

**LAND COURT OF
 QUEENSLAND**

(Court Use Only)

**Legislation under which this
 application referred to the Land
 Court
 Relevant Section**

ORIGINATING APPLICATION

Please print clearly. If insufficient space, use separate numbered sheets. Sheets attached ()

APPLICANT(s)	
Address	
(Residential or business address)	Is this your address for service? Yes/No

Name of solicitor and firm, or authorised agent (if applicable)	
Business address (if applicable)	Is this your address for service? Yes/No

Address for Service (if not one of the above)	
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Telephone		Fax	
Email			

RESPONDENT:	
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Address	
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Telephone		Fax	
Email			

Particulars of the land in respect of which the application is lodged	
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Particulars of any relevant lease, tenure or perimeter licence in respect of which the application is lodged	
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Briefly state the facts, circumstances or other relevant matters on which application is based.	
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Orders or other relief sought	
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Grounds on which orders or other relief is sought	
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Signed	 Applicant/Authorised Agent/Solicitor * Cross out whichever is inapplicable
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Date	
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PROCEDURE TO STARTING PROCEEDINGS

1. The **originating Application** may be -

(a) **filed in person at –**
The Registry
Land Court
Level 8
363 George Street
BRISBANE QLD 4000

OR -

(b) **forwarded by post to –**
The Registrar
Land Court
GPO Box 5266
BRISBANE QLD 4001

OR -

(c) **filed by facsimile**
Fax: 07 3247 4635

2. The applicant must serve on the respondent a copy of the **Originating Application**.

3. The following are Rules 7 to 12 of the Land Court Rules 2000.

Filing documents

7.(1) A proceeding is started by filing an originating application with the registrar of the court.

(2) An originating application may be filed by facsimile.

Content of originating application

8.(1) An originating application must comply with the requirements prescribed under the Act giving jurisdiction for the proceeding to the court.

(2) Also, an **applicant** must, in an originating application -

- (a) identify the respondent; and
- (b) briefly state the facts, circumstances or other relevant matters on which the application is based; and
- (c) identify the land, building or watercourse to which the application relates; and
- (d) state -
 - (i) the orders or other relief sought in the proceeding; and
 - (ii) the grounds on which the orders or other relief are sought.

Applicant's contact details and address for service

9. (1) An applicant acting **personally** must ensure the following details are on the originating application before it is filed -

- (a) the applicant's residential or business address;
- (b) the applicant's telephone number, if any;
- (c) if the applicant does not have a telephone number, a way of contacting the applicant by telephone;
- (d) the applicant's fax number, if any.

(2) A solicitor or agent acting for an applicant must ensure the following details are on the originating application before it is filed -

- (a) the applicant's residential or business address;
- (b) the name of the solicitor or agent and, if the solicitor practices in a firm or the agent conducts or is employed in a business, the name of the firm or business;
- (c) the address of the solicitor's or agent's place of business;
- (d) the solicitor's or agent's telephone number;
- (e) the solicitor's or agent's fax number.

(3) An applicant acting personally and who has an email address may include the email address with the details required under subrule (1).

(4) If an applicant's solicitor or agent, or the solicitor's firm or the agent's business, has an email address, the solicitor or agent may include the email address with the details required under subrule (2).

(5) The "**address for service**" of the applicant is -

- (a) for an applicant acting personally - the address given under subrule (1)(a); and
- (b) for an applicant for whom a solicitor or agent acts - the address given under subrule (2)(c).

Signing originating application

10. The applicant, or the applicant's solicitor or agent, must sign the originating application.

Giving originating application to other parties

11. Unless the court otherwise orders, the applicant must serve a copy of the originating application on each other party.

Documents served on the State

12. A document required to be served on the State must be served on the chief executive of the department administered by the Minister administering the provision giving jurisdiction to the court to hear the proceeding to which the document relates.