

NORTHERN TERRITORY OF AUSTRALIA
SUPREME COURT AMENDMENT (NOTICE OF APPEAL) RULES 2012

Subordinate Legislation No. 15 of 2012

Table of provisions

1	Citation	2
2	Rules amended	2
3	Rule 86.15 amended	2
4	Schedule 1 amended.....	3



NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 15 of 2012*

Supreme Court Amendment (Notice of Appeal) Rules 2012

We, the undersigned Judges of the Supreme Court of the Northern Territory of Australia, under section 86 of the *Supreme Court Act*, make the following Rules of Court.

Dated 3 February 2012

T. J. RILEY CJ

D. MILDREN J

S. R. SOUTHWOOD J

J. BLOKLAND J

J. KELLY J

P. BARR J

Judges of the Supreme Court
of the Northern Territory of Australia

* Notified in the *Northern Territory Government Gazette* on 11 April 2012.

1 Citation

These Rules may be cited as the *Supreme Court Amendment (Notice of Appeal) Rules 2012*.

2 Rules amended

These Rules amend the *Supreme Court Rules*.

3 Rule 86.15 amended

(1) Rule 86.15(1)

omit, insert

- (1) An appeal is instituted by filing a notice of appeal in accordance with Form 86H.

(2) Rule 86.15(2) and (3)

omit

shall

insert

must

(3) Rule 86.15(4)

omit, insert

- (4) For an appeal under section 414 of the Criminal Code, the notice of appeal must also state:

(a) whether the whole or only part of the sentence, determination, declaration or order is the subject of the appeal; and

(b) if only part – which part.

4 Schedule 1 amended

(1) Schedule 1, Form 86H

omit

all words from "NOTICE OF APPEAL" to "ORDER SOUGHT:"

insert

NOTICE OF APPEAL

1 The appellant appeals against

**[if appeal is against a finding of guilt] being convicted before the Supreme Court of the Northern Territory of Australia at (place of trial) on (date) on a charge of (set out charge).*

OR

**[if appeal is against a special finding mentioned in section 410(a) of the Criminal Code] the special finding of His/Her Honour Justice (name of Judge) on (date) in which His/Her Honour found (set out brief details of the special finding).*

OR

**[if a Crown Law Officer appeals under section 414 of the Criminal Code] the whole (or, if only part, specify the part) of (set out the sentence, determination, declaration or order that is the subject of the appeal).*

*2 The appeal is brought pursuant to leave granted on (date).

GROUND(S):

3 The grounds of the appeal are: *(set out brief but specific grounds).*

*4 The appeal is brought under section 410(b) of the Criminal Code on a certificate of *(name of Judge)* dated *(date)*.

*5 The appellant intends to present the appellant's argument with respect to the appeal in writing.

*6 The appellant intends to seek the leave of the Court under section 420 of the Criminal Code to be present at the hearing of the appeal.

ORDER SOUGHT:

(2) Schedule 1, Form 86H, at the end

insert

** Delete if not applicable.*