Form 12

Rule 7.01(2)

Urgent application before start of a proceeding

No.       of 20

Federal Court of Australia

District Registry: [State]

Division: [Division]

**[Name of First Prospective Applicant]** [if 2 or more add "and another" or "and others"]

Prospective Applicant[s]

The Prospective Applicant applies, without notice and as a matter of urgency, for the orders set out in this application.

**Time and date for hearing**: [Registry will insert time and date]

**Place**: [address of Court]

Date:

|  |
| --- |
| Signed by an officer acting with the authority of the District Registrar |

**Orders sought**

1. [See rule 7.01(1). You may apply for an order (a) granting an injunction; or (b) if the matter relates to property:(i) for the detention, custody, preservation or inspection of the property; and (ii) to authorise any person to enter any land, or do any other act or thing, for the purpose of giving effect to the order; or (c) if the matter relates to the right of a prospective applicant to an amount in a fund — that the amount in the fund be paid into Court or otherwise secured; or (d) appointing a receiver with the power of a receiver and manager.]
2.

**Affidavit**

This application is accompanied by an affidavit stating the facts relied on.

**Undertaking to Court**

The Prospective Applicant undertakes to the Court that the Prospective Applicant will start a proceeding in relation to the subject matter of this application within 14 days after this application has been determined.

**Prospective Applicant’s address**

The Prospective Applicant’s address for service is:

Place: [see rule 11.01]

Email:

The Prospective Applicant’s address is [if an individual - place of residence or business; if a corporation - principal place of business].

Date: [eg 19 June 20..]

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

[\* If more than one prospective applicant, insert names of the second, third, fourth etc as required in this schedule. Delete schedule if not required.]

**Schedule**

No.       of 20

Federal Court of Australia

District Registry: [State]

Division: [Division]

**Prospective Applicants**

Second Prospective Applicant: [Name]

[\* etc]

Date: