File No:

(Court Use Only)

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

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| **NOTICE OF ELECTION** |

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| **SECTION 1 – OBJECTOR INFORMATION** |
| **MRA file number:** |

|  |
| --- |
| Click to MRA file number. |

 |
| **EPA file number:** |

|  |
| --- |
| Click to enter EPA file number. |

 |
| **Objector name(s):** |
|

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| --- |
| Click to enter objector name(s). |

 |
| **Residential or business address:** |
|

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Click to enter address. | **Suburb:** | Click to enter suburb. | **State:** | Select an item. | **Postcode:** | Enter postcode. |

 |
| **Contact number(s):** |
|

|  |  |
| --- | --- |
| Click to enter telephone number. | Click to enter mobile phone number. |

 |
| **Email address:** |
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| Click to enter email address. |

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| **SECTION 2 – NOTICE OF ELECTION** |
|[ ]  Choose an item. **elect to be an active party in the mining objection hearing** |
|[ ]  Choose an item. **understand that being an active party means** Choose an item. **must participate fully in all stages of the objection hearing and must comply with the Court’s directions about procedure** |

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| **SECTION 3 – TYPE OF OBJECTOR** |
|[ ]  **Individual** *(go to Section 6)* |[ ]  **Company** *(go to Section 4)* |[ ]  **Group** *(go to Section 5)* |

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| **SECTION 4 – IF A COMPANY IS THE OBJECTOR** |
| **The contact person for the company is:** |
| **Name of company officer:** |
|

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| Click to enter name of company officer. |

 |
| **Position in company:** |
|

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| Click to enter position in company. |

 |
| **Name of company:** |
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| Click to enter name of company. |

 |
| **Contact number(s):** |
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| Click to enter contact number. |

 |
| **Email address:** |
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| Click to enter email address. |

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| **SECTION 5 – IF A GROUP OF PEOPLE IS THE OBJECTOR** |
|[ ]  **Nominate an authorised spokesperson:** |
|

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| Click to enter the name of an authorised spokesperson. |

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

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| **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.** |

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| **SECTION 7 – REPRESENTED BY A SOLICITOR** |
| **Name of firm:** |
|

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| Click to enter name of firm. |

 |
| **Name of solicitor:** |
|

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| Click to enter name of solicitor. |

 |
| **Address for Service:** |
|

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| --- | --- | --- | --- | --- | --- | --- |
| Click to enter address. | **Suburb:** | Click to enter suburb. | **State:** | Select an item. | **Postcode:** | Enter postcode. |

 |
| **Contact number(s):** |
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|  |  |
| --- | --- |
| Click to enter telephone number. | Click to enter mobile phone number. |

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| **Email address:** |
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| Click to enter email address. |

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| **SECTION 8 – REPRESENTED BY AN AUTHORISED AGENT** |
| **Name of firm:** |
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| Click to enter name of firm. |

 |
| **Name of agent:** |
|

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| Click to enter name agent. |

 |
| **Address for Service:** |
|

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| Click to enter address. | **Suburb:** | Click to enter suburb. | **State:** | Select an item. | **Postcode:** | Enter postcode. |

 |
| **Contact number(s):** |
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|  |  |
| --- | --- |
| Click to enter telephone number. | Click to enter mobile phone number. |

 |
| **Email address:** |
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| Click to enter email address. |

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

| **SECTION 9 – DECLARATION** |
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| [ ]  **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.](https://www.justice.qld.gov.au/corporate/publications-policies/information-and-privacy)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. |

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| **SECTION 10 – DECLARATION SIGNATURE** |
| **Signed by:** *(please select one)* |
|[ ]  **Individual objector** |
|[ ]  **Company objector** *(the contact person)* |
|[ ]  **Group objector** *(the authorised spokesperson)* |
|[ ]  Select either Solicitor or Authorised agent. |
| **Name:** |
|

|  |
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| Click to enter name. |

 |
| **Company name:** *(if applicable)* |
|

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| Click to enter company name. |

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| **Position within company:** *(if applicable)* |
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| Click to enter position within the company. |

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| Click here to select date of signing. |

| **SECTION 11 – PROCEDURE FOR FILING** |
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| 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 tolandcourt@justice.qld.gov.au or: |
| In Person:**Land Court Registry**Level 8363 George StreetBRISBANE QLD 4000 | By Post:**The Registrar**Land Court RegistryGPO Box 5266BRISBANE QLD 4001 | By eMail:**landcourt@justice.qld.gov.au** |

**ATTACHMENT 1**

**Only compete if Group Objectors**

|  |
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| **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:** |

|  |
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| Click to enter name of group. |

 |
| 1. **The group appoints the spokesperson identified below, to act as the authorised spokesperson for the group.**
 |
| **Name of spokesperson:** |

|  |
| --- |
| Click to enter name of spokesperson. |

 |
| 1. **The authorised spokesperson is a member of the group.**
 |
| 1. **The authorised spokesperson will be the contact point for the Court and the active parties in this matter, on behalf of the group.**
 |
| 1. **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.**
 |
| 1. **The authorised spokesperson is responsible for:**
2. **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;**
3. **Providing group members with copies of any of the abovementioned documents when required;**
4. **Keeping all group members informed about all court dates and the progress of the case generally;**
5. **Notifying all group members about any directions or orders issued by the Court that the group must comply with.**
 |

**ATTACHMENT 1 – Continued**

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| **PART B: MEMBERSHIP** |
| **The members of the group are:***(To add multiple group members, please click the plus button at the bottom right corner of the table to add them. Please ensure that all members are added and have each individually signed as required.)* |

|  |
| --- |
| **Member name:** |
|

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| --- |
| Click to enter group member name. |

 |
| **Residential or business address:** |
|

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| Click to enter the residential or business address. |

 |
| **Contact number:** |
|

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| Click to enter contact number. |

 |
| **Email address:** |
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| Click to enter email address. |

 |
|[ ]  **I have read and understood the acknowledgement and acceptance in Part A** |
|  |
| Click here to select date of signing. |

**ATTACHMENT 2**

**Only Complete if Being Represented by an Authorised Agent**

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| 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** Choose an item. |
| *(if limited, please provide details)* |
|

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| Click to enter text. |

 |
| **Signed:** *(please select one)* |
|[ ]  **Individual objector**  |
|[ ]  **Company objector** *(the company officer)* |
|[ ]  **Group Objector** *(the authorised spokesperson)* |
| **Position within company:** |
| Click to enter position within the company. |
| **Name of signatory:** |
| Click to enter name. |
|  |
| Click here to select date of signing. |