**Form 64A**

Rules 64.02, 64.03, 64.30, 64.31

IN THE SUPREME COURT OF VICTORIA AT MELBOURNE

COURT OF APPEAL

CIVIL DIVISION

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|  |  |
| --- | --- |
| [APPLICANT’S /APPELLANT’S NAME] | Applicant/Appellant |
|  |  |
| and |  |
|  |  |
| [RESPONDENT’S NAME] | Respondent |

**\*APPLICATION FOR LEAVE TO APPEAL / \*NOTICE OF APPEAL**

**/ \*CROSS-APPLICATION FOR LEAVE TO APPEAL**

**/ \*NOTICE OF CROSS-APPEAL**

|  |
| --- |
| Date of document:  Filed on behalf of:  \*Applicant/\*Appellant’s or lawyer’s name and address:  Solicitor code:  Tel:  Fax:  Ref:  Email:  Respondent’s or lawyer’s name and address:  Solicitor code:  Tel:  Fax:  Ref:  Email:  Details of additional parties (if any) are attached:  \*YES/\*NO |

**1. Decision from which the \*application for leave / \*appeal is made:**

Judicial Officer:

\*Court/\*Tribunal:

Date of decision made:

\*Court/\*Tribunal file number:

Is the whole of the decision sought to be appealed or being appealed?

\*YES/\*NO

[*If no, state which part of the decision is sought to be appealed or appealed against.*]

**2. Is leave to appeal required?**

\*YES/\*NO

**3. If leave to appeal is not required, state why:**

**4. Is an oral hearing of \*leave application/\*cross-application for leave requested?**

\*YES/\*NO

**5. Reasons for granting leave to appeal:**

[*If leave is required, set out specifically and* *concisely the reasons why leave should be granted.*]

**6. Grounds or proposed grounds of appeal and (where required) question(s) of law:**

(a) [*Set out specifically and concisely the grounds or proposed grounds of appeal.*]

(b) [*Where applicable, set out specifically and concisely the question or questions of law on which the appeal is brought or proposed to be brought, as the case requires.*]

**7. Orders sought:**

**8. Other applications:**

[*Identify any other applications you are filing with this application for leave or appeal: see Rule 64.03(3) for the requirements.*]

**9. Extension of time requested:**

\*YES/\*NO

[*If yes, an extension application, supporting affidavit and any additional documents required to be filed by any applicable practice note or by Rule 64.08 should be filed with this form.*]

**10. Stay applied for:**

\*YES/\*NO

[*If yes, an application for stay, supporting affidavit and any additional documents required to be filed by any applicable practice note should be filed with this form: see Rule 64.03(3). Note also that an application for stay may be made to the lower court judge in the first instance.*]

**11. Is the application for leave or appeal urgent?**

\*YES/\*NO

[*If yes, state why.*]

**12. Persons to be served with notice:**

[*Identify all parties on whom it is proposed to serve this form and related documents. Note that a list of all parties served must be filed within 7 days after service: see Rule 64.06(5).*]

[*Note to party completing this Form:*

*Under the Rules and applicable practice note, all of the following are required to be filed with this form, together with payment of the applicable filing fee:*

* *a written case;*
* *a list of authorities with pinpoint references;*
* *a copy of the authenticated order sought to be appealed;*
* *a copy of any written reasons of the court or tribunal in respect of which the application for leave or appeal is made;*
* *a draft application book index or appeal book index;*
* *a draft summary for the Court of Appeal.*]

Date:

Signed

[*Name of lawyer/self-represented party*]

\*delete if inapplicable