

Supreme Court Rules 1937—Form 6.10

(see o 86 r 51)

Application to Registrar for leave to appeal out of time against conviction or sentence

In the Supreme Court of the Australian Capital Territory
Court of Appeal (jurisdiction exercised by the Registrar)

ACTCA No of (*year*)

Appeal against *[conviction recorded/sentence imposed by (*Judge*)]
(SC No of (*year*))

(*name*)
Appellant

(*name*)
Respondent

- 1 The applicant applies for leave to appeal out of time from the
 [*conviction recorded on [*date*] [**or/and*] sentence imposed by
 [*Judge*] on [*date*]].
- 2 A notice of appeal [*will not be/*has not been] filed in the Court of
 Appeal within 21 days after the day the [*conviction was entered
 [*or*] sentence handed down].
- 3 The grounds of the application are set out in the affidavit of
 [*deponent*] [*sworn/affirmed] on [*date*] and filed with this
 application.

4 [if the Supreme Court Rules 1937, o 86 r 51 (2) applies] The applicant wants to present the applicant's case in writing.

[or]

4 [if the applicant is in custody and does not present the applicant's case in writing, the applicant is entitled to be present at the hearing in the way that the Court of Appeal orders]. If the Registrar grants leave to appeal out of time, the applicant [*wants/does not want] to be present at the hearing.

Date:

Signature of *applicant/*applicant's solicitor:

Address for service:

To: the Registrar

And to: the Director of Public Prosecutions

[address]

**Strike out if inapplicable*

Endnote

- 1 This form was originally in the *Supreme Court Rules 1937*. Under the *Court Procedures Act 2004* A2004-59, pt 8, the form became a form approved under that Act.

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