

Application for Rehearing or Reopening

Justices Act 1886 – section 142(6)/142A(12)/147A

Privacy Statement - The personal information collected on this form is used by the Department of Justice for the purpose of assessing this application.

- You will be notified by the originating court as to the outcome of this application by mail.

1 What application do you wish to apply for?

Tick one option only

Application for Rehearing **Go to 3**

Application for Reopening Go to next question

2 Are you applying for extended time to lodge your application?
(Refer to *Application Conditions* below for further details)

Yes

No

Applicant Details

3 What is your last name or family name?

4 What is your first or given name(s)?

5 What is your current postal address?

 Postcode:

6 What is your daytime contact phone number?

7 After hours phone number? Mobile phone number?

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8 What is your relationship to the matter (eg *Defendant, Solicitor, Company Director, Prosecutor*)?

Application Details

9 In the matter of... (eg *Old Police v Mr Sample Citizen*)

v

10 What is the Court Order Number(s)/File Number(s)?

11 What was the date of the charge?

12 What was the date of the conviction?

13 What are the grounds for your application (please attach any additional information)?

14 Did you have your driver licence disqualified as a result of this sentence.

Yes

No

I hereby make an application for rehearing/reopening of the stated matter pursuant to section 142(6)/142A(12)/147A of the *Justices Act 1886*.

Signature of Applicant

Date

 / /

Application Conditions:

As the applicant, you must have been a party to the original proceeding.

A **Rehearing** application is made to the Clerk of the Court of the Magistrates Court where the original order was made. This application should be made within 2 months from the date of the original court hearing. You are eligible to apply for a rehearing only where the matter was heard ex parte (you did not appear or your representative did not appear on your behalf).

A **Reopening** application is made to the Clerk of the Court of the Magistrates Court where the original order was made. This application is made when you are disputing an error in fact or law. This application should be made within 28 days from the date of the original court hearing or as such time as allowed upon application to the Court.