



Matter No:

/20

March 2019

Opposition

Notice of Opposition to Strike Out a Pre-Filing Statement

This is the approved form to oppose an application to strike out a pre-filing statement under s 151DA(3) of the *Workers Compensation Act 1987*.

This Notice of Opposition and supporting documentation must be served on each other party. A Certificate of Service (Form 11A) must be lodged with the Commission.

Claimant:

Defendant:

Filed by:

PART 1 – Parties' Details

1.1 Claimant details

Title: Mr Ms Mrs Miss Dr Other

Surname/Family name: _____ Given name(s): _____

Postal or DX address: _____ Postcode: _____

Email address: _____

Phone number: _____

1.2 Claimant representative details

Firm or organisation: _____

Postal or DX address: _____ Postcode: _____

Name of representative: _____

Email address: _____

Phone number: _____

PART 2 – Supporting Documentation

Formatting of written submissions

Written submissions must be attached to, and filed with the Opposition. They are to be set out in two parts; Part A: Procedural Matters and Part B: Orders Sought and Submissions in Opposition to the Application. They must be typed or written clearly, paginated and set out as illustrated below with sequentially numbered paragraphs and appropriate sub-headings where necessary. The person who prepares the written submissions must sign them at the foot of the document and provide his/her contact details.

Part A: Procedural Matters

2.1 On the papers

Can leave to strike out the pre-filing statement be decided solely on the basis of the written Application and the written Notice of Opposition? Yes No

If no, attach reasons why it is submitted that the application should not be determined on the papers and why a hearing is necessary.

Part B: Orders Sought and Submissions in Opposition to the Application

2.2 Orders sought

Submissions should **precisely identify** the orders sought.

2.3 Submissions in support

Submissions in opposition to the application **must** be attached.

2.4 Costs

Submissions dealing with costs orders sought **must** be attached.

2.5 Authorities

Attach a list of the authorities (including full citation for published decisions and the date of the decision for unreported cases) referred to, and specifically relied upon in submissions.

Part A: Procedural Matters

2.1 On the papers

- 1.
- 2.

Part B: Orders Sought and Submissions in Opposition to the Application

2.2 Orders sought

- 1.
- 2.

2.3 Submissions in support

- 1.
- 2.

2.4 Costs

- 1.
- 2.

Dated: / / Signature: _____ solicitor/counsel/claimant

Name of person preparing written submissions:

Phone number:

Fax:

PART 3 – Signature

Claimant's (or representative's) signature: _____ Date: / /

Lodgment Details

Hand delivery	Level 20, 1 Oxford Street Darlinghurst NSW 2010
Postal address	PO Box 594 Darlinghurst NSW 1300
Document exchange	DX 11524 Sydney Downtown
Electronic lodgment	registry@wcc.nsw.gov.au
Facsimile	1300 368 018

Privacy of Personal Information

The privacy of personal information is important to the Workers Compensation Commission. The Commission collects personal information to register application forms and make decisions about disputes or claims. The NSW workers compensation laws permit the Commission to collect this information.

The Commission may give personal information to another person or agency (for example a doctor, a party, State Insurance Regulatory Authority) as required or authorised by law.

Decisions by the Commission will generally be published, including on the internet, unless there are exceptional circumstances justifying the decision being withheld.

A person has a right to access his/her personal information and correct any inaccuracies.