**bAN CHUIRT CHUARDA**

**(THE CIRCUIT COURT)**

**[Insert county] CIRCUIT RECORD NO [insert record number]**

**Between**

**[Insert name of lender]**

**Respondent/Plaintiff**

**-V-**

**[Insert name of borrower]**

**Applicant/Defendant**

**NOTICE OF APPEAL**

Take notice that the Applicant, [INSERT NAME] hereby appeals to the Circuit Court, sitting in [insert city] on the day of 2017 or the next opportunity thereafter from the order of the County Registrar made on [insert date] on the following grounds:

1. The Country Registrar did not assess the terms of the contract between the parties for fairness under the European Communities (Unfair Terms in Consumer Regulations) 1995 implementing EU Directive 93/13 on unfair terms in consumer contracts;
2. In the alternative, if such an assessment was carried out the Country Registrar did not record the outcome of this assessment in her decision and gave no reasons for her decision;
3. The Country Registrar did not assess the proportionality of the interference of Applicant’s rights to a home under the Charter of Fundamental Rights or the European Convention of Fundamental Rights, and the Land and Conveyancing Law Reform (Amendment) Act 2019 or provide a written judgment showing how she balanced these rights.

Dated the day of 2017.

**Signed:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Solicitors for the Applicant

**TO:** [Title and address of County Registrar]

**AND TO:** [insert name and address of borrower]

**AN CHUIRT CHUARDA**

**(THE CIRCUIT COURT)**

**[Insert county] CIRCUIT**

**RECORD NO [insert record number]**

 **[insert name of lender]**

 **Respondent/Plaintiff**

**AND**

**[insert name of borrower]**

**Applicant/Defendant**

**Notice of Appeal**

**[insert name of solicitor]**