

### **13. Response and address for service in the proceedings**

- (1) A notifiable person must file with the executive officer, within 14 days of being given the copy of the application, a response in an approved form duly completed.
- (2) A notifiable person that under rule 27 is exempt from the requirement to be given a copy of an application must file with the executive officer a response in an approved form duly completed within 14 days of giving a copy of the application to the applicant under rule 26(2).
- (3) If a notifiable person does not intend to oppose the order sought in an application, the notifiable person must state in the response that the notifiable person does not oppose it.
- (4) If a notifiable person intends to oppose the order sought in an application, the notifiable person in the response —
  - (a) must state that the notifiable person intends to oppose it;
  - (b) must state the grounds or reasons for opposing it; and
  - (c) may authorise the giving of documents in the proceedings to that person —
    - (i) by giving the documents to the person at or sending the documents to an address within this State specified in the response;
    - (ii) by sending the documents to the facsimile number specified in the response; or
    - (iii) by sending the documents to the email address specified in the response.
- (5) Subject to a direction, a notifiable person that is a public sector body is not required to comply with subrule (1) or (2) if the public sector body —
  - (a) has an address for service in the proceedings; and
  - (b) has provided the applicant with a written statement of its reasons for the decision the subject of the application for review.
- (6) A notifiable person may change the particulars given to the Tribunal in the notifiable person's response or a subsequent notice under this subrule by filing a notice with the executive officer showing the new particulars.
- (7) A notifiable person who files a response under subrule (1) must, on the date of filing, give a copy of the response (and documents referred to in subrule (12)) to the referring person, if any, and all other notifiable persons.
- (8) A notifiable person who files a response under subrule (2) must, on the date of filing, give a copy of the response (and documents referred to in subrule (12)) to all other notifiable persons.
- (9) A notifiable person who files a notice under subrule (6) must, on the date of filing, give a copy of the notice to the referring person, if any, and all other notifiable persons.
- (10) A change of particulars of which notice is required to be given under this rule is not effective as between the person who is required to give the notice

and another person until the notice is filed with the executive officer and given that other person.

- (11) If a response required to be filed under subrule (1) or (2) is not filed, the Tribunal may require the person responsible for giving a copy of an application to the notifiable person to make and give to the Tribunal an affidavit or declaration of service in an approved form.
- (12) If a notifiable person's response states that the notifiable person intends to oppose the application, the response must be accompanied by a copy of any documents required to be filed with the response or produced to the Tribunal by the notifiable person under the Act, the enabling Act, these rules, a practice note or the approved response form.