

## Form 2.10                      Affidavit for person to act as litigation guardian

*Court Procedures Rules 2006*  
(see r 278 (Becoming a litigation guardian))

In the \*[Supreme/Magistrates] Court of the Australian Capital Territory

No \*[SC/MC]                      of (*year*)

(*name*)  
Plaintiff

(*name*)  
Defendant

On (*date*), I (*full name of person making affidavit*) of (*home or business address or place of employment*), \*[say on oath/solemnly affirm]—

1.        I make this affidavit as (*state capacity in which the person makes the affidavit*).
2.        (*Name*), of (*address*), has agreed to be the litigation guardian of the \*[plaintiff/defendant].
3.        (*Name*) is an appropriate person to be the litigation guardian.
4.        (*Name*) has no interest in the proceeding adverse to the interest of the \*[plaintiff/defendant].

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Filed on behalf of the \*[plaintiff/defendant] by:  
(*the person's address for service and telephone number (if any) or, if the person is represented by a solicitor and the solicitor is the agent of another solicitor, the name and place of business of the other solicitor*)

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\*[Sworn/Affirmed] by (*full name*):

(*signature of person making affidavit*)

at (*place*) in the presence of:

(*signature of person before whom affidavit is made*)

(*Full name of person before whom affidavit is made*) of (*address*)

\*[Justice of the Peace/Barrister/Solicitor/(*other*)]

*\*omit if, or whichever is, inapplicable*

*Note* Rule 278 (2) requires the following to also be filed:

- a consent by the litigation guardian; and
- if the person with a legal disability is a plaintiff—an undertaking by the litigation guardian as to costs.

## Endnotes

This republication includes amendments made under the Legislation Act, part 11.3 (Editorial changes).

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