

**This document has ‘restricted editing’ enabled.
This document contains fields (in red font) which can be edited.
Drafting notes are in blue font.**

IN THE SUPREME COURT OF VICTORIA
COMMON LAW DIVISION
TRUSTS, EQUITY AND PROBATE LIST

S ECI 20XX XXXXX

IN THE MATTER of

- and -

IN THE MATTER of

If you click HERE, a little blue + will appear below that can be used to insert additional rows

APPLICATION BY:

FULL NAME

Plaintiff(s)

GENERAL FORM OF ORDER

JUDICIAL REGISTRAR: Judicial Registrar

DATE MADE:

ORIGINATING PROCESS:

Originating motion

HOW OBTAINED:

On return of the originating motion

ATTENDANCE:

No appearances; orders made on the application of the plaintiff(s) pursuant to r 1.14(2)(b) of the *Supreme Court (General Civil Procedure) Rules 2025 (the Rules)*

OTHER MATTERS:

- A. [Any additional background information may be included here]
- B. By the originating motion, the plaintiff(s) seek [insert] (the **application**).
- C. In support of the application, the plaintiff(s) rely upon the following **affidavit(s)** filed in this proceeding:
 - (i) [insert name] affirmed/sworn [date];
- D. Exhibited to the affidavit of [x] is a schedule of the persons who the plaintiff(s) submit may be adversely impacted by the application (the **interested parties**).

This document has 'restricted editing' enabled.
This document contains fields (in red font) which can be edited.
Drafting notes are in blue font.

E. The Court is now informed:

- (i) all substantive material upon which the plaintiff(s) seek to rely in relation to the application has been filed;
- (ii) all of the interested parties have been served with copies of the originating motion and the affidavits by either ordinary pre-paid post or email;
- (iii) in relation to interested parties who are minors (if any), service was effected on a suitable adult on their behalf who is not also a plaintiff; and
- (iv) the plaintiff(s) have no reason to have concern that any of the interested parties may be adult persons under a disability as defined by O 15 of the *Rules*.

F. By these orders, the application will be listed for final hearing and determination. It is a matter for the judicial officer determining the proceeding whether they are content to determine the application 'on the papers'. Any application for determination 'on the papers' may be made by email to the List following the filing of submissions and proposed final orders pursuant to these orders.

G. The Court has read the affidavits and the exhibits thereto.

H. This order is signed by the Judicial Registrar pursuant to r 60.02(1) of the *Rules*.

THE COURT ORDERS THAT:

Submissions and Proposed Final Orders

1. By 4 pm on [2 weeks prior to 'not before date' for final hearing], the plaintiff(s) file and serve any submissions upon which they intend to rely, limited to 10 pages, 1.5 spacing in 12 point font (the **formatting requirements**).
2. Submissions filed pursuant to these orders are to annex a copy of the proposed final orders sought by the plaintiff(s). For the avoidance of doubt such annexed final orders do not form part of the above page limits.

Hearing

3. The application is listed final hearing and determination at [time to be inserted by the Court] on a date not before [‘not before date’ for final hearing] before a Judicial Officer on an estimate of [up to 3] hours.
4. Any party must notify the Court on becoming aware of any circumstance that significantly affects the length of the hearing estimate.
5. Any application to adjourn or vacate the hearing date must be made on summons as soon as it is known that the hearing is not ready to proceed on the date fixed.

General

6. The hearing listed for [date] is vacated.

**This document has 'restricted editing' enabled.
This document contains fields (in red font) which can be edited.
Drafting notes are in blue font.**

7. Liberty to apply as to the further working out of this order, limited to 30 days from the date of authentication of this order.
8. Costs reserved.

DATE AUTHENTICATED:

[insert]

Lawyers for the plaintiff(s)

Notes on this template:

- *This template has been prepared for use in proceedings commenced by originating motion where the hearing estimate is 3 hours or less.*
- *This template may not be appropriate in all circumstances, and other template orders may be more appropriate.*
- *Pursuant to paragraph 11.1 of the Practice Note, any matter may be heard and determined by a Judge or, whether under their original jurisdiction or on referral, an Associate Judge or a Judicial Registrar.*
- *Please note paragraph 11.2 of the Practice Note in relation to any application for consideration 'on the papers'.*