

Instructions for filling out an application notice - early release

These are instructions. It is important to complete this form with your own details and based on your own circumstances. If you need more help get legal advice.

Application to the Local Court

Section 45 Local Court Act 2007

Part 4 Local Court Rules 2009

Notice of Listing

Place: This will be completed by the court

Time and Date: This will be completed by the court

Applicant Details

Name: Write your name

Address: Write your address

Postal Address: Write the best address for you to be sent mail, for example a PO Box. If it is the same as your street address write "as above"

Lawyers Name & Address: If you're representing yourself, leave blank.

Respondent Details

Name: Commissioner of Police NSW

Address: Commissioner of Police

1 Charles Street, Parramatta NSW 2150

Fax: Leave blank

Additional Parties

Name: Leave blank

Address: Leave blank

Connection to proceedings (e.g. Owner of goods):

Statement of Service Leave this section blank

I (name) of (occupation) did serve a copy of this application on
(name(s) on (date) by (tick one):

- delivering a copy personally to the person
- giving a copy to (name) , an adult person at the address of the respondent.
- sending a copy by registered mail to the respondent's address at:
- sending a copy by facsimile to the respondent's address at: (only available where respondent is a Government Department and fax number provided). Advice confirming successful transmission of the document was received by me on (date):

Signature:

Name:

Witness Signature:

Name:

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Application to the Local Court

Act and Section under which application lodged: Road Transport Act 2013, s249

Order/s Sought:

Write the orders you are asking for. For example:

1. That vehicle, with registration number XXX-XXX be released before the end of the period of impounding OR
2. That number plates, with registration number XXX-XXX be released before the end of the number plate confiscation period

Grounds for Application:

Briefly write the grounds you are relying on. For example:

1. That the safety of the public will not be affected as the vehicle will not be used for sanctionable offences.
2. I am not the person accused of carrying out the sanctionable offence(s) that lead to the impounding of the vehicle/confiscation of the numberplates and I will face hardship arising from the impoundment/confiscation.
3. Insert reasons why you will face hardship (family and/or work purposes for example).

Other relevant Information:

(E.g. Date of birth, Licence number, other relevant charges, alternative address)

Briefly write any information that you have that is relevant for example:

1. Notice from Police that the vehicle has been impounded/number plates were confiscated.
2. Date vehicle was impounded or number plates confiscated.
3. Location at which the vehicle was impounded or plates confiscated.

Signature of Applicant: Sign here

(Signature not required if applicant is a police officer or public officer)

Signature of Registrar: This will be completed by the court

(Signature not required if applicant is a police officer or public officer)

Application filed at: This will be completed by the court

Date of filing application: This will be completed by the court

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Court Registry Use Only

Payment Stamp

Date Court Attendance Notice Filed:

Place of Filing:

(If different from place of first listing):

Court Reference Number:

Fees (circle): Paid / Waived / Remitted / Exempt