

**Form 6-2K**

Rule 2.25(2)

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE  
COURT OF APPEAL  
CRIMINAL DIVISION

S EAPCR

[APPLICANT'S NAME]

Applicant

v

THE KING

Respondent

**ELECTION TO HAVE APPLICATION UNDER SECTION 315 OR 326H OF THE  
CRIMINAL PROCEDURE ACT 2009 DETERMINED BY COURT OF APPEAL**

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Date of document:  
Filed on behalf of:  
Prepared by:  
[name and address]

Solicitor code:  
Telephone:  
Ref:  
Attention:  
Email:

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To the Registrar of Criminal Appeals:

I, *[full name]*, having received your notification that my application for \*leave to appeal/\*review of refusal to certify under section 295(3) of the **Criminal Procedure Act 2009**/\*extension of time within which notice of appeal or application for leave to appeal may be given/\*bail/\*stay of sentence has been refused by a single Judge of Appeal under section 315 or 326H of that Act, GIVE NOTICE that I elect to have my application determined by the Court of Appeal constituted by at least two judges.

I wish \*to attend the hearing of my application;  
\*to appear by audio visual link.

Date:

*[Signed by Applicant]*

*[Signed by Witness]*

*[Name and Address of Witness]*

\*Delete if not applicable

### **IMPORTANT NOTES:**

1. The Court may treat the hearing of the application for leave to appeal as the hearing of the appeal.
2. You should be aware that the Court has the power under section 281 of the **Criminal Procedure Act 2009** to impose a sentence which is **more or less severe** than the sentence which is appealed against.