Form CP29

Federal Court (Criminal Proceedings) Rule 4.31

Federal Court of Australia Act 1976 section 30CB

Notice of intended appearance at hearing of an application

No.       of 20

Federal Court of Australia

District Registry: [State]

Division: General

**Commonwealth Director of Public Prosecutions[or other as appropriate]**Prosecutor

**[Name of Respondent]**Respondent

To the Prosecutor

The Respondent intends to appear at the hearing of the application for leave to refer a question of law to a Full Court of the Federal Court of Australia.

[Insert this section ONLY if you do not accept the arrangements proposed by the prosecutor to ensure that you are properly represented in the proceedings. If you accept the proposed arrangements, DELETE this section]The Court will make orders for the conduct of the proceedings, at the time, date and place shown in the Notice of Filing and Hearing attached.[Note: The Court will insert the Notice of Filing and Hearing as a coversheet when this application is accepted for filing.] If you or your lawyer do not attend, then the Court may make orders in your absence.

[Select one of the following and delete the other]

[Either]The Respondent accepts the arrangements proposed by you to ensure that the Respondent is properly represented in the proceedings.

[Or]The Respondent does not accept the arrangements proposed by you to ensure that the Respondent is properly represented in the proceedings and applies for the following orders:

[Set out proposed orders]

Date: [eg 19 June 20..]

|  |
| --- |
| Signed by [Name]  [Insert capacity eg Respondent / Lawyer for the Respondent] |

*Note*

An acquitted person who wants to appear at the hearing of an application for leave to refer a question of law under section 30CB of the *Federal Court of Australia Act 1976*, must (a) file this notice, and (b) file a notice of address for service (Form CP10) and (c) serve a stamped copy of each notice on the prosecutor at least 3 days before the day fixed for the hearing. (CP Rule 4.31)