



File No:

Form 10 | Practice Direction 4 of 2018 – Procedure for Mining Objection Hearings

NOTICE OF ELECTION

SECTION 1 – OBJECTOR INFORMATION

MRA file number:

EPA file number:

Objector name(s): *(if insufficient space, please attach additional sheets as part of this form as appropriate)*

Residential or business address:

Suburb:	State:	Postcode:
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Contact number(s):

Email address:

SECTION 2 – NOTICE OF ELECTION

elect to be an active party in the mining objection hearing

understand that being an active party means must participate fully in all stages of the objection hearing and must comply with the Court's directions about procedure

SECTION 3 – TYPE OF OBJECTOR

Individual *(go to Section 6)*

Company *(go to Section 4)*

Group *(go to Section 5)*

SECTION 4 – IF A COMPANY IS THE OBJECTOR

The contact person for the company is:

Name of company officer:

Position in company:

Name of company:

Contact number(s):

Email address:



SECTION 5 – IF A GROUP OF PEOPLE IS THE OBJECTOR

Nominate an authorised spokesperson:

Attach an acknowledgement and acceptance form which includes a list of members, signed by all members (*see attachment 1*)

SECTION 6 – REPRESENTATION

Are you:

- Representing yourself (*the Court and other parties will use the details in Section 1 to server documents on you*)
- Being represented by a solicitor (*go to Section 7*)
- Being represented by an agent (*go to Section 8*)

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 7 – REPRESENTED BY A SOLICITOR

Name of firm:

Name of solicitor:

Address for Service:

	Suburb:	State:	Postcode:
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Contact number(s):

Email address:

SECTION 8 – REPRESENTED BY AN AUTHORISED AGENT

Name of firm:

Name of agent:

Address for Service:

	Suburb:	State:	Postcode:
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Contact number(s):

Email address:

I have attached the authorisation form (*Attachment 2 – Representation by an authorised agent*)



SECTION 9 – 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.

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](#).

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

SECTION 10 – DECLARATION SIGNATURE

Signed by: *(please select one)*

- Individual objector
- Company objector *(the contact person)*
- Group objector *(the authorised spokesperson)*
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Name:

Company name: *(if applicable)*

Position within company: *(if applicable)*

X

(please select the date of signing)

SECTION 11 – PROCEDURE FOR FILING

You or your representative must file this **Form 10** in the Land Court. Please submit this completed **Form 10**, which may be sent via email to landcourt@justice.qld.gov.au or:

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 Registry
(07) 3738 7434



ATTACHMENT 1

Only compete if Group Objectors

PART A: ACKNOWLEDGEMENT AND ACCEPTANCE

1. The members of the group identified below, are those persons identified on Part B. The list is true and correct and complete.

Name of Group:

2. The group appoints the spokesperson identified below, to act as the authorised spokesperson for the group.

Name of spokesperson:

3. The authorised spokesperson is a member of the group.
4. The authorised spokesperson will be the contact point for the Court and the active parties in this matter, on behalf of the group.
5. The authorised spokesperson may represent the group themselves, or they may appoint a solicitor or agent to represent the group. If a solicitor or agent is appointed, the spokesperson is responsible for giving instructions to the solicitor or agent, on behalf of the group.
6. The authorised spokesperson is responsible for:
 - a) Keeping all members of the group informed about all correspondence, court orders, notices and other documents received at any stage from the Court and other parties;
 - b) Providing group members with copies of any of the abovementioned documents when required;
 - c) Keeping all group members informed about all court dates and the progress of the case generally;
 - d) Notifying all group members about any directions or orders issued by the Court that the group must comply with.



ATTACHMENT 1 – Continued

PART B: MEMBERSHIP

The members of the group are:

(the individual details of each member of the group must be recorded. If there is insufficient space provided, please provide each of the group members details as indicated below as an attachment to this form)

Member name:

Residential or business address:

Contact number:

Email address:

I have read and understood the acknowledgement and acceptance in Part A

X

(please select date of signing)

Member name:

Residential or business address:

Contact number:

Email address:

I have read and understood the acknowledgement and acceptance in Part A

X

(please select date of signing)



ATTACHMENT 1 – Continued

Member name:

Residential or business address:

Contact number:

Email address:

I have read and understood the acknowledgement and acceptance in Part A

X

(please select date of signing)

Member name:

Residential or business address:

Contact number:

Email address:

I have read and understood the acknowledgement and acceptance in Part A

X

(please select date of signing)



ATTACHMENT 2

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: *(please select one)*

- Individual objector**
- Company objector** *(the company officer)*
- Group Objector** *(the authorised spokesperson)*

Position within company:

Name of signatory:

X

(please select date of signing)