

Notice of Appeal

Form 20 Family Law Rules ~ Rule 22.02

Please type or print clearly and mark [X] all boxes that apply. Attach extra pages if you need more space to answer any question/s.

Filed on behalf of:

Full name: _____

MARK [X] IN THE BOX THAT APPLIES TO YOU

- Appellant/Applicant
- Cross-appellant/Applicant

This is an appeal*/application for leave to appeal* from:

- Family Court of Australia
- Family Court of Western Australia
- Federal Magistrates Court of Australia
- Magistrates Court 150 Terrace Rd, Perth
Western Australia – Family Law Magistrate
- Court of Summary Jurisdiction (a Magistrates or Local
Court of a State or Territory)

* Delete whichever is inapplicable

This Notice is used by a party who wishes to appeal against an order or apply for leave to appeal against an order.

COURT USE ONLY

Client ID _____

Appeal file number _____

Filed at _____

Filed on _____

Court location _____

Court date _____

Time _____

NOTE: If the appeal is not from a court of summary jurisdiction, the court date will be advised by the Regional Appeal Registrar.

- If the appeal/application for leave to appeal is from an order of a court of summary jurisdiction, this notice must be filed at the Family Court Registry closest to that court of summary jurisdiction. For all other appeals/applications, this Notice must be filed at a Regional Appeal Registry (contact your local Registry for details).
- If applying for leave to appeal, all parts of this form should be completed. The Notice of Appeal will be considered as a draft until the Full Court determines the application for leave to appeal.

IMPORTANT: Information for respondents to the Notice of Appeal/Application for Leave to Appeal is on page 5.

Part A About the parties

1 APPELLANT 1 / APPLICANT 1/CROSS-APPELLANT 1

What is your family name as used now?

Given names?

APPELLANT 2 / APPLICANT 2/ CROSS-APPELLANT 2

What is your family name as used now?

Given names?

RESPONDENT 1

Family name as used now

Given names

RESPONDENT 2

Family name as used now

Given names

APPELLANT 1 / APPLICANT 1/ CROSS-APPELLANT 1

2 What is your contact address (address for service) in Australia? If you give a lawyer's address, include the name of the law firm.

State	Postcode
Phone	Fax *
DX	
Lawyer's code	
Email *	

RESPONDENT 1

Respondent's address

State	Postcode

* Please do not include email or fax addresses unless you are willing to receive documents from the Court and other parties in that way.

If there is a second appellant / applicant /cross-appellant or second respondent attach a separate sheet providing a contact address for the second appellant / applicant/ cross-appellant or an address for the second respondent.

Part B About the independent children's lawyer (if appointed)

3 Independent children's lawyer

Family name

Given names

4

The contact address (address for service) in Australia for the independent children's lawyer is:

FIRM NAME		
	State	Postcode
Phone	Fax*	
DX	Email*	
Lawyer's code		

* Please do not include email or fax addresses unless you are willing to receive documents from the Court and other parties in that way.

Part C Leave to Appeal

5 Are you (the applicant) applying for leave to appeal?

No. Go to Part D

Yes. Attach a copy of the order(s) you wish to appeal.

6

State briefly the facts relied on in support of the application for leave to appeal and which establish an error of principle or a substantial injustice. Please number each paragraph

1.

Attach extra pages if you need more space.

Important Notices to the Respondent/s and independent children’s lawyer (if appointed)

Notice to the respondent and independent children’s lawyer (if appointed) in an appeal from a Court of Summary Jurisdiction

- The appeal is listed for hearing on the court date at the time and place shown at the top of page 1 of this form.
- If you do not attend the hearing the appeal may be decided in your absence.
- If you wish to appeal against any of the orders identified in Part D of this Notice, you must file a Notice of Appeal endorsed as a cross-appeal within 14 days of receipt of this notice or within 28 days after the date the order appealed from was made, whichever is the later.
- You should seek legal advice.

Notice to the respondent and independent children’s lawyer (if appointed) in all other appeals and applications for leave to appeal

- You will soon receive written notice from the Court advising you of the date and time for a Procedural Hearing.
- If you wish to appeal, or apply for leave to appeal, against any of the orders identified in Part D of this Notice, you must file a Notice of Appeal endorsed as a cross-appeal within 14 days of receipt of this notice or within 28 days after the date the order appealed from was made, whichever is the later.
- You should seek legal advice.