

## Sample annulment application

This is a sample. It is important to complete this form with your own details and based on your own circumstances. If you need more help get legal advice.

# Application to the Local Court

Section 45 Local Court Act 2007

Part 4 Local Court Rules 2009

## Notice of Listing

Place:

Time and Date:

## Applicant Details

Name: **Kathleen Dwyer**

Address: **5 Plumber Street, Armidale NSW 2350**

Postal Address: **As above**

Lawyers Name & Address:

## Respondent Details

Name: **Commissioner for Police NSW**

Address: **1 Charles Street, Parramatta NSW 2150**

Fax:

## Additional Parties

Name:

Address:

Connection to proceedings (e.g. Owner of goods):

## Statement of Service

I (name) of (occupation) did serve a copy of this application on  
(name(s)) on (date) by (tick one):

- delivering a copy personally to the person
- giving a copy to (name) , an adult person at the address of the respondent.
- sending a copy by registered mail to the respondent's address at:
- sending a copy by facsimile to the respondent's address at: (only available where respondent is a Government Department and fax number provided). Advice confirming successful transmission of the document was received by me on (date):

Signature:

Name:

Witness Signature:

Name:

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# Application to the Local Court

Act and Section under which application lodged: **Crimes (Local Courts Appeal and Review) Act 2001, s4**

### Order/s Sought:

1. That the following order made by the Local Court be annulled:

Parties: NSW Police v Kathleen Dwyer

Date of Order: 15 February 2013

Place of Order: Armidale NSW

Type of case or offences: Destroy/damage property <\$2 000

### Grounds for Application:

1. That the order made by the court was made in my absence.
2. I was hindered from attending due to accident, illness, misadventure or other circumstances: I was ill and unable to attend court.
3. It is in the interests of justice to annul the order having regard to the following circumstances: I was in hospital and unable to contact the court.

### Other relevant information:

(E.g. Date of birth, Licence number, other relevant charges, alternative address) 1.

#### Original Case Details:

Charge & Sequence Number: H1654893, sequence 1

Defendant DOB: 15 July 1981

**Signature of Applicant:** *Kathleen Dwyer*

(Signature not required if applicant is a police officer or public officer)

**Signature of Registrar:**

(Signature not required if applicant is a police officer or public officer)

Application filed at:

Date of filing application:

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### **Court Registry Use Only**

**Date Court Attendance Notice Filed:**

**Place of Filing:**

**(If different from place of first listing):**

**Court Reference Number:**

**Fees (circle): Paid / Waived / Remitted / Exempt**

### **Payment Stamp**

SAMPLE