

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

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**Subordinate Legislation No. 15 of 2012**

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# NORTHERN TERRITORY OF AUSTRALIA

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Subordinate Legislation No. 15 of 2012\*

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## ***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

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

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**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.

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**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:

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

*insert*

*\* Delete if not applicable.*