

WITHOUT PREJUDICE LETTER

To: _____

Address: _____

From: _____

Address: _____

RE: Without Prejudice Correspondence

This letter is written on a 'Without Prejudice' basis and is intended solely for the purpose of negotiating a settlement or resolution between the parties. It is understood that neither this letter nor its contents shall be disclosed to any third party or used as evidence in any legal proceedings except as permitted by law.

1. Purpose and Intent

The purpose of this letter is to open discussions and negotiations in a confidential manner, without prejudice to any party's rights or positions in any current or future disputes. Nothing contained herein shall constitute an admission of liability or an admission against interest.

2. Confidentiality

All communications and documents produced during these negotiations are strictly confidential and shall not be disclosed, copied, or used except in connection with these negotiations. This confidentiality obligation shall survive the termination of negotiations.

3. No Admission of Liability

Nothing in this letter shall be construed as an admission of liability, fault, or wrongdoing by any party. All statements contained herein are made for the sole purpose of settlement negotiations and cannot be used against any party in any legal or arbitral proceedings.

4. Legal Effect and Governing Law

This letter is intended to be legally binding only to the extent that it relates to confidentiality and without prejudice privilege. It does not constitute a contract or agreement on the substantive issues discussed unless expressly agreed in writing by the parties. This letter shall be governed by and construed in accordance with the laws of Australia, and the parties submit to the exclusive jurisdiction of Australian courts.

5. Dispute Resolution

Any dispute arising out of or in connection with this letter or the subject matter hereof shall be referred initially to mediation in accordance with the National Alternative Dispute Resolution Advisory Committee (NADRAC) guidelines or otherwise agreed by the parties. Should mediation fail, the dispute may be resolved by arbitration or litigation, subject to the parties' agreement.

6. No Waiver

Nothing in this letter shall be construed as a waiver or relinquishment of any rights, claims, or defences available to any party, all of which are expressly reserved.

7. Entire Letter

This letter constitutes the entire understanding between the parties in respect of the matters dealt with herein and supersedes all previous verbal or written communications relating to these matters.

8. Authority

Each party warrants that it has full authority to enter into this letter and to conduct negotiations in relation to the matters contained herein.

Signatures

SENDER

RECIPIENT

Signature: _____

Signature: _____

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