

Form 35
Application to Waive Compliance With Procedural Requirements

**BEFORE THE INDUSTRIAL RELATIONS COMMISSION
OF NEW SOUTH WALES**

or as required by Schedule 1

No. IRC of 20

*(Add Title as required by
Schedule 1)*

**APPLICATION
TO WAIVE STRICT
COMPLIANCE WITH**

Filed by *(Name of person,
corporation, organisation or
other body filing the document)*

Contact name *(Name of
person conducting the matter)*

Address
Telephone
Facsimile
DX

*(and if solicitors or agents are
acting, add)
by their agents*

Name
Address
Telephone
Facsimile
DX

A. The applicant:

1. Name *(state full name of appellant)*
2. Address *(if corporation, registered office).*
3. Solicitor or agent.
4. Address for service.

B. Applies to waive strict compliance with the requirements of the rules prescribing the procedure to be adopted or followed in the above proceedings in the following respects:

(specify the requirements, compliance with which are sought to be waived).

C. The grounds of the application are specified in the affidavit of *(state the name of the deponent)* filed herewith.

D. Other persons interested in or affected by this application are *(set out the names and addresses of all persons who are or may be interested in or affected by the directions or orders sought):*

E. Those persons **have/ *have not* been served with a copy of this application.

** delete as appropriate.*

(signature)

(Capacity in which signed, eg. applicant, applicant's solicitor).

Filed (dated, *if not filed*): (date) 20__

continued

Where required to be served, add

TO THE RESPONDENT(S):

(name each respondent).

IMPORTANT NOTICE:

(1) You are required, under the Rules of the Industrial Relations Commission, to file a notice of appearance at the Industrial Registry *(address and telephone number)* within 7 days of service of this notice *(or as the case may be)* on you.

(2) If you do not enter an appearance, or if there is no attendance by you or your counsel, solicitor or agent at the time and place specified in this notice or as notified to you subsequently, the proceedings may be heard in your absence and an order may be made against you.

(3) Unless the time, place and date of hearing are endorsed on this application, the parties will be subsequently advised of the date time and place when the Commission will hear this application. Any enquiries should be made to the Industrial Relations Commission List Clerk, telephone *(number)*.

(where the time for service has been abridged, add

The time before which this notice *(or as the case may be)* is to be served has been abridged by the Commission to 5.00 pm on (date) 20).

(Add, where necessary, form of Appointment for Hearing)