 **APPLICATION FOR INDIVIDUAL TRANSFER**

**TO THE HIGHER COURT [COUNTY COURT]**

**(ALL PARTIES CONSENT)**

**Section 17**

***Courts (Case Transfer) Act 1991***

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| IN THE MAGISTRATES’ COURT | Court Reference: |       |
| OF VICTORIA AT  |       |  |
|  |
| BETWEEN |        |
| Plaintiff |
|  |
| And |        |
| Defendant |
|  |
| **APPLICATION FOR TRANSFER** |
| The [*identify party*]  |       |
| applies for transfer of this proceeding to the County Court of Victoria on the following grounds: |
| [ ]  | Claim is in excess of the jurisdictional limit of the Magistrates’ Court |
| [ ]  | Claim is (or includes) a claim for which relief is not available in the Magistrates’ Court |
| [ ]  | Other [*provide details*] |
|  |       |
|   |
| **CONSENT TO TRANSFER** |
| The Australian Lawyer for each party must signify their consent to the transfer and waiver of any right to file an objection to transfer pursuant to section 19 of the *Courts (Case Transfer) Act 1991*, by signature below*.* |
|  |
| Date: |       |  |  |
| Name: |       |
| Australian Lawyer for the [*identify party*]:  |       |
|  |
| Date: |       |  |  |
| Name: |       |
| Australian Lawyer for the [*identify party*]:  |       |
|  |
| **DETERMINATION OF DESIGNATED JUDICIAL OFFICER OF THE MAGISTRATES’ COURT OF VICTORIA** |
| I [*name*]  |       |
| being the Designated Judicial Officer of the Magistrates’ Court of Victoria, having considered the within application, have determined pursuant to section 17(2) of the *Courts (Case Transfer) Act 1991* that this is a suitable case for transfer to the County Court of Victoria. |
|  |
| Date: |       |  |  |
|  | Designated Judicial Officer |
|  |
| **DETERMINATION OF DESIGNATED JUDICIAL OFFICER OF THE COUNTY COURT OF VICTORIA**  |
| I [*name*]  |       |
| being the Designated Judicial Officer of the County Court of Victoria, having considered the within application, have determined pursuant to section 17(2) of the *Courts (Case Transfer) Act 1991* that this is a suitable case for transfer to the County Court of Victoria. |
|  |
| Date: |       |  |  |
|  | Designated Judicial Officer |