

Form 6.2 Application in proceeding

Court Procedures Rules 2006

(see r 6007 (Application in proceeding—contents))

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

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

**(rule of Court Procedures Rules 2006, or provision of other law, under which application is made)*

**(name)*

*[Plaintiff/The Queen]

**[(name)/(name of accused person)]*

*[Defendant]

Take notice that the Court will hear an application by the (*state capacity, eg plaintiff/applicant/accused person, and name of person making application*) on (*date*), at (*time*) (or as soon after that as this application can be heard), to make the following orders:

1. (*set out briefly orders or other relief sought*);
2. Any other orders that the Court considers appropriate.

Filed for the (*capacity of person making application*) 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*)

***Grounds of application**

*[The orders are sought on the following grounds:

(state briefly, but specifically, grounds relied on)

(for an application under r 4750, r 4751 or r 4752—state briefly particulars of the grounds relied on that are sufficient for any other party to decide whether to call evidence to resolve the issues raised)

*[The questions of law to be raised are as follows:]

(state briefly)

***Supporting material**

*This application is supported by the following affidavits:

1. Affidavit of *(name)* *[sworn/affirmed] on *(date)*.
2. Affidavit of *(name)* to be *[sworn/affirmed] on *(date)*.

*This application is supported by the schedule of correspondence filed in support of the application.

*This application is *[supported/accompanied] by the following material:
(list other supporting or accompanying material)

(The affidavits, schedule of correspondence or other supporting material that you intend to rely on must be filed in the Court with the application (see r 6009).

You must serve a stamped copy of the application and a stamped copy of any supporting material on each other party not later than 2 days before the return date for the application (see r 6008 and r 6009).

Date:

(signature of person making application/person's solicitor)

(name of person making application/person's solicitor)

To: The *[plaintiff/defendant/respondent/Director of Public Prosecutions/(*accused person/accused person's legal practitioner*)]

*[And to: (*list each interested person's name and address*)]

***Address for service of documents**

(*complete this section if person making application is not an active party*)

(*set out person's address for service*)

(*if represented by a solicitor the following information may be given*)

*Document exchange box no:

(*if postal address different from address for service*)

*Postal address:

*Fax:

**omit if, or whichever is, inapplicable*