

To be inserted by Court

Case Number:

Date Filed:

FDN:

**NOTICE OF APPEAL AGAINST CONVICTION, ACQUITTAL, ANTECEDENT
DECISION OR MENTAL IMPAIRMENT JUDGMENT**

SUPREME COURT OF SOUTH AUSTRALIA
COURT OF APPEAL Select only if applicable
CRIMINAL JURISDICTION

[FULL NAME]
Appellant

v

[FULL NAME]
Respondent

Appellant	Party title		Full name of party	
Name of law firm/office				
<small>If applicable</small>	Law firm/office	Responsible Solicitor		
Name of authorised officer				
<small>If body corporate and no law firm/office</small>	Full name			
Address for service	Street Address (including unit or level number and name of property if required)			
	City/town/suburb	State	Postcode	Country
	Email address			
Phone Details	Type (eg. Home; work; mobile) - Number			

provide for multiple parties

Respondent [number]	Full Name			
Address	Street Address (including unit or level number and name of property if required)			
	City/town/suburb	State	Postcode	Country
	Email address			
Phone Details	Type (eg. Home; work; mobile) – Number		Another number	

Appeal Details

The Appellant seeks leave to appeal and/or appeals to

- the Court of Appeal
- a single Judge

against the judgment or decision identified below.

- This is an application for permission to appeal and/or appeal by *[Defendant/Youth]* Select one against a
 - conviction/finding of guilt without recording a conviction
 - refusal of application for stay on abuse of process ground
 - decision:
 - that the *[Defendant/Youth]* Select one is mentally fit to stand trial
 - that the *[Defendant/Youth]* Select one is mentally competent to commit the offence[s] charged
 - objective elements of offence established against the *[Defendant/Youth]* Select one
 - to declare the *[Defendant/Youth]* Select one liable to supervision
- This is an application for permission to appeal and/or appeal by the prosecution against
 - an acquittal.
 - a grant of stay on abuse of process ground.
 - a decision
 - that the *[Defendant/Youth]* Select one is not mentally fit to stand trial
 - that the *[Defendant/Youth]* Select one is not mentally competent to commit the offence[s] charged
 - objective elements of offence not established against the *[Defendant/Youth]* Select one
 - not to declare the *[Defendant/Youth]* Select one liable to supervision

This Appeal is brought under *[enter Act and section or other particular provision]*.

Judgment subject of appeal

Date of *[judgment/Antecedent Decision]*: *[date]*.

Court: *[Supreme/District/Magistrates/ERD Court/Youth Court/South Australian Employment Court/other]* Select one

Judicial Officer: *[title and name]*.

Case number of court: *[case number]*. provision for multiple

Offences subject of appeal: count[s] *[enter count numbers]* on the Information dated *[date]* in case *[case number]*
provision for multiple Informations/cases.

Terms of judgment subject to appeal: *[eg conviction, finding of objective elements, etc]* provision for multiple.

Grounds of appeal

See attached Appeal Grounds

Orders sought

orders sought in addition to or in place of the orders made in separate numbered paragraphs

1.

delete unless applicable

Extension of time

The Appellant seeks an extension of time to bring this Appeal pursuant to *[enter Act and section or other particular provision]* on the grounds that:

grounds in separately numbered paragraphs

1.

Leave to appeal

- Leave not required in respect of ground[s] *[enter ground numbers]* because *[enter reason]* provision for multiple.
- Certificate by trial Judge that matter fit for appeal granted in respect of ground[s] *[enter ground numbers]* by *[judge's name]* on *[date]*.

Leave sought in respect of ground[s] [*enter ground numbers*].

Next box displayed only if appeal is to a single Judge

Transcript

- The appellant does not request that transcript be produced of evidence given by any witness:
- The appellant requests that transcript be produced of the following passages of evidence given by the following witnesses:

witnesses and passages (eg evidence in chief, cross-examination), in separately numbered paragraphs

1.

Hearing of application/appeal

The Appellant is in custody: [*yes/no*]. Select one

Complete the following if appellant is in custody

Complete if leave to appeal is required

At the hearing of the application for leave to appeal, the Appellant wishes to:

- be present in person.
- appear by audiovisual link.
- not appear.

Reasons why Appellant wishes to be present in person: [*reasons*]. audiovisual link is the usual form of appearance at a hearing of an application for leave for persons in custody. Special reasons need to be given for the Court to direct personal attendance

Complete the following if the appellant is in custody

At the hearing of the appeal, the Appellant wishes to:

- be present in person.
- appear by audiovisual link.
- not appear.

Reasons why Appellant wishes to be present in person: [*enter reasons*]. audiovisual link is the usual form of appearance at a hearing of an appeal for persons in custody. Special reasons need to be given for the Court to direct personal attendance

To the Other Parties: WARNING

The Appellant applies for leave to appeal and/or appeals against the judgment/decision identified above. The parties will be advised of a hearing date in due course.

If you wish to oppose the application/appeal or make submissions about it, you **must** attend the hearing. If you do not attend the hearing, the Court may make orders **finally determining** the application/appeal without further warning.

If you wish to be heard on any matter relating to the appeal, you **must** file a notice of address for service in a Form 13 within 5 business days of the date of this notice, unless the respondent is the Director of Public Prosecutions.

Service

The party filing this document is required to serve it on the Registrar of the Court appealed from and all other parties in accordance with the Rules of Court.