Form CP45

Federal Court (Criminal Proceedings) Rule 9.01

Interlocutory 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 Accused]**Accused

[Change title for summary criminal proceedings (Form CP2) or criminal appeal proceedings (Form CP3)]

To the [Accused / Prosecutor / Appellant / Respondent]]

The [Accused / Prosecutor / Appellant / Respondent] applies for the interlocutory orders set out in this application.

The Court will hear this application, or 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.

If you have not already done so, you must file a notice of address for service (Form CP10) in the Registry before attending Court or taking any other steps in the proceedings.

[insert if applicable]The Court ordered that the time for serving this application be abridged to [Registry will insert date]

**Orders sought**

1. [State briefly, but specifically, the order sought]

**Accompanying affidavit**

This application is accompanied by an affidavit stating briefly, but specifically, the facts that support the application, as required by CP Rule 9.01(3)(a).

Date: [eg 19 June 20..]

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| Signed by [Name]  [Insert capacity eg For Commonwealth Director of Public Prosecutions / Accused / Lawyer for the Accused / Appellant /Lawyer for the Appellant / Respondent / Lawyer for the Respondent] |

*Note*

The party filing the application must serve a stamped copy of the application and the accompanying affidavit on any other party to the proceedings at least 3 days before the date fixed for the hearing of the application: (CP Rule 9.01(4)). See Part 7 of the CP Rules for rules about service.