**ORIGINATING APPLICATION TO [VARY OR REVOKE CONDITION OF /DISCHARGE] [BOND/OBLIGATION]**

**Sentencing Act2017s 103**

SUPREME / DISTRICT / MAGISTRATES / YOUTH / ENVIRONMENT RESOURCES AND DEVELOPMENT **Circle one** COURT OF SOUTH AUSTRALIA

CRIMINAL JURISDICTION

CASE NO: …………………………..

……………………………………………………………………………… **Full Name**

**Applicant**

**v**

……………………………………………………………………………… **Full Name**

**Respondent**

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| Applicant |  |
| Authorising individual**If applicant is not an individual and not represented by a law firm/office** |  |
|  |
| Name of law firm/office**If applicable** |  |  |
| **Law firm/office** | **Name of responsible solicitor** |
| Address for service |  |
| **Street Address (including unit or level number and name of property if required)** |
|  |  |  |  |
| **City/town/suburb** | **State** | **Postcode** | **Country** |
|  |
| **Email address** |
| Phone Details |  |
| **Type (eg. home; work; mobile) – Number** |
| Applicant’s References |  |  |
| **Reference number - optional\_** | **Instant loss of licence number – optional** |

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| --- | --- |
| Respondent |  |
| **Full Name (including Also Known as)** |
| Address |  |
| **Street Address (including unit or level number and name of property if required)** |
|  |  |  |  |
| **City/town/suburb** | **State** | **Postcode** | **Country** |
|  |
| **Email address** |
| Phone Details |  |  |
| **Type (eg. Home; work; mobile) – Number**  | **Another number (optional)** |

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| **Application details****Mark appropriate selections below with an ‘x’**This Application is for:[ ] a condition of aBond / an Obligation **Circle one** in respect of the original Defendant / Youth **Circle one** …………………………………………**full name** to be  [ ] varied.  [ ] revoked.[ ] the discharge of an entire aBond / an Obligation **Circle one** in respect of the original Defendant / Youth **Circle one** …………………………………………**full name** This Application is made under section [ ] 103(1)[ ] 103(8)of the *Sentencing Act 2017*.The **Applicant**seeks the following orders: [ ] 1. The following condition(s) of the [ ] Good Behaviour Bond [ ] Suspended Sentence Bond [ ] Good Behaviour Obligation [ ] Suspended Sentence Obligation  entered into / imposed by the Court **Circle one** be varied as follows: ………………………………………………………………………………………………………………………...... ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………...... ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. …………………………………………………………………………………………………………………………..[ ] 2. The following condition(s) of the [ ] Good Behaviour Bond [ ] Suspended Sentence Bond [ ] Good Behaviour Obligation [ ] Suspended Sentence Obligation  entered into / imposed by the Court **Circle one** be revoked **specific conditions below**: ………………………………………………………………………………………………………………………...... ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………...... ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. …………………………………………………………………………………………………………………………..[ ] 3. The  [ ] Good Behaviour Bond [ ] Suspended Sentence Bond [ ] Good Behaviour Obligation [ ] Suspended Sentence Obligation  entered into / imposed by the Court **Circle one** be discharged.[ ] 4. If applicable, specify other orders sought below: ………………………………………………………………………………………………………………………...... ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………...... ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. ………………………………………………………………………………………………………………………….. |
| This Application is made on the grounds[ ] set out in the accompanying Affidavit sworn by…………………………………………**full name**  on…………………**date (mandatory if Application includes varying or revoking conditions relating to firearms (e.g. guns in s 96(2) of the *Sentencing Act 2017)***[ ] that **Outline grounds in separately numbered paragraphs below**1. ………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………

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| **To the Other Parties: WARNING**This Application will be considered at the hearing at the date and time set out at the top of this document.If you wish to oppose the Application or make submissions about it:* **you must go to the hearing** and
* if you wish to rely on any facts in addition to or contrary to those relied on by the party seeking the orders you **must** file and serve on all parties an affidavit before the hearing date.

If you do not do so, the Court **may proceed in your absence** and orders may be made **finally determining** this application without further warning.**To the original [*Defendant/Youth*] select one****the subject of the** [*Bond/Obligation*]**: WARNING** You **must** go to the hearing or have a lawyer go for you to make submissions in [*support of/response to*] **select one**this Application. If you are in custody, arrangements can be made for you to appear before the Court in person or via audiovisual link on the day of the hearing. You should inform the Court Registry whether you wish to appear in person or by audiovisual link. |

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| **Service**The party filing this document is required to serve it on all other parties in line with the Rules of Court. |

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| **Accompanying Documents****Mark appropriate selection below with an ‘x’**Accompanying this Application is a[ ] Supporting Affidavit **optional unless required by Rules of Court**[ ] If other additional document(s) please list them below:.…………………………………………………………………………………………………………………………………….…………………………………………………………………………………………………………………………………….…………………………………………………………………………………………………………………………………….…………………………………………………………………………………………………………………………………….…………………………………………………………………………………………………………………………………….…………………………………………………………………………………………………………………………………….…………………………………………………………………..………………………………….…...**list additional documents (if any)** |