

**IN THE FEDERAL CIRCUIT COURT
OF AUSTRALIA
REGISTRY:**

File number:

.....
Applicant

.....
Respondent

Repeat as necessary for additional parties

Form 6 Claim under the Fair Work (Registered Organisations) Act 2009 alleging reprisal
Fair Work Division
Rule 45.09A

Part A – Details of the applicant	
1. Name	<p>If an individual: Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other <input type="checkbox"/> (give details): Family name: Given names:</p> <p>If a company: Name and ABN:</p>
2. Address or registered office	<p>..... Postcode:</p>
3. Phone	<p>Business hours: (....) After hours: (....) Mobile:</p>
4. First language (if an individual)	<p><input type="checkbox"/> English <input type="checkbox"/> Other (specify):</p>

Part B – Details of respondent (repeat as necessary for additional parties)

5. Name	
6. Address or registered office Postcode: Phone: (.....) Fax: (.....)

Part C – If the applicant is an individual or company – details of representation

7. Is an organisation, such as a union, acting on your behalf?	<input type="checkbox"/> No - go to 11 <input type="checkbox"/> Yes - go to 8
8. Name of organisation	
9. Address Postcode:
10. Contact person	Name: Phone: (.....) Fax: (.....)

Part D – Details of lawyer

11. Is a lawyer representing you?	<input type="checkbox"/> No - go to 18 <input type="checkbox"/> Yes - go to 15
12. Lawyer's name	
13. Name of lawyer's firm	
14. Address Postcode: DX:

	Phone: (.....)
	Fax: (.....)

Part E – Notices from the Court

<p>15. Where do you want notices from the Court sent?</p>	<p><input type="checkbox"/> address in 2</p> <p><input type="checkbox"/> organisation in 8-10</p> <p><input type="checkbox"/> lawyer in 12-14</p> <p><input type="checkbox"/> other (give details):</p>
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Part F – Conduct alleged

<p>16. What are the grounds for the claim that a reprisal</p> <p>(a) is being taken against the applicant;</p> <p>(b) is being threatened against the applicant;</p> <p>(c) has been taken against the applicant; or</p> <p>(d) has been threatened against the applicant?</p> <p>(Set out in numbered paragraphs the facts relied on)</p> <p>Attach an extra sheet if required</p>	
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Part G– Involvement of accessory

<p>17. Is the applicant making a claim against one or more additional persons on the basis that they were also involved in the conduct set out in the answer to question 16?</p>	<p><input type="checkbox"/> No - go to 21</p> <p><input type="checkbox"/> Yes - go to 18</p>
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<p>18. Please identify each of those persons.</p>	
<p>19 In respect of each of the persons identified in answer to question 18, please identify the basis on which it is alleged that the person was involved in the conduct set out in the answer to question 16.</p>	<p>Name of person:</p> <p><input type="checkbox"/> Aided, abetted, counselled or procured the conduct</p> <p><input type="checkbox"/> Induced the conduct.</p> <p><input type="checkbox"/> Failed to fulfil a duty to prevent, refrain from, or take reasonable steps to ensure other persons under the person’s control prevented or refrained from, the conduct.</p> <p><input type="checkbox"/> Was knowingly concerned in or a party to the conduct.</p> <p><input type="checkbox"/> Conspired with others to effect the conduct.</p> <p>Name of person:</p> <p><input type="checkbox"/> Aided, abetted, counselled or procured the conduct</p> <p><input type="checkbox"/> Induced the conduct.</p> <p><input type="checkbox"/> Failed to fulfil a duty to prevent, refrain from, or take reasonable steps to ensure other persons under the person’s control prevented or refrained from, the conduct.</p> <p><input type="checkbox"/> Was knowingly concerned in or a party to the conduct.</p> <p><input type="checkbox"/> Conspired with others to effect the conduct.</p> <p>Name of person:</p> <p><input type="checkbox"/> Aided, abetted, counselled or procured the conduct</p> <p><input type="checkbox"/> Induced the conduct.</p> <p><input type="checkbox"/> Failed to fulfil a duty to prevent, refrain from, or take reasonable steps to ensure other persons under the person’s control prevented or refrained from, the conduct.</p> <p><input type="checkbox"/> Was knowingly concerned in or a party to the conduct.</p> <p><input type="checkbox"/> Conspired with others to effect the conduct.</p>
<p>20. In respect of each of the persons referred to in the answer(s) to question 19, what are the grounds for alleging that that person was involved, in the manner alleged, in the</p>	

<p>conduct set out in the answer to question 16?</p> <p>(Set out in numbered paragraphs the facts relied on)</p> <p>Attach an extra sheet if required</p>	
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Part H– Detriment alleged	
<p>21. What detriment is it alleged the applicant has suffered?</p>	<p><input type="checkbox"/> Dismissal</p> <p><input type="checkbox"/> Injury in employment</p> <p><input type="checkbox"/> Discrimination between the applicant and other employees of the same employer;</p> <p><input type="checkbox"/> Harassment or intimidation</p> <p><input type="checkbox"/> Harm or injury, including psychological harm</p> <p><input type="checkbox"/> Damage to the applicant’s property</p> <p><input type="checkbox"/> Damage to the applicant’s reputation.</p>
<p>22. What are the grounds for the claim that the applicant has suffered detriment?</p> <p>(Set out in numbered paragraphs the facts relied on)</p> <p>Attach an extra sheet if required</p>	

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Part I– Remedy sought	
<p>23. What are you asking the Court for?</p>	<p><input type="checkbox"/> Injunction</p> <p style="padding-left: 20px;"><i>Please specify on an attached sheet the terms of the injunction or injunctions sought.</i></p> <p><input type="checkbox"/> Compensation</p> <p style="padding-left: 20px;"><i>Please give details on an attached sheet of how much compensation the applicant is claiming and how the amount has been calculated (eg loss of income).</i></p> <p><input type="checkbox"/> Apology</p>

	<p><i>Please specify on an attached sheet the terms of the apology sought.</i></p> <p><input type="checkbox"/> Reinstatement</p> <p><input type="checkbox"/> Exemplary damages</p> <p><i>Please specify on an attached sheet why an order for exemplary damages would be appropriate in this case.</i></p> <p><input type="checkbox"/> Other</p> <p><i>Please give details on an attached sheet</i></p>
<p>24. To whom should any compensation or other amount ordered be paid?</p>	<p><input type="checkbox"/> Compensation:</p> <p><input type="checkbox"/> Other:</p>

Signature of applicant, lawyer or authorised representative

.....

Signed by (print name)

the applicant

lawyer for the applicant

authorised representative of the applicant

Date:/...../.....

Form approved by the Chief Judge pursuant to Subrule 2.04(1A) for the purpose of Subrule 45.04(2)(a)