defects liability period; OR
- 6 months after work/supply.

If it is not final:

- date under contract; OR
- 6 months after work.
- period determined in accordance with the terms of the contract; OR
- period of 12 months after work/supply was last carried out.

If it is a final, single or one off payment PC:

- the period under contract; OR
- if no period applies, within 3 months after reference date.

If it is not final:

- the period under contract; OR
- the period of 3 months after reference date that relates to the progress payment.

- the period stated under contract; OR
- the period of 12 months after the work/supply was last carried out.

- the end of the period under contract; OR
- end of period of 12 months after work/supply to which claim relates was last carried out.

# PAYMENT SCHEDULE TIMEFRAMES IN AUSTRALIA

A PAYMENT SCHEDULE OR NOTICE OF DISPUTE MUST BE SERVED WITHIN THE LATER OF...

A notice of dispute must be issued within 14 days after receiving the claim for payment.

A notice of dispute must be issued within 10 days after receiving the claim for payment.

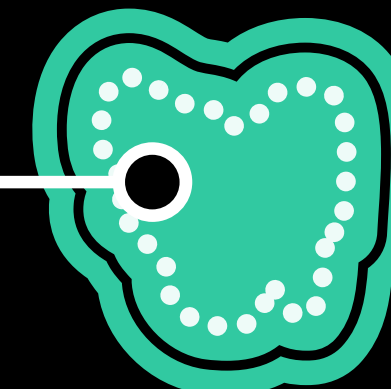
- the time required by the contract; OR
- 15 business days after the payment claim is served.

- the time required by the contract; OR
- 15 business days after the payment claim is served.

- the time required by the contract; OR
- 10 business days after the payment claim is served.

- the time required by the contract; OR
- 10 business days after the payment claim is served.

- the period under the contract; OR
- before the expiry of the following applicable circumstance:
  - 20 business days after the payment claim is served – if claim relates to a residential structure and the respondent is the owner and not a building practitioner; or
  - 10 business days for other cases.





# ADJUDICATION APPLICATION TIMEFRAMES IN AUSTRALIA

AN ADJUCIATION APPLICATION MUST BE SERVED WITHIN THE LATER OF...

Must be served, within 90 business days after the dispute arises

- must be served, within 65 business days after the dispute arises; or
- if applicable, within 20 business days after pervious application is taken to be dismissed.

For payment schedule being less than payment claim, within 30 business days after claimant receives payment schedule.

For failure to pay full payment claim by due date and provide payment schedule:

- due date for progress payment;
- last day respondent could give payment schedule under s 76 BIFA.

Cannot be made unless:

- claimant serves written notice within 20 business days following due date for payment; AND
- respondent has opportunity to provide payment schedule within 2 business days after receiving notice.

Cannot be made unless:

- claimant serves written notice within 20 business days following due date for payment; AND
- respondent has opportunity to provide payment schedule within 5 business days; and
- application must be made within 10 business days after the 5 day period.

Cannot be made unless:

- claimant serves written notice within 20 business days following due date for payment; AND
- respondent has opportunity to provide payment schedule within 5 business days after receiving notice.

# ADJUDICATION RESPONSE TIMEFRAMES IN AUSTRALIA

AN ADJUDICATION RESPONSE MUST BE SERVED WITHIN THE LATER OF...

Within 10 business days after the date on which the adjudication application was served

Within 15 business days after the date on which the adjudication application was served

Within the later of:

- 10 business days for standard and 15 business days for complex claims after receiving a copy of the application; or

- 7 business days for standard claims and 12 business days for complex claims after receiving notice of adjudicator's acceptance

Within the later of:

- 5 business days after receiving application; or
- 2 business days after notice of adjudicator's acceptance

Within the later of:

- 5 business days after receiving application; or
- 2 business days after notice of adjudicator's acceptance

Within the later of:

- 5 business days after receiving a copy of the application; or
- 2 business days after receiving notice of adjudicator's acceptance

Within the later of:

- 10 business days after receiving a copy of the application; or
- 5 business days after receiving notice of adjudicator's acceptance

Within the later of:

- 7 business days after receiving a copy of the application; or
- 5 business days after receiving notice of adjudicator's acceptance