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|---|-----------------------|---|-----------------------------|-------------------------------|------------------|
| MAGISTRATES COURT of WESTERN AUSTRALIA APPLICATION TO SET ASIDE DECISION MADE IN ABSENCE OF A PARTY <i>Criminal Procedure Act 2004</i> <i>Criminal Procedure Regulations 2005 – Form 7</i> | | Court number | | | |
| | | Magistrates Court at | | | |
| | | Date lodged | | Receipt number | |
| Case <i>(Names of all parties)</i> | | | | | |
| Applicant <i>(Name of the party applying)</i> | | Name | | | |
| | | Address | | | |
| Application | | Under the <i>Criminal Procedure Act 2004</i> section 71, the applicant applies for an order that sets aside the decision specified below and that orders the charge specified below to be dealt with again. | | | |
| Licence disqualification order, suspension of | | <i>Tick the box if you are applying under the Criminal Procedure Act 2004 section 71(3).</i> <input type="checkbox"/> Under the <i>Criminal Procedure Act 2004</i> section 71(3) the applicant applies for an order that suspends the court's order disqualifying the accused from holding or obtaining a licence under a written law, until the above application is decided. | | | |
| Decision details | | Court | At | | No. |
| | | Date | | | |
| Grounds <i>[You must lodge an affidavit verifying these grounds.]</i> [Tick one box] | | The grounds for this application are: <input type="checkbox"/> I did not receive notice of the court date on which the above decision was made. <input type="checkbox"/> I did not receive notice of the court date on which the above decision was made, in enough time to enable me to appear. <input type="checkbox"/> I did receive notice of the court date on which the above decision was made, but I did not appear for these reasons: | | | |
| Signature of applicant or lawyer | | | Date | | |
| HEARING DETAILS | | | | | |
| This application will be heard on: | | | | | |
| Date and time | Date | | Time | or as soon after as possible, | |
| | | | | at | |
| Place | | | | | |
| For Court Use Only | | | | | |
| Date | Appearance by accused | Counsel | Record of court proceedings | | Judicial officer |
| | Y / N | | | | |
| | Y / N | | | | |
| | Y / N | | | | |
| | Y / N | | | | |
| Orders | | | | | |
| Judicial officer | | | Date | | |

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| Date and time | Date | | Time | or as soon after as possible, | |
| | | | at | | |
| Place | | | | | |
| Service details [Service on applicant] | On _____, I served a copy of the application referred to above in the following manner: | | | | |
| | Method of service: | | | | |
| | Person served: | | | | |
| | Name of server: | | | | |
| | Signature: | | | | |
| Service details [Service on respondent] | On _____, I served a copy of the application referred to above in the following manner: | | | | |
| | Method of service: | | | | |
| | Person served: | | | | |
| | Name of server: | | | | |
| | Signature: | | | | |

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| Date and time | Date | | Time | at | or as soon after as possible, |
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