

**BEFORE THE INDUSTRIAL COURT
OF NEW SOUTH WALES**

or as required by Schedule 1

No.IRC of 1996

*(Add Title as required by
Schedule 1)*

**APPLICATION FOR
LEAVE TO APPEAL
AND APPEAL**

Filed by *(Name of person,
corporation, organisation or
other body filing the document)*

Contact name *(Name of
person conducting the matter)*

Address
Telephone
Facsimile
DX

*(and if solicitors or agents are
acting, add)
by their agents*

Name
Address
Telephone
Facsimile
DX

A. The appellant seeks leave to appeal and appeals pursuant to
(section and title of Act, etc., under which appeal is brought)

B. From a *(state whether a decision, determination, order, refusal, etc., as the case may be)*

C. Of *(name of person or tribunal appealed against)*

D. On *(date of decision, etc., appealed against)*

E. Matters appealed against are:
(set out brief description of matter(s) complained of, including whether the appeal is against the whole or a part, and if a part, which part or parts, of any decision, etc.).

F. The questions raised by the appeal are:
(set out any questions of law for determination by the Commission on appeal, should leave be granted).

G. Reasons why leave to appeal should be granted:
(set out with particularity the reasons, in numbered paragraphs, including reasons why it is claimed that the matter is of such importance that, in the public interest, leave should be granted)

H. Grounds of the appeal are:
(set out briefly but specifically the grounds of appeal in numbered paragraphs).

I. Relief claimed:
(set out the orders sought on appeal, or in which way it is claimed the matter appealed against should be varied).

J. *(Where a stay of the order or decision under appeal is sought)* **A stay is sought because:**
(set out briefly but specifically the reason why the Commission should grant a stay of proceedings)

K. Appellant:
1. Name *(state full name of appellant)*
2. Address *(if corporation, registered office).*
3. Solicitor or agent.
4. Address for service.

L. Respondent(s):
(Full name and address of the respondents, including all persons who were parties to the proceedings in which the decision, etc., under appeal was made).

(signature)
(Capacity in which signed, eg. appellant, appellant's solicitor).

Filed (dated, if not filed): (date) 19__

continued

TO THE RESPONDENT(S):

(name each respondent).

IMPORTANT NOTICE:

(1) You are required, under the Rules of the Industrial Relations Commission, to file a notice of appearance at the Industrial Registry *(address and telephone number)* within 7 days of service of this notice *(or as the case may be)* on you.

(2) If you do not enter an appearance, or if there is no attendance by you or your counsel, solicitor or agent at the time and place specified in this notice or as notified to you subsequently, the proceedings may be heard in your absence and an order may be made against you.

(3) Unless the time, place and date of hearing are endorsed on this application, the parties will be subsequently advised of the date time and place when the Commission will hear this application. Any enquiries should be made to the Industrial Relations Commission List Clerk, telephone *(number)*.

(where the time for service has been abridged, add

The time before which this notice *(or as the case may be)* is to be served has been abridged by the Commission to 5.00 pm on (date) 19).

(Add, where necessary, form of Appointment for Hearing)