Rule 147D

***Supreme Court Rules 2000***

**NOTICE TO DEFENDANT SERVED OUTSIDE AUSTRALIA**

To the Defendant:

1. You have been served with an originating process out of Australia under Rules 147A to 147H of the *Supreme Court Rules 2000*. A copy of those Rules is enclosed for your information. They show the scope of the jurisdiction of the Court in respect of claims against persons who are served outside Australia.
2. The grounds alleged by the plaintiff to support its claim to be entitled to serve you outside Australia are:

[specify grounds]

1. The Court may, on application made by you in accordance with the Rules of Court, dismiss or stay the proceeding or set aside the service on you of this originating process. Without limiting the Court's powers in this regard, the Court may dismiss, or stay the proceeding or set aside the service on you if satisfied that—
2. the service was not authorised by the Rules of Court; or
3. this Court is an inappropriate forum for the trial of the proceedings; or
4. the claim has insufficient prospects of success to warrant putting you to the time, expense and trouble of defending the claim.
5. Alternatively, you may file an unconditional appearance (in the form prescribed by the Rules of Court) within the time required under the Rules of Court.
6. If you file an unconditional notice of appearance, additional procedural obligations (such as an obligation to file a defence or an affidavit) may apply to you in accordance with the Rules of Court.
7. If you do not make an application to set aside service referred to in paragraph 3 or file an unconditional notice of appearance, the Court may give leave to the plaintiff to proceed against you without further notice.