

**LAND COURT OF
 QUEENSLAND**

(Court Use Only)

**NOTICE OF APPEAL
 AGAINST A REVIEW DECISION UNDER THE WATER ACT 2000**

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)	

Telephone		Fax	
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Email	
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Property description of land owned or occupied by appellant(s)	
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RESPONDENT:	Chief Executive, Department of Environment and Resource Management
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DECISION APPEALED AGAINST

Decision State briefly the decision appealed against	
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(NB: If you are an objector, include the name of the applicant and full particulars of the land in respect of which the licence was granted.)

Grounds of Appeal	
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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 INSTITUTE AN APPEAL

1. The **Notice of Appeal** may be-

- | | | | | |
|--|-------------|--|-------------|--|
| <p>(a) filed in person at –
The Registry
Land Court
Level 8
363 George Street
BRISBANE QLD 4000</p> | <p>OR -</p> | <p>(b) forwarded by post to –
The Registrar
Land Court
GPO Box 5266
BRISBANE QLD 4001</p> | <p>OR -</p> | <p>(c) filed by facsimile
Fax: 07 3247 4635</p> |
|--|-------------|--|-------------|--|

2. The applicant **must** within **14 days** after filing the **Notice of Appeal** serve on the respondent a copy of the **Notice of Appeal** by-

- | | | |
|---|-------------|---|
| <p>(a) hand delivering it to -
The Chief Executive
c/- Legal Counsel, Legal Services
Department of Environment and Resource Management
Level 1, Mineral House
41 George Street
BRISBANE QLD 4000</p> | <p>OR –</p> | <p>(b) forwarded by post to –
The Chief Executive
c/- Legal Counsel, Legal Services
Department of Environment and Resource Management
GPO Box 2454
BRISBANE QLD 4001</p> |
|---|-------------|---|

Appeal to the Land Court

Water Act 2000

877 Who may appeal

- (1) If an interested person has applied for a review of an original decision, any interested person for the original decision may appeal against the review decision to-
 - (a) if the review decision was about an original decision or action about a water bore driller's licence – the Magistrates Court; and
 - (b) if the review decision was about an original decision or action mentioned in section 851(1), other than the giving of a compliance notice, or an original decision or action mentioned in section 851(5), other than a decision mentioned in paragraph (a) or (c) – the Land Court; and
 - (c) if the review decision was about an original decision or action mentioned in section 489,490,491,492 or 494 – the Planning and Environment Court; and
 - (d) if the review decision was about a decision or action mentioned in section 851(1) for which a compliance notice was given or a decision or action mentioned in section 851(4) – the Magistrates Court.
- (2) The Magistrates Court that has the jurisdiction to hear the appeal is the court exercising jurisdiction at or nearest the place of the activity, proposed activity or land concerned.

878 Starting an appeal

- (1) An appeal is stated by-
 - (a) filing a notice of appeal with the court; and
 - (b) complying with rules of court applicable to the appeal
- (2) The notice of appeal must be filed within 30 business days after the day the appellant received notice of the decision or the decision is taken to have been made.
- (3) The court may extend the period for filing the notice of appeal.