

Form 64A

Rules 64.02, 64.03, 64.30, 64.31

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

S EAPCI

[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.]

1.

2.

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.]*

1.

2.

(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.]*

1.

2.

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