

**HIGH COURT OF AUSTRALIA**  
**PRACTICE DIRECTION NO 2 OF 2001**

Object

1. The object of this Practice Direction is to assist legal practitioners and litigants in complying with the requirements of Practice Direction 1 of 2000 in a form acceptable to the Court.

Requirements

2. Written submissions filed in accordance with Practice Direction 1 of 2000, as it applies to appellants and respondents (as defined therein), shall be prepared in the forms set out below.

Commencement

3. This Practice Direction takes effect in relation to matters set down for hearing in the October 2001 sittings of the Court and thereafter.

Forms

(Heading in accordance with the title of the proceedings)

**APPELLANT’S SUBMISSIONS**

*(Each of the following headings must be addressed – paragraph references are to Practice Direction 1 of 2000)*

- Part I:** [A concise statement of the issue or issues in accordance with paragraph 7(b)].
- Part II:** [Certification that the appellant has considered whether any notice should be given in compliance with s 78B of the *Judiciary Act* 1903 (Cth)].
- Part III:** [A citation of the reported reasons for judgment in accordance with paragraph 7(d)].
- Part IV:** [A narrative statement of the relevant facts found or admitted with appropriate reference to the appeal book in accordance with paragraph 7(e)].
- Part V:** [A succinct argument addressing the points required by paragraph 7(f)].
- Part VI:** [Set out the applicable constitutional provisions, statutes and regulations in accordance with paragraph 7(g). If more than one page this should be attached as an annexure].
- Part VII:** [Chronology in accordance with paragraph 7(h) – this may be attached as an annexure].
- Part VIII:** [Set out the orders sought by the appellant].

Dated the \_\_\_\_\_ day of \_\_\_\_\_ 20 .

.....  
(Signed, senior legal practitioner  
presenting the case in Court  
or appellant *if unrepresented*)

[Set out the name, telephone and facsimile number of the signatory (above) and date of filing]

*Note: All references to the judgment of the Court below and any other documents reproduced in the appeal book, must be cross-referenced to the page of the appeal book on which the reference appears. This shall be done by writing “AB (page number)” after each reference. The AB numbers must appear in the body of the text or in the right hand margin.*

(Heading in accordance with the title of the proceedings)

**RESPONDENT’S SUBMISSIONS**

*(Each of the following headings must be addressed – paragraph references are to Practice Direction 1 of 2000)*

- Part I:** [A concise statement of the issue or issues in accordance with paragraph 9(b)].
- Part II:** [Certification that the respondent has considered whether any notice should be given in compliance with s 78B of the *Judiciary Act* 1903 (Cth)].
- Part III:** [A statement of any contested material facts, with appropriate reference to the appeal book, in accordance with paragraph 9(d)].
- Part IV:** [A statement addressing the appellant’s statement of applicable constitutional provisions, statutes and regulations in accordance with paragraph 9(e)].
- Part V:** [A statement (in accordance with para 7(f)) of argument in answer to the appellant’s argument].

Dated the \_\_\_\_\_ day of \_\_\_\_\_ 20 .

.....  
(Signed, senior legal practitioner  
presenting the case in Court  
or respondent *if unrepresented*)

[Set out the name, telephone and facsimile number of the signatory (above) and date of filing]

*Note: All references to the judgment of the Court below and any other documents reproduced in the appeal book, must be cross-referenced to the page of the appeal book on which the reference appears. This shall be done by writing “AB (page number)” after each reference. The AB numbers must appear in the body of the text or in the right hand margin.*

16 August 2001