



File No:

Form 01 | Section 65 of the *Land Court Act 2000*

**NOTICE OF APPEAL TO THE LAND APPEAL COURT**

**(Not to be used for appeals against Categorisation or Valuer-General decisions)**

**SECTION 1 – APPELLANT DETAILS**

*(if there is more than one applicant, please provide each of the applicant’s information as indicated below as an attachment to this form)*

**Appellant name(s):**

**Address for service (postal address):**

<b>Suburb:</b>	<b>State:</b>	<b>Postcode:</b>
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**Contact number(s):**

**Email address:**

**SECTION 2 – REPRESENTATION**

**Are you:** (please select the relevant option)

- Representing yourself** *(the Court and other parties will use the details in Section 1 to serve documents on you)*
- Being represented by a solicitor** *(go to section 3)*
- Being represented by an agent** *(go to section 4)*

**Note:** All Court notices and correspondence will be sent to you and all documents filed by another party will be served on you, unless you are represented by a solicitor or an authorised agent, in which case, they will be sent to, and served on, your solicitor or agent.



### SECTION 3 – REPRESENTED BY A SOLICITOR

Name of firm:

Name of solicitor:

Address for service:

<input type="text"/>	<b>Suburb:</b>	<input type="text"/>	<b>State:</b>	<input type="text"/>	<b>Postcode:</b>	<input type="text"/>
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Contact number(s):

<input type="text"/>	<input type="text"/>
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Email address:

### SECTION 4 – REPRESENTED BY AN AUTHORISED AGENT

Name of firm:

Name of agent:

Address for service:

<input type="text"/>	<b>Suburb:</b>	<input type="text"/>	<b>State:</b>	<input type="text"/>	<b>Postcode:</b>	<input type="text"/>
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Contact number(s):

<input type="text"/>	<input type="text"/>
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Email address:

I have attached the authorisation form (*Attachment 1 – Representation by an authorised agent*)



## SECTION 5 – RESPONDENT DETAILS

(if there is more than one respondent, please provide each of the respondent's information as indicated below as an attachment to this form)

Name of respondent:

Address for service:

	<b>Suburb:</b>	<b>State:</b>	<b>Postcode:</b>
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Contact number(s):

Email address:

## SECTION 6 – DECISION APPEALED AGAINST

Date of decision:

Land Court file number:

Decision: *(state briefly the decision appealed against)*

## SECTION 7 – THIS APPEAL

Grounds of appeal:

Orders or other relief sought:



## SECTION 8 – DECLARATION

I have read and understood the Privacy Statement below.

### Privacy Statement

The Land Court and Tribunal Registry (which forms part of the Department of Justice and Attorney-General) is collecting information provided on and with this form to assess the suitability of the matter for the Land Court.

Please ensure that the personal information you provide on this form is true and correct, including the information you provide about other parties.

Any information you provide will only be used by the Registry for the purpose for which it was provided. For more information about how DJAG manages personal information please refer to DJAG's [Privacy Guide](#).

## SECTION 9 – DECLARATION SIGNATURE

**The notice of appeal must be signed by ALL appellants or their Solicitor or Authorised Agent.** *(If there is more than one signature required on this form, please attach additional sheets with the relevant information and signatures as indicated below)*

**Signed by:** *(please select one)*

- Appellant**  
 **Solicitor**  
 **Authorised agent**  
 **Company:** *(please specify the company name and your position below)*

**Company name:**

**Position within company:**

**Name of signatory:**

X  
\_\_\_\_\_

*(please select date of signing)*



## SECTION 11 – PROCEDURE FOR FILING

You or your representative must file this **Form 01** together with the prescribed fee in the Land Court. Please print the completed **Form 01** and submit either:

In Person:  
**Land Court Registry**  
Level 8  
363 George Street  
BRISBANE QLD 4000

By Post:  
**The Registrar**  
Land Court Registry  
GPO Box 5266  
BRISBANE QLD 4001

By Fax:  
**The Registrar**  
Land Court  
(07) 3738 7434

**You must serve a copy of the Notice of Appeal on the respondent to the appeal.**

NB: The legislation giving jurisdiction to start proceedings in the Land Court may specify time limits for filing and service of the application. Check the relevant legislation and seek legal advice if necessary.



## PROCEDURE TO INSTITUTE AN APPEAL

1. The **Notice of Appeal** must be filed in the Land Court, together with the prescribed fee.
2. If your appeal is against a determination of compensation pursuant to sections **86** or **282** of the ***Mineral Resources Act 1989 (MRA)***, you must also lodge a **security for costs**. The security is referred to in sections 86A and 282A of the MRA. The registrar will provide all parties acknowledgement of the appeal and the relevant procedural information pertaining to the security for costs via email within 1 – 3 business days after filing the appeal.



## ATTACHMENT 1

### Only complete if being represented by an authorised agent

Parties appearing in the Land Court often engage the services of a solicitor to represent them. Solicitors offer clients professional skills and expertise. They are accountable to their professional bodies and to the Court. They are also covered by insurance for any potential liability claims made against them by their clients.

However, a party may choose to represent themselves or be represented by an agent.

Before deciding to be represented by an agent, you should give careful consideration to the suitability and skill of the agent. You should be aware that an agent (unlike a solicitor) is not required to have professional indemnity insurance cover when representing clients before the Land Court. If you hire an agent and they have no professional indemnity insurance, you may find it difficult to get compensation if serious errors are made by the agent.

In some proceedings in the Land Court, costs are awarded against the unsuccessful party. If the successful party has engaged an agent to represent them, then it is unlikely the agent's fees can be recovered from the unsuccessful party.

You may be asked by your agent to sign a waiver to remove your right to make a claim against them if you are dissatisfied with the outcome of the proceedings. You should be aware that you are engaging an agent who may not have to accept any responsibility for the outcome of the proceedings.

I have read and understood the information above

#### My agent's authority to represent me is

*(if limited, please provide details)*

**Signed by appellant:** *(if Company, please specify full name and description of signatory below)*

**Position within company:**

**Name of signatory:**

**X**  
\_\_\_\_\_

*(please select date of signing)*