



File No:

Form 04 |
Section 92 of the *Local Government Regulation 2012*,
& Section 85 of the *City of Brisbane Regulation 2012*

NOTICE OF APPEAL AGAINST A CATEGORISATION DECISION

Appeal to the Land Court against the decision of: *(insert name of local government)*

In relation to: *(please select whichever is applicable)*

- a) the determination of an objection to the categorisation of land
- b) the refusal to allow a longer period for giving an objection notice

SECTION 1 – APPELLANT(S) DETAILS

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

Appellant name(s):

Address for correspondence (postal address):

Suburb:	State:	Postcode:
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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)*
- Represented by a solicitor** *(go to section 3)*
- 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 correspondence (postal address):

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

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Email address:

SECTION 4 – REPRESENTED BY AN AUTHORISED AGENT

Name of firm:

Name of agent:

Address for correspondence (postal address):

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

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Email address:

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



SECTION 5 – RESPONDENT DETAILS – THE LOCAL GOVERNMENT (COUNCIL)

Name of relevant contact person within the council:

Address for correspondence (postal address):

Suburb:	State:	Postcode:
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Contact number:

Email address:

SECTION 6 – DECISION ON OBJECTION DETAILS – FOR CATEGORISATION APPEALS

Date of issue of decision on objection:

PLEASE ATTACH A COPY OF THE DECISION APPEALED AGAINST

The rating category appealed against:

Date of receipt of decision on objection:

The rating category contended for by you:

SECTION 7 – PARTICULARS OF THE LAND TO WHICH THE APPLICATION RELATES

Property ID:

Real Property Description:

Lot number:

Plan number:

Area: (include units – either m² or ha, whichever is applicable)

m²

ha

Street address:

	QLD	Postcode:
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Local Government / Brisbane City Council Division:



SECTION 8 – APPEAL ISSUES

Grounds of Appeal: *(if insufficient space, please attach additional pages to this form as required)*

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.

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 10 – 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 to this form with the relevant information and signatures are indicated below)

A COPY OF THE VALUER-GENERAL’S DECISION ON OBJECTION MUST BE ATTACHED

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 – LIST OF ATTACHMENTS

Please list all the documents which have been attached as part of completion of this form as applicable. (if insufficient space, please attach additional sheets as required)

Document Number	Document Name	Number of Pages
	Copy of the decision appealed against	



SECTION 12 – PROCEDURE FOR FILING

You or your representative must file this **Form 04 – Notice of Appeal** in the Land Court. Please print the completed **Form 04** 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 Registry
(07) 3738 7434

You must serve a copy of your application on the respondent.

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

A copy of the Notice of Appeal **MUST** be served on the local government within **seven (7) days** after filing as required by s.92(4) of the *Local Government Regulation 2012* or s.85(4) of the *City of Brisbane Regulation 2012*.

A copy of the Notice of Appeal must be served on the Valuer-General within seven (7) days after its filing as required by s.159(1) of the *Land Valuation Act 2010*.



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

Position within company:

Name of signatory:

X

(please select date of signing)