

NOTICE TO PARTY - MINOR CIVIL REVIEW

DISTRICT COURT OF SOUTH AUSTRALIA
CIVIL JURISDICTION

NOTICE TO PARTY

PLEASE READ THIS NOTICE AND THE ATTACHED DOCUMENTS VERY CAREFULLY.

IF YOU HAVE ANY TROUBLE UNDERSTANDING THEM, YOU SHOULD GET LEGAL ADVICE AS SOON AS POSSIBLE.

At the hearing of this Minor Civil Action Review under section 38 of the Magistrates Court Act 1991 (the Act), you, as either the applicant for the review or a respondent to it, may present your case to the Judge on the hearing of the review, if you so wish by either:

- orally addressing the Judge on the hearing of the review; or
- employing, if you are entitled to do so, a lawyer to do so on your behalf, but under subsections 38(4) and (7)(a) of the Act your right to have a lawyer appear for you applies only in limited circumstances.

In addition, you may if you wish submit a Written Case in form 192 setting out what you want to say to the Judge about the matters in issue on the review and any evidence you wish to put on the review other than the evidence you gave before the Magistrate.

If you wish to file a Written Case, you must **at least 2 business days before the hearing date for the review**:

- (a) file your written case with the Court; and
- (b) provide to each of the other parties to the review a copy of the written case.

Even if you file a written case, you must still attend at the hearing of the review in case the Judge wants to ask you any questions and so that you have an opportunity to address any evidence given or submissions made by the other party.

If you are unsure whether you can, or should, be represented by a lawyer on the hearing of the review, you should seek advice from a lawyer about it. Even if you are not to be represented by a lawyer on the hearing of the review, you may, if you wish, obtain legal advice about preparing a written case or about the hearing of the review.