

COMMUNITY PROGRAM 5:

MEMBER ADVOCACY AND ADVICE

5.2 FURTHER LEGAL COSTS

Applicant details

Full name

Date of Birth /

Gender Male Female

Language Group: Yinhawangka Banyjima Nyiyaparli

Current home address

Postcode

Phone

Email address

Have your personal details changed?

No

Yes (If yes, please complete an 'Update personal details' form and attach it to your application.)

Name of lawyer

Name of legal firm

Phone number

Address

Email

Please explain what the legal matter is about and why you need legal representation?

Member's Declaration

I agree to abide by the conditions of the IBN Policy: Funding for Legal Fees and Disbursements, including those provisions relating to Costs, Orders and Settlement, and to execute a funding agreement in accordance with the Policy.

I declare that IBN benefits will not be used for legal action against another IBN Member or Traditional Owner, an IBN Representative Corporation, IBN Corporation or the Trusts administered by IBN Corporation.

I agree to allow my legal representative to share information about my legal case with IBN for the purpose of assessing this application.

Member's Signature

Date

 /

TO BE COMPLETED BY YOUR LEGAL REPRESENTATIVE

Description of item - estimates	Name of supplier	Amount
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
	TOTAL	\$

Comments

Please attach a lawyer’s statement addressing the following:

- Why this case has legal merit and is not vexatious or frivolous
- Duration of the matter
- A copy of the firm’s standard terms and conditions.

Under the *IBN Policy: Funding for Legal Fees and Disbursements*, legal fees are only available under certain conditions listed below. Please tick the box(es) that apply to this case.

Greatest value for the greatest number of IBN Community Members

This funding (for legal fees) will ensure that a resolution of the issues would affect or be of greatest value to the greatest number of IBN Community Member’s and their descendants or would address a point of law of public importance.

Prevent a miscarriage of justice

This funding (for legal fees) will ensure a reasonable likelihood that a miscarriage of justice will be prevented or will enable an applicant access to justice where they would otherwise be significantly disadvantaged — including for reasons of illiteracy, language differences, cultural differences or mental or physical impairment or condition.

Liberty or safety is at serious risk

This funding (for legal fees) is required because the applicant’s liberty or safety is at serious risk — including as a result of being charged with a serious criminal offence.

Child at risk

This funding (for legal fees) is required because a child is at risk of abuse or a child’s welfare is at serious risk.

Legal merit

This funding (for legal fees) is for an issue that has legal merit and is not vexations or frivolous.

Applicant lacks financial resources

This funding (for legal fees) is for an applicant who lacks the financial resources to access legal services without assistance from IBN Corporation.

Imminent risk to life/property

This funding is for a legal matter that is urgent or involves an imminent risk to life or property.

Achieve a timely, efficient resolution

This funding is likely to achieve a timely, efficient and fair resolution of a legal issue, minimise costs and maximise the use of non-litigious resolution methods in appropriate circumstances.

Other issues consistent with objects of the IBN Charitable Foundation

Legal representative’s declaration

I confirm that:

I am willing to execute a funding agreement in accordance with terms of the IBN Policy: Funding for Legal Fees and Disbursements.

The Lawyer’s Statement including the estimated costs I have provided with this application is true and correct and consistent with the requirements of the IBN Policy: Funding for Legal Fees and Disbursements.

The costs referred to in the application have not yet been incurred by the applicant.

Name

Signature

Date

/ /

<p>Need help? Contact: (08) 9140 0900 Freecall: 1800 014 401</p>	<p>Return this application to: Email to: applications@ibngroup.com.au Post: PO Box 2390, South Hedland, WA 6722 Fax: 08 9140 0996 In person: 3 Brand Street, South Hedland 973 Central Road, Tom Price Unit 3, 4 Welcome Road, Karratha</p>
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Date received CP# Received by

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