

## **INDUSTRIAL COURT OF MALAYSIA**

### **PRACTICE NOTE NO: 1 OF 2011**

#### **APPLICATION FOR JOINDER OR SUBSTITUTION OF PARTY**

In exercise of the powers granted under section 28 of the Industrial Relations Act 1967, I hereby issue the following directions :-

- 1) An application to join or substitute a party pursuant to section 29 (a) of the Industrial Relations Act 1967 shall be made by Notice of Application.

The format of the Notice of application is annexed herewith.

- 2) The applicant shall state the grounds of his application in the Notice of Application.
- 3) The name and address of the party to be joined or substituted shall be stated in the Notice of Application.
- 4) An affidavit-in-support shall be filed together with the Notice of Application.

- 5) The Notice of Application and affidavit-in-support shall be served on the respondent and on the party to be joined or substituted.
- 6) The Court shall hand down an Interim Award upon hearing the Notice of Application to join or substitute a party.
- 7) Paragraphs 12 and 13 of the Industrial Court Rules 1967 shall apply accordingly.

**Dated : 16 DECEMBER 2011**

*signed*

**SUSILA SITHAMPARAM  
PRESIDENT  
INDUSTRIAL COURT OF MALAYSIA.**

**INDUSTRIAL COURT OF MALAYSIA**

**CASE NO: .....**

**BETWEEN**

**(Name)**

**... APPLICANT**

**AND**

**(Name)**

**... RESPONDENT**

**NOTICE OF APPLICATION**

Take notice that the abovenamed applicant intends to apply to the Industrial Court No: ..... at ..... on .....the ..... day of .....20.... at .....a.m/p.m for an order that (state nature of application).

The grounds of the application are :-

- 1. ....
  - 2. ....
  - 3. ....
- } (State the grounds)

Dated the ..... day of ..... 20...

.....  
Registrar.

This notice is taken by the applicant/applicant's advocate and solicitor/applicant's representative (state the name and capacity) of .....  
..... (state the address).

This notice of application is to be served on :-

- 8) Name of respondent/respondent's advocate and solicitor/  
respondent's representative (state the name and capacity);
- 9) Name of party to be joined or substituted.  
Address.