

South Australia
Supreme Court Special Applications
Supplementary Rules 2014

SCHEDULE—APPROVED FORMS

The Schedule—Approved Forms relate to Supreme Court Special Applications Supplementary Rules 2014, dated 2nd September 2014 that come into operation on 1st October 2014 (Government Gazette 11 September 2014, p. 5149) have been varied by Supreme Court Rules dated:

		<i>Gazette</i>	<i>Date of operation</i>
#1	29 September 2014	9 October 2014, p. 6094	9 October 2014
#2	29 September 2014	29 October, p. 4735	1 December 2015
#3	29 February 2016	14 April 2016, p. 1229	1 May 2016
#4	31 October 2016	24 November 2016, p. 4503	1 December 2016
#5	30 October 2017	5 December 2017, p. 4864	18 December 2017

THE SCHEDULE – APPROVED FORMS

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ORIGINATING APPLICATION FOR SEARCH WARRANT

Independent Commissioner Against Corruption Act 2012 s 31
Serious and Organised Crime (Unexplained Wealth) Act 2009 s 16
Australian Crime Commission (South Australia) Act 2004 s 29
Australian Crime Commission Act 2002 (Cth) s 22

The plaintiff (*name of plaintiff*) applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is

- an investigator appointed/seconded (*delete whichever is inapplicable*) under section 14 of the *Independent Commissioner Against Corruption Act 2012 (SA)*
- the Commissioner of Police
- an eligible person within the meaning of the *Australian Crime Commission Act 2002 (Cth)*

(delete whichever is inapplicable).

2. The plaintiff applies for issue of a warrant under

- section 31 of the *Independent Commissioner Against Corruption Act 2012*
- section 16 of the *Serious and Organised Crime (Unexplained Wealth) Act 2009*
- section 29 of the *Australian Crime Commission (South Australia) Act 2004*
- section 22 of the *Australian Crime Commission Act 2002 (Cth)*

(delete whichever is inapplicable).

3. The plaintiff applies for a warrant for the purposes of an investigation by (*insert body*) into

.....

(set out details of the investigation).

4. The plaintiff applies for a warrant authorising

.....
.....

(set out details of the authorisation sought).

5. The plaintiff seeks to be able to exercise the warrant during the following hours of the day or night...../at any time of the day or night (*delete whichever is inapplicable*).

6. The plaintiff applies for a warrant on the following grounds:

.....
.....
.....
.....

(set out grounds on which the warrant is reasonably required for the purpose of the investigation).

7 The detailed grounds are set out and verified in the accompanying affidavit.

8. The urgent circumstances making it appropriate for the application to be made by email/facsimile (*delete whichever is inapplicable*) are

.....
.....

(to be completed only in relation to applications made by email or facsimile).

9. The plaintiff proposes that the Court retain the documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 17 of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

Signed by (*full name*)

Investigator appointed/seconded (*delete
whichever is inapplicable*) by the Independent
Commissioner Against Corruption

Commissioner of Police

Eligible person within the meaning of the
Australian Crime Commission Act 2002 (Cth)

(*delete whichever is inapplicable*)

ORIGINATING APPLICATION FOR SURVEILLANCE WARRANT
Surveillance Devices Act 2016 s 17

Applicant's name (*in full*):

Name of investigating agency to which the applicant belongs:

Applicant's rank/position:

Application

1. I apply for a warrant under section 17 of the *Surveillance Devices Act 2016* for the purposes of the investigation of a matter by—

- South Australia Police
- The Independent Commissioner Against Corruption
- An Australian Crime Commission

(delete whichever is inapplicable)

2. I apply for the warrant to confer the following powers:

- (a) the power to use (*insert number sought*) surveillance device(s)
- (b) the power to enter or interfere with (*provide details (e.g. address, registration number) of any premises, vehicle or thing sought to be entered or interfered with*) for the purposes of installing, using, maintaining or retrieving surveillance device(s) as follows:

- (*insert number*) listening device(s)
- (*insert number*) optical surveillance device(s)
- (*insert number*) tracking device(s)
- (*insert number*) data surveillance device(s)
- (*insert number*) combination device(s) comprising (*insert combination*)

(delete whichever is inapplicable)

3. I am / am not (*delete whichever is inapplicable*) to be the officer primarily responsible for executing the warrant. (*Insert name of responsible officer*) is the responsible officer. (*delete if inapplicable*)

4. I apply for the warrant on the following grounds:

(*set out grounds*)

5. The grounds for the application are verified in my accompanying affidavit.

6. I request that the warrant be in force for a period of (*insert number*) days.

(*Section 19(2) provides that a warrant may not be in force for a period longer than 90 days*)

7. I request that I am / the responsible officer is / both I and the responsible officer are(*delete whichever is inapplicable*) identified in the warrant (if necessary) under the code name(s):

(*insert code name(s)*). (*delete if inapplicable*)

Date:

.....
Signed by (*full name*)

Applicant

APPLICATION FOR RENEWAL OF SURVEILLANCE WARRANT

Surveillance Devices Act 2016 s 17

Note—

If the warrant has previously been renewed/varied, this form should be modified so that the details of any previous renewals/variations are set out clearly.

Applicant's name (*in full*):

Name of investigating agency to which the applicant belongs:

Applicant's rank/position:

Application

1. I apply for renewal of the warrant issued under section 17 of the *Surveillance Devices Act 2016* on (*insert date of issue*) by (*insert name of Judge*), a Judge of the Supreme Court of South Australia.

2. The warrant was issued for the purposes of the investigation of a matter by—
 - South Australia Police
 - The Independent Commissioner Against Corruption
 - An Australian Crime Commission(*delete whichever is inapplicable*)

3. The warrant conferred the following powers:
 - (a) the power to use (*insert number sought*) listening device(s)
 - (b) the power to enter or interfere with (*provide details (e.g. address, registration number) of any premises, vehicle or thing sought to be entered or interfered with*) for the purposes of installing, using, maintaining or retrieving surveillance device(s) as follows:
 - (*insert number*) listening device(s)
 - (*insert number*) optical surveillance device(s)
 - (*insert number*) tracking device(s)

- (insert number) data surveillance device(s)
 - (insert number) tracking device(s)
- (delete whichever is inapplicable)*

4. I am / am not *(delete whichever is inapplicable)* the officer primarily responsible for executing the warrant. *(Insert name of responsible officer)* is the responsible officer. *(delete if inapplicable)*
4. I apply for renewal of the warrant on the following grounds:

(set out grounds)
5. The grounds for the application are verified in my accompanying affidavit.
6. I request that the warrant be renewed for a further period of *(insert number)* days.

(Section 19(2) provides that a warrant may not be in force for a period longer than 90 days).
7. I request that I am / the responsible officer is / both I and the responsible officer are *(delete whichever is inapplicable)* identified in the warrant (if necessary) under the code name(s): *(insert code name(s))*. *(delete if inapplicable)*

Date:

.....
Signed by *(full name)*

Applicant

APPLICATION FOR VARIATION OF SURVEILLANCE WARRANT

Surveillance Devices Act 2016 s 17

Note—

If the warrant has previously been renewed/varied, this form should be modified so that the details of any previous renewals/variations are set out clearly.

Applicant's name (*in full*):

Name of investigating agency to which applicant belongs:

Applicant's rank/position:

Application

1. I apply for variation of the warrant issued to me under section 17 of the *Surveillance Devices Act 2016* on (*insert date of issue*) by (*insert name of Judge*), a Judge of the Supreme Court of South Australia.

2. The warrant conferred the following powers:
 - (a) the power to use (*insert number sought*) surveillance device(s)
 - (b) the power to enter or interfere with (*provide details (e.g. address, registration number) of any premises, vehicle or thing sought to be entered or interfered with*) for the purposes of installing, using, maintaining or retrieving surveillance device(s) as follows:
 - (*insert number*) listening device(s)
 - (*insert number*) optical surveillance device(s)
 - (*insert number*) tracking device(s)
 - (*insert number*) data surveillance device(s)
 - (*insert number*) tracking device(s)(*delete whichever is inapplicable*)

3. I am /am not (*delete whichever is inapplicable*) the officer primarily responsible for executing the warrant. (*Insert name of responsible officer*) is the responsible officer. (*delete if inapplicable*)

4. I apply for variation of the terms/conditions/limitations of the warrant as follows:

(set out terms of variation)

5. The grounds for the application are as follows:

(set out grounds)

6. The grounds for the application are verified in my accompanying affidavit.

7. The warrant will, unless cancelled earlier, remain in force until *(insert date)*:

(Section 19(2) provides that a warrant may not be in force for a period longer than 90 days)

Date:

.....
Signed by *(full name)*

Applicant

Form SA1D

Application for confirmation of surveillance authority

APPLICATION FOR CONFIRMATION OF SURVEILLANCE AUTHORITY
Surveillance Devices Act 2016 s 22

Applicant's name (*in full*):

Name of investigating agency to which applicant belongs:

Applicant's rank/position:

Application

1. I apply for confirmation of a surveillance device (emergency) authority under section 22 of the *Surveillance Devices Act 2016* for the purposes of the investigation of a matter by—

- South Australia Police
- The Independent Commissioner Against Corruption
- An Australian Crime Commission

(delete whichever is inapplicable)

2. The surveillance device to which the authority relates is:

(provide details of surveillance device)

3. I apply for confirmation of the authority on the following grounds:

(set out grounds)

4. The grounds for the confirmation are verified in my accompanying affidavit.

5. In addition, I apply for a warrant under section 22 of the *Surveillance Devices Act 2016*.

(delete if inapplicable)

6. I am / am not (*delete whichever is inapplicable*) the officer primarily responsible for executing the warrant. (*Insert name of responsible officer*) is the responsible officer. (*delete if inapplicable*)

7. I request that the warrant be in force for a period of (*insert number*) days.

(*delete if inapplicable*)

8. I request that I am / the responsible officer is / both I and the responsible officer are (*delete whichever is inapplicable*) identified in the warrant under the code name(s): (*insert code name(s)*). (*delete if inapplicable*)

Date:

Signed by (*full name*)

Applicant

SURVEILLANCE WARRANT
Surveillance Devices Act 2016 s 17 to 19

An applicant for a surveillance warrant under section 17 of the *Surveillance Devices Act 2016* has been made by *(insert name of applicant or code name where applicable)*.

I, *(insert name of Judge)*, a Judge of the Supreme Court of South Australia, am satisfied that there are, in the circumstances of the case, reasonable grounds for issuing the warrant subject to the conditions/limitations specified in the warrant.

The powers conferred by the warrant are as follows:

- (a) the power to use *(insert number)* listening device(s)
- (b) the power to enter or interfere with *(provided details (e.g. address, registration number) of any premises, vehicle or thing sought to be entered or interfered with)* for the purposes of installing, using, maintaining or retrieving surveillance device(s) as follows:
 - *(insert number)* listening device(s)
 - *(insert number)* optical surveillance device(s)
 - *(insert number)* tracking device(s)
 - *(insert number)* data surveillance device(s)
 - *(insert number)* tracking device(s)*(delete whichever is inapplicable)*

The powers conferred by the warrant are subject to the following conditions/limitations: *(provide details of the conditions/limitations to which the powers conferred under the warrant are subject)*

The name of the responsible officer is *(insert name of responsible officer or code name where applicable)*.

The period for which the warrant will be in force is *(insert number)* days from the date of issue (being the date shown below).

Date:

.....
Signed by (*full name*)

Judge of the Supreme Court of South Australia

Note—

Under section 17(4)(a)(iii) of the *Surveillance Devices Act 2016* (SA) the power conferred by a warrant may be exercised by or under the authority of the responsible officer at any time and with such assistance as is necessary.

ORIGINATING APPLICATION FOR MONITORING ORDER
Serious and Organised Crime (Unexplained Wealth) Act 2009 s 14

The plaintiff (*name of plaintiff*) the Commissioner of Police applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is the Commissioner of Police.

2. The plaintiff applies for a monitoring order under section 14 of the *Serious and Organised Crime (Unexplained Wealth) Act 2009*.

3. The plaintiff applies for a monitoring order on the following grounds:
(set out short grounds upon which the order is reasonably required for the purpose of the investigation).
.....
.....
.....
.....

4. The detailed grounds are set out and verified in the accompanying affidavit.

5. The plaintiff proposes that the Court retain the documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:
(set out briefly but specifically the orders sought).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 17 of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

.....
Signed by (*full name*)

Commissioner of Police

**ORIGINATING APPLICATION FOR CONFIRMATION OF SPECIAL POWERS
AUTHORISATION**

Terrorism (Police Powers) Act 2005 s 3 and s 19

The plaintiff (*name of plaintiff*) applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is (*insert rank*) acting in accordance with section 3 of the *Terrorism (Police Powers) Act 2005*.

2. (*delete if inapplicable*)

- The Commissioner
- The Deputy Commissioner
- An Assistant Commissioner

(*delete whichever is inapplicable*)

is/are or was/were (*delete whichever is inapplicable*) unavailable to issue the special powers authorisation that the plaintiff proposes to issue/has issued (*delete whichever is inapplicable*) under section 3 of the *Terrorism (Police Powers) Act 2005*.

3. The plaintiff proposes to issue/has issued (*delete whichever is inapplicable*) of a special powers authorisation under section 3 of the *Terrorism (Police Powers) Act 2005*.

4. The plaintiff applies for confirmation that the plaintiff has/had (*delete whichever is inapplicable*) proper grounds for issuing the special powers authorisation under section 3(1)/(2) (*delete whichever is inapplicable*) of the *Terrorism (Police Powers) Act 2005*.

5. (*delete if inapplicable*) The plaintiff believes that

- (a) a terrorist act is imminent, whether in or outside this State and
- (b) the exercise of powers under the Act will substantially assist in the prevention of the terrorist act

on the following grounds:

.....
.....
.....
.....

(set out the grounds upon which the relevant beliefs are held).

6. *(delete if inapplicable)* The plaintiff believes that
- (a) a terrorist act is being or has been committed, whether in or outside this State and
 - (b) the exercise of powers under the Act will substantially assist in the investigation of the terrorist act

on the following grounds:

.....
.....
.....
.....

(set out the grounds upon which the relevant beliefs are held).

7. *(delete if inapplicable)* The plaintiff was satisfied that it was necessary to issue the authorisation without confirmation because of the urgency of the circumstances, namely

.....
.....
.....
.....

(set out the grounds of urgency).

8. The grounds set out in this application are verified in the accompanying affidavit, which exhibits the proposed *(delete if inapplicable)* special powers authorisation.

- 9 *(delete if inapplicable)* The circumstances of urgency making it appropriate for the application to be made by email/facsimile *(delete whichever is inapplicable)* are

.....
.....
.....
.....

10. The plaintiff proposes that the Court retain the documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 17 of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is *(place of business)*.

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

.....
Signed by *(full name)*

(insert position and rank)

ORIGINATING APPLICATION FOR CONFIRMATION OF SPECIAL AREA DECLARATION

Terrorism (Police Powers) Act 2005 s 13 and 19

The plaintiff (*name of plaintiff*) the Commissioner of Police applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is the Commissioner of Police acting in accordance with section 13 of the *Terrorism (Police Powers) Act 2005*.
2. The plaintiff proposes to issue a special area declaration .under section 13 of the *Terrorism (Police Powers) Act 2005*.
3. The plaintiff applies for confirmation that issuing the special area declaration is appropriate in the circumstances under section 13(3) of the *Terrorism (Police Powers) Act 2005*.
4. The plaintiff is satisfied that:
 - (a) the area is:
 - the site of an airport, train station, bus station, tram station or ship or ferry terminal
 - the site of a special event
 - an area that is a public area where persons gather in large numbers

(delete whichever is inapplicable)

and

- (b) the declaration is required because of the nature of the site or area and the risk of occurrence of a terrorist act

on the following grounds:

.....
.....

.....
.....

(set out the grounds upon which the relevant beliefs are held).

5. The grounds set out in this application are verified in the accompanying affidavit, which exhibits the proposed special area declaration.

6. The plaintiff proposes that the Court retain the documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought)

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 17 of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is *(place of business)*.

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

.....
Signed by *(full name)*

Commissioner of Police

ORIGINATING APPLICATION IN RESPECT OF PROTECTED WITNESS
Witness Protection Act 1996 s 17

The plaintiff (*name of plaintiff*) of the Commissioner of Police applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is the Commissioner of Police acting in accordance with section 17 of the *Witness Protection Act 1996*.

2. The plaintiff applies for an order:
 - establishing a new identity for (*insert name of the person in respect of whom the orders are sought*)
 - restoring the former identity of (*insert name of the person in respect of whom the orders are sought*) who has been provided with a new identity pursuant to section 17 of the Act
 (*delete whichever is inapplicable*).

3. (*delete if inapplicable*) The witness has entered into a memorandum of understanding within the meaning of section 17(5)(b) of the Act.

4. (*delete if inapplicable*) The plaintiff believes that:
 - (a) the making of the orders sought is necessary and reasonable to protect the safety and welfare of the witness and
 - (b) the witness is likely to comply with the memorandum of understanding
 on the following grounds:

.....

.....

.....

.....

(*set out the grounds upon which the relevant beliefs are held*).

- 5. *(delete if inapplicable)* The plaintiff believes that:
 - (a) protection and assistance to the witness under the relevant witness protection program has been terminated and
 - (b) it is desirable that the former identity of the witness be restored
 on the following grounds:

.....

(set out the grounds upon which the relevant beliefs are held).

- 6. The grounds set out in this application are verified in the accompanying affidavit. The affidavit exhibits the memorandum of understanding into which the witness has entered *(delete if inapplicable)*.
- 7. The order sought is set out in the minutes of order accompanying this application.
- 8. The plaintiff proposes that the Court retain the documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:
(set out briefly but specifically the orders sought)

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 17 of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:
 Place:
 Email:

The Plaintiff's address is *(place of business)*.

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

.....
Signed by (*full name*)

Commissioner of Police

ORIGINATING APPLICATION IN RESPECT OF ASSUMED IDENTITY
Criminal Investigation (Covert Operations) Act 2009 s 12, 13

The plaintiff (*name of plaintiff*) applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is

- the Commissioner of Police
- the Chief Executive Officer of the Australian Crime Commissioner
- the Independent Commissioner Against Corruption

(delete whichever is inapplicable)

acting in accordance with section 12 or 13 of the *Criminal Investigation (Covert Operations) Act 2009*.

2. The plaintiff applies for an order to the Registrar of Births, Deaths and Marriages to

- make an entry in the Register of Births, Deaths and Marriages in relation to the acquisition of an assumed identity for (*insert name of the person in respect of whom the orders are sought*) being (*insert name of assumed identity*)
- cancel an entry in the Register of Births, Deaths and Marriages in relation to an assumed identity being (*insert name of assumed identity*)

(delete whichever is inapplicable).

3. *(delete if inapplicable)* The plaintiff believes that the order is justified having regard to the nature of the activities undertaken or to be undertaken by the person the subject of the application on the following grounds:

.....

.....

.....

.....

(set out the grounds upon which the relevant beliefs are held).

4. *(delete if inapplicable)* The plaintiff cancelled the authority for the assumed identity on *(insert date)*.
5. The grounds set out in this application are verified in the accompanying affidavit.
6. The order sought is set out in the minutes of order accompanying this application.
7. The plaintiff proposes that the Court retain the documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought)

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 17 of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is *(place of business)*.

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

.....
Signed by *(full name)*

Commissioner of Police

Chief Executive Officer of the Australian
Crime Commission

The Independent Commissioner Against
Corruption

(delete whichever is inapplicable)

ORIGINATING APPLICATION TO AUTHORISE DISCLOSURE IN RESPECT OF PROTECTED WITNESS

Witness Protection Act 1996 s 21(3) and (4)

The plaintiff (*name of plaintiff*) applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is (*insert position or role*).

2. The plaintiff applies for an order authorising the following disclosure in respect of (*insert name of the protected witness in respect of whom the order is sought*):
.....
.....
.....
.....
(*set out the disclosure in respect of which authorisation is sought*).

3. The plaintiff makes the application on the following grounds:
.....
.....
.....
.....
(*set out the grounds upon which the relevant beliefs are held*).

4. The grounds set out in this application are verified in the accompanying affidavit.

5. The plaintiff proposes that the Court retain the documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought)

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 17 of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

.....
Signed by (*full name*)

(*insert position*)

ORIGINATING APPLICATION IN RESPECT OF PROTECTED WITNESS

Witness Protection Act 1996 s 24(5), (8) and (9)

The plaintiff (*name of plaintiff*) applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is:

- the Director of Public Prosecutions
- the Deputy Director of Public Prosecutions
- the Crown Counsel

(delete whichever is inapplicable).

2. (*insert name of protected witness or prospective protected witness*) is to be a witness in the following criminal proceedings for an indictable offence/summary offence punishable by imprisonment (*delete whichever is inapplicable*):

.....

.....

.....

.....

(set out the Court in which the criminal proceedings are to be heard, the proceedings number and names of the parties).

3. The prospective witness:

- is a participant in a witness protection program
- is a former participant in a witness protection program and retains a new identity provided under the program
- is the subject of steps taken with a view to including the person in a witness protection program

(delete whichever is inapplicable).

3. The plaintiff discloses the following information relating to the prospective witness and his or her participation or possible participation in the witness protection program that may be relevant to

- the prospective witness’s credibility as a witness in the proceeding
- the protection of the prospective witness’s safety and the integrity of the witness protection program:

.....

(set out the disclosure).

4. The plaintiff proposes that the following orders be made relating to disclosure to defendant or the defendant’s legal representative and the use of the information:

.....

(set out proposed orders).

5. The matters set out in this application are verified in the accompanying affidavit.

6. The plaintiff proposes that the Court retain documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought)

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 17 of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

.....
Signed by (*full name*)

the Director of Public Prosecutions

the Deputy Director of Public Prosecutions

the Crown Counsel

(*delete whichever is inapplicable*)

ORIGINATING APPLICATION FOR LEAVE TO SERVE OUTSIDE STATE
Independent Commissioner Against Corruption Act 2012 s 28, s 29A, Sch 2 cl 4 and 5

The plaintiff (*name of plaintiff*) applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is

- the Independent Commissioner Against Corruption
- a Deputy Independent Commissioner Against Corruption
- an examiner appointed under section 14 of the *Independent Commissioner Against Corruption Act 2012* (SA)

(delete whichever is inapplicable).

2. The plaintiff applies for leave under section 76 of the *Service and Execution of Process Act 1992* (Cth) to serve out of the State of South Australia a:

- notice issued under section 28/29A (*delete whichever is inapplicable*) of the *Independent Commissioner Against Corruption Act 2012*
- summons issued under clause 4/5 (*delete whichever is inapplicable*) of Schedule 2 to the *Independent Commissioner Against Corruption Act 2012*

(delete whichever is inapplicable)

3. The plaintiff seeks to serve the document on the defendant (*insert name*) who it is believed may be found at

.....

(insert address).

4. The plaintiff proposes that the Court retain the documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 17 of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is *(place of business)*.

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

.....
Signed by *(full name)*

Independent Commissioner Against Corruption

Deputy Independent Commissioner Against
Corruption

Examiner appointed by the Independent
Commissioner Against Corruption

(delete whichever is inapplicable)

WARRANT FOR SEARCH AND SEIZURE

Independent Commissioner Against Corruption Act 2012 s 31
Serious and Organised Crime (Unexplained Wealth) Act 2009 s 16
Australian Crime Commission (South Australia) Act 2004 s 29
Australian Crime Commission Act 2002 (Cth) s 22

1. On an application made on *(insert date)* by:
 - an investigator appointed/seconded *(delete whichever is inapplicable)* under section 14 of the *Independent Commissioner Against Corruption Act 2012 (SA)*
 - the Commissioner of Police
 - an eligible person within the meaning of the *Australian Crime Commission Act 2002 (Cth)*

(delete whichever is inapplicable),

I, a Judge of the Supreme Court of South Australia, am satisfied that:

- the warrant is reasonably required in the circumstances for the purposes of an investigation into a potential issue of corruption in public administration

being proper grounds for the issue of a warrant under section 31 of the *Independent Commissioner Against Corruption Act 2012*
- the
 - documents/articles *(delete whichever is inapplicable)* to which the application relates
 - the person/premises *(delete whichever is inapplicable)* to which the application relates might have/contain *(delete whichever is inapplicable)* documents/articles *(delete whichever is inapplicable)* relevant to identifying/tracing/locating/valuing *(delete whichever is inapplicable)* a person's wealth being proper grounds for the issue of a warrant under section 16 of the *Serious and Organised Crime (Unexplained Wealth) Act 2009*
- the applicant has reasonable grounds for suspecting that there may be
 - upon land

- upon/in (*delete whichever is inapplicable*) premises/a vessel/an aircraft/a vehicle
(*delete whichever is inapplicable*)
(*delete whichever is inapplicable*)

a thing connected with a special ACC operation/investigation (*delete whichever is inapplicable*) and the applicant believes on reasonable grounds that if a summons were issued for the production of the thing it might be concealed, lost, mutilated or destroyed being proper grounds for the issue of a warrant under section 29 of the *Australian Crime Commission (South Australia) Act 2004*/section 22 of the *Australian Crime Commission Act 2002 (Cth)* (*delete whichever is inapplicable*)

(*delete whichever is inapplicable*).

2. This warrant authorises (*insert name and position*)

- to enter and search (*set out details of place and/or vehicle*)
 - to seize (*set out details*)
 - to search (*set out details*) and to seize (*set out details*)
 - to enter (*set out details*), search (*set out details*) and seize (*set out details*)
- (*delete whichever is inapplicable*).

Date:

(Judge of the Supreme Court)

Note

The Act under which the warrant is issued prescribes the powers that may be exercised under the warrant.

**ORIGINATING APPLICATION FOR REVIEW OF PREVENTATIVE
DETENTION ORDER**

Terrorism (Preventative Detention) Act 2005 s 17

The plaintiff (*name of plaintiff*) applies for the relief set out in this application.

The Court will hear this application at a time and place to be advised.

Application

1. The plaintiff is (*insert rank*) acting in accordance with section 17 of the *Terrorism (Preventative Detention) Act 2005*.
2. (*insert name of subject*) has been detained under a preventative detention order made under section 6 of the *Terrorism (Preventative Detention) Act 2005*, a copy of which is exhibited to the accompanying affidavit.
3. The subject is being detained at (*set out location*).
4. The plaintiff applies for a review of the preventative detention order under section 17 of the Act.
5. The circumstances in which the preventative detention order was made and giving rise to its making are set out in the accompanying affidavit, which exhibits all the documents and other materials before the issuing authority.
6. The plaintiff proposes that the Court retain the documents associated with this application for at leastyears before returning them to the plaintiff or destroying them.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought including any directions sought under section 18 of the Act).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in and exhibiting the documents referred to in rule 21(4) of the *Supreme Court Special Applications Rules 2014*.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

It is not intended to serve this application on the Defendant.

Date:

.....
Signed by (*full name*)

(*insert rank*)

ORIGINATING APPLICATION FOR DECLARATION THAT DECLARED ORGANISATION

Serious and Organised Crime (Control) Act 2008 s 9

TO THE DEFENDANT (*name*) of (*address*).

The plaintiff (*name of plaintiff*), the Commissioner of Police, applies for the relief set out in this Application.

Action required

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, the Court may make orders in your absence and without further notice.

You must file a Notice of Address for Service (form 16 or 17 in the General Supplementary Rules) in the Registry before attending Court or taking any other steps in the proceeding. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

The application will be heard before in the Supreme Court at 1 Gouger Street, Adelaide on or so soon afterwards as the business of the Court allows.

The courtroom in which the application will be heard will be published:

- on the Courts Administration Authority website the day before;
- in the Advertiser on the day; and
- on the notice board at the Courts Building.

The Court ordered that the time for serving this application be abridged to (*Court to insert date, if applicable*).

Application

1. The plaintiff is the Commissioner of Police.

2. The plaintiff applies for a declaration that (*set out name or identity of organisation*) is a declared organisation under section 9 of the *Serious and Organised Crime (Control) Act 2008*.

3. The organisation is identified as follows:
(identify whether specified by the name of the organisation or the name by which it is commonly known or by providing other particulars identifying it).

4. The nature of the organisation (including its distinguishing characteristics) is
(set out nature of the organisation and its distinguishing characteristics).

5. The short grounds on which the declaration is sought are
.....
.....
.....
.....
(set out the short grounds on which the declaration is sought).

6. The detailed grounds on which the declaration is sought are set out in the accompanying affidavit.

7. There has been/not been (*delete whichever is inapplicable*) a previous application in respect of the organisation.
(set out details of any previous application for a declaration in respect of the organisation and the outcome of that application).

Order sought

The Plaintiff seeks the following orders:
(set out briefly but specifically the orders sought).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the matters set out in section 9(2)(b) to (f) of the *Serious and Organised Crime (Control) Act 2008*.

Plaintiff's address

The Plaintiff's address for service is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

It is intended to serve this application on the Defendant.

It is intended to publish notice of this application in the Gazette and a newspaper circulating generally throughout the State.

Date:

Signed by (*full name*)
Commissioner of Police

ORIGINATING APPLICATION FOR CONTROL ORDER

Serious and Organised Crime (Control) Act 2008 s 22

TO THE DEFENDANT (*name*) of (*address*).

The plaintiff (*name of plaintiff*), the Commissioner of Police, applies for the relief set out in this Application.

Action required

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, the Court may make orders in your absence.

You must file a Notice of Address for Service (form 16 or 17 in the General Supplementary Rules) in the Registry before attending Court or taking any other steps in the proceeding. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

The application will be heard before in the Supreme Court at 1 Gouger Street, Adelaide on at or so soon afterwards as the business of the Court allows.

The courtroom in which the application will be heard will be published:

- on the Courts Administration Authority website the day before;
- in the Advertiser on the day; and
- on the notice board at the Courts Building.

The Court ordered that the time for serving this application be abridged to (*Court to insert date, if applicable*).

Application

1. The plaintiff is the Commissioner of Police.

2. The plaintiff applies for a control order in respect of (*set out full name of defendant*) under section 22 of the *Serious and Organised Crime (Control) Act 2008*.

3. The short grounds on which the order is sought are:

.....
.....
.....
.....

(*set out the short grounds on which the order is sought*).

4. The detailed grounds on which the order is sought and information supporting the grounds are set out in the accompanying affidavit.

Order sought

The Plaintiff seeks the following orders:

(*set out briefly but specifically the orders sought*).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the detailed grounds of the application and the information supporting the grounds.

Plaintiff’s address

The Plaintiff’s address for service is:

Place:

Email:

The Plaintiff’s address is (*place of business*).

Service on the Defendant

It is intended to serve this application on the Defendant.

Date:

.....
Signed by (*full name*)

Commissioner of Police

NOTICE OF OBJECTION—INTERIM CONTROL/VARIATION ORDER
Serious and Organised Crime (Control) Act 2008 s 22D

TO THE PLAINTIFF (*name*) of (*address*).

The Court will hear this application at a time and place to be advised.

Application

The defendant (*name*) applies for the following orders or directions:

1. On (*insert date*) the Court made an interim control/variation order (*delete whichever is inapplicable*) under the *Serious and Organised Crime (Control) Act 2008* in respect of the defendant.

2. The defendant objects to the order/the following parts of the order (*delete whichever is inapplicable*):

.....
.....

(*if the objection is to particular parts of the order, identify those parts*).

3. The grounds of objection are:

(*set out grounds*).

.....
.....
.....
.....

4. The defendant relies on the following affidavit in support of the objection:

.....
.....

(*identify affidavit*).

5. *(delete if inapplicable)* The defendant seeks an extension of time in which to lodge a notice of objection on the grounds set out in the accompanying affidavit.

Endorsements

Application made pursuant to section 22D of the *Serious and Organised Crime (Control) Act 2008* and rule 31/34 *(delete whichever is inapplicable)* of the *Supreme Court Special Applications Rules 2014*.

You will be notified separately of the time and place of the hearing of the application.

Date:

.....
Signed by *(name)*

Defendant/Solicitor for the defendant *(deleted
whichever is inapplicable)*

ORIGINATING APPLICATION TO EXTEND TIME OF RETENTION

Independent Commissioner Against Corruption Act 2012 s 32(4)

TO THE DEFENDANT (*name*) of (*address*).

The plaintiff (*name of plaintiff*), the Independent Commissioner Against Corruption, applies for the relief set out in this Application.

Action required

A Judge will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, the Judge may make orders in your absence.

You must file a Notice of Address for Service (form 16 or 17 in the General Supplementary Rules) in the Registry before attending Court or taking any other steps in the proceeding. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

The application will be heard before Justice..... in the Supreme Court at 1 Gouger Street, Adelaide on at or so soon afterwards as the business of the Court allows.

The courtroom in which the application will be heard will be published:

- on the Courts Administration Authority website the day before;
- in the Advertiser on the day; and
- on the notice board at the Courts Building.

The Court ordered that the time for serving this application be abridged to (*Court to insert date, if applicable*).

Application

- 1. The plaintiff is the Independent Commissioner Against Corruption.
- 2. The plaintiff applies for an order under section 32(1) of the *Independent Commissioner Against Corruption Act 2012* extending the time for
 - the retention of things seized
 - a retention order to remain in force
 (*delete whichever is inapplicable*).
- 3. (*delete if inapplicable*) The things sought to be retained are (*set out details of things*) seized on (*insert date*).
- 4. (*delete if inapplicable*) The retention order sought to be extended was issued by (*insert name*) to (*insert name*) on (*insert date*).
- 5. The extension of time is sought until (*insert date*).
- 6. The person who had legal title to the things seized at the time of seizure/issue of the retention order (*delete whichever is inapplicable*) is (*insert name*).
- 7. The person from whom the things were seized/had custody of the things when the retention order was issued (*delete whichever is inapplicable*) is (*insert name*).
- 8. The short grounds on which the order is sought are:

.....

.....

.....

.....

(*set out the short grounds on which the order is sought*).
- 9. The detailed grounds on which the order is sought are set out in the accompanying affidavit.

Order sought

The Plaintiff seeks the following orders:

(*set out briefly but specifically the orders sought*).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the detailed grounds of the application.

Plaintiff's address

The Plaintiff's address for service is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

(delete whichever is inapplicable)

It is intended to serve this Application on all Defendants.

It is intended to serve this Application on the following Defendants:

(name of each defendant on whom application is to be served)

It is not intended to serve this Application on any Defendant.

Date:

.....
Signed by (*full name*)

Independent Commissioner Against
Corruption

ORIGINATING APPLICATION FOR DELIVERY OF PASSPORT
Independent Commissioner Against Corruption Act 2012 Sch 2 cl 18

TO THE DEFENDANT (*name*) of (*address*).

The plaintiff (*name of plaintiff*)

- the Independent Commissioner Against Corruption
 - the Deputy Commissioner
 - an examiner appointed by the Independent Commissioner Against Corruption
- (delete whichever is inapplicable)*

applies for the relief set out in this application.

Action required

A Judge will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, the Judge may make orders in your absence.

You must file a Notice of Address for Service (form 16 or 17 in the General Supplementary Rules) in the Registry before attending Court or taking any other steps in the proceeding. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

The application will be heard before Justice..... in the Supreme Court at 1 Gouger Street, Adelaide on at or so soon afterwards as the business of the Court allows.

The courtroom in which the application will be heard will be published:

- on the Courts Administration Authority website the day before;
- in the Advertiser on the day; and
- on the notice board at the Courts Building.

The Court ordered that the time for serving this application be abridged to (*Court to insert date, if applicable*).

Application

1. The plaintiff is the Independent Commissioner Against corruption/the Deputy Commissioner/an examiner appointed by the Independent Commissioner Against Corruption under section 14 of the *Independent Commissioner Against Corruption Act 2012* (*delete whichever is inapplicable*).

2. The plaintiff applies for an order under clause 18 of Schedule 2 to the *Independent Commissioner Against Corruption Act 2012* that the defendant appear before a Judge to show cause why he or she should not be ordered to deliver his or her passport to the examiner.

3. The short grounds on which the order is sought are:
.....
.....
.....
.....
(*set out the short grounds on which the order is sought*).

4. The detailed grounds on which the order is sought are set out in the accompanying affidavit.

Order sought

The Plaintiff seeks the following orders:
(*set out briefly but specifically the orders sought*).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the detailed grounds of the application.

Plaintiff’s address

The Plaintiff’s address for service is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

(*delete whichever is inapplicable*)

It is intended to serve this Application on all Defendants.

It is intended to serve this Application on the following Defendants:

(*name of each defendant on whom application is to be served*).

It is not intended to serve this Application on any Defendant.

Date:

.....
Signed by (*full name*)

The Independent Commissioner Against
Corruption

The Deputy Commissioner

Examiner appointed by the Independent
Commissioner Against Corruption

(*delete whichever is inapplicable*)

ORDER TO SHOW CAUSE AGAINST DELIVERY OF PASSPORT
Independent Commissioner Against Corruption Act 2012 Sch 2 cl 18

TO THE DEFENDANT (*name*) of (*address*).

YOU ARE ORDERED to appear before a Justice of the Supreme Court of South Australia at the time and place stated below to show cause why you should not be ordered under clause 18 of Schedule 2 to the *Independent Commissioner Against Corruption Act 2012* to deliver your passport to the plaintiff.

The grounds upon which you are required to show cause are set out in the originating application and affidavit of the plaintiff which accompany this order.

You must file a Notice of Address for Service (form 16 or 17 in the General Supplementary Rules) in the Registry before attending Court or taking any other steps in the proceeding. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

Time and date for hearing:

Place:

Date:

.....
(Judge of the Supreme Court)

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the detailed grounds of the application.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is *(place of business)*.

Service on the Defendant

It is not intended to serve this Application on the Defendant.

Date:

Signed by *(full name)*

The Independent Commissioner Against
Corruption

The Deputy Commissioner

Examiner appointed by the Independent
Commissioner Against Corruption

(delete whichever is inapplicable)

ORIGINATING APPLICATION FOR GIVING EVIDENCE OR PRODUCTION OF DOCUMENTS

Serious and Organised Crime (Unexplained Wealth) Act 2009 s 15(1)

TO THE DEFENDANT (*name*) of (*address*).

The plaintiff (*name of plaintiff*), the Commissioner of Police, applies for the relief set out in this Application.

Action required

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, the Court may make orders in your absence.

You must file a Notice of Address for Service (form 16 or 17 in the General Supplementary Rules) in the Registry before attending Court or taking any other steps in the proceeding. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

The application will be heard before in the Supreme Court at 1 Gouger Street, Adelaide on at or so soon afterwards as the business of the Court allows.

The courtroom in which the application will be heard will be published:

- on the Courts Administration Authority website the day before;
- in the Advertiser on the day; and
- on the notice board at the Courts Building.

The Court ordered that the time for serving this application be abridged to (*Court to insert date, if applicable*).

Application

1. The plaintiff is the Commissioner of Police.

2. The plaintiff applies for an order requiring the defendant to
- give oral/affidavit (*delete whichever is inapplicable*) evidence on questions;
 - produce documents or other materials;

(delete whichever is inapplicable)

to the Court relevant to identifying, tracing, locating or valuing the wealth of *(set out full name of person)* under section 15 of the *Serious and Organised Crime (Unexplained Wealth) Act 2008*.

3. The short grounds on which the order is sought are:

.....
.....
.....
.....

(set out the short grounds on which the order is sought).

4. The detailed grounds on which the order is sought are set out in the accompanying affidavit.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the detailed grounds of the application.

Plaintiff's address

The Plaintiff's address for service is:

Place:

Email:

The Plaintiff's address is *(place of business)*.

Service on the Defendant

It is intended to serve this application on the Defendant.

Date:

.....
Signed by (*full name*)

Commissioner of Police

ORIGINATING APPLICATION TO DECLARE PROPERTY OF A PERSON
Serious and Organised Crime (Unexplained Wealth) Act 2009 s 19(2)

TO THE DEFENDANT (*name*) of (*address*).

The plaintiff (*name of plaintiff*), the Commissioner of Police, applies for the relief set out in this Application.

Action required

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, the Court may make orders in your absence.

You must file a Notice of Address for Service (form 16 or 17 in the General Supplementary Rules) in the Registry before attending Court or taking any other steps in the proceeding. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

The application will be heard before in the Supreme Court at 1 Gouger Street, Adelaide on at or so soon afterwards as the business of the Court allows.

The courtroom in which the application will be heard will be published:

- on the Courts Administration Authority website the day before;
- in the Advertiser on the day; and
- on the notice board at the Courts Building.

The Court ordered that the time for serving this application be abridged to (*Court to insert date, if applicable*).

Application

1. The plaintiff is the Commissioner of Police.

2. The plaintiff applies for an order under section 19(2) of the *Serious and Organised Crime (Unexplained Wealth) Act 2008* declaring that the following property is subject to the effective control of the defendant and is taken to be the defendant’s property for the purpose of the *Enforcement of Judgments Act 1991*:

(set out full details of the property).

3. The short grounds on which the order is sought are:

.....
.....
.....
.....

(set out the short grounds on which the order is sought).

4. The detailed grounds on which the order is sought are set out in the accompanying affidavit.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the detailed grounds of the application.

Plaintiff’s address

The Plaintiff’s address for service is:

Place:

Email:

The Plaintiff’s address is *(place of business)*.

Service on the Defendant

It is intended to serve this application on the Defendant.

Date:

.....
Signed by (*full name*)

Commissioner of Police

ORIGINATING APPLICATION FOR RESTRAINING ORDER*Serious and Organised Crime (Unexplained Wealth) Act 2009 s 20(1)*TO THE DEFENDANT (*name*) of (*address*).

The plaintiff (*name of plaintiff*), the Commissioner of Police, applies for the relief set out in this Application.

Action required

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, the Court may make orders in your absence.

You must file a Notice of Address for Service (form 16 or 17 in the General Supplementary Rules) in the Registry before attending Court or taking any other steps in the proceeding. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

The application will be heard before in the Supreme Court at 1 Gouger Street, Adelaide on at or so soon afterwards as the business of the Court allows.

The courtroom in which the application will be heard will be published:

- on the Courts Administration Authority website the day before;
- in the Advertiser on the day; and
- on the notice board at the Courts Building.

The Court ordered that the time for serving this application be abridged to (*Court to insert date, if applicable*).

Application

1. The plaintiff is the Commissioner of Police.
2. The plaintiff applies for an order under section 20(1) of the *Serious and Organised Crime (Unexplained Wealth) Act 2008* preventing
 - the disposal of specified property
 - specified kinds of transactions involving safe custody facilities
(*delete whichever is inapplicable*).
3. (*delete if inapplicable*) The property the disposal of which is sought to be restrained is
(*set out details of property*).
4. (*delete if inapplicable*) The transactions involving safe custody facilities sought to be prevented are (*set out details of transactions and safe custody facilities*).
5. The short grounds on which the order is sought are:

.....

.....

.....

.....

(*set out the short grounds on which the order is sought*).
6. The detailed grounds on which the order is sought are set out in the accompanying affidavit.

Order sought

The Plaintiff seeks the following orders:

(*set out briefly but specifically the orders sought*).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the detailed grounds of the application.

Plaintiff's address

The Plaintiff's address for service is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

(*select one of these three options and delete the others*)

It is intended to serve this application on all Defendants.

It is intended to serve this application on the following Defendants:

(*name of each defendant on whom application is to be served*).

It is not intended to serve this application on any Defendant.

Date:

.....
Signed by (*full name*)

Commissioner of Police

NOTICE OF OBJECTION—RESTRAINING ORDER
Serious and Organised Crime (Unexplained Wealth) Act 2009 s 24

TO THE PLAINTIFF (*name*).

The defendant (*name*) applies for the following orders or directions:

Application

1. On (*insert date*) the Court made a restraining order under the *Serious and Organised Crime (Unexplained Wealth) Act 2009* in respect of the defendant.

2. The defendant objects to the order/the following parts of the order (*delete whichever is inapplicable*).

.....
.....

(if the objection is to particular parts of the order, identify those parts).

3. The grounds of objection are:

.....
.....
.....
.....

(set out grounds fully and in detail)

4. The defendant relies on the following affidavit in support of the objection:

.....
.....

(identify affidavit).

5. (*delete if inapplicable*) The defendant seeks an extension of time in which to lodge a notice of objection on the grounds set out in the accompanying affidavit.

Endorsements

Application made pursuant to section 24 of the *Serious and Organised Crime (Unexplained Wealth) Act 2009* and rule 59 of the *Supreme Court Special Applications Rules 2014*.

You will be notified separately of the time and place of the hearing of the application.

Date:

.....
Signed by (*name*)

Defendant/Solicitor for the defendant (*delete
whichever is inapplicable*)

Note

Section 24(2) of the *Serious and Organised Crime (Unexplained Wealth) Act 2009* requires the grounds of objection to be stated fully and in detail in the notice of objection

**ORIGINATING APPLICATION FOR PERSON TO BE DEALT WITH FOR
CONTEMPT**

Independent Commissioner Against Corruption Act 2012 Sch 2 cl 13

Australian Crime Commission (South Australia) Act 2004 s 26B

Australian Crime Commission Act 2002 (Cth) s 34B

TO THE DEFENDANT (*name*) of (*address*).

The plaintiff (*name of plaintiff*), examiner, applies for the relief set out in this Application.

Action required

The Court will hear this application, or make orders for the conduct of the proceeding, at the time and place stated below. If you or your lawyer do not attend, the Court may make orders in your absence.

You must file a Notice of Address for Service (form 16 or 17 in the General Supplementary Rules) in the Registry before attending Court or taking any other steps in the proceeding. If you do not have a solicitor, you may attend personally at a Registry to do this. A list of the Registry addresses may be obtained through the website of the Courts Administration Authority (www.courts.sa.gov.au) or by telephoning the Registry of the Court (8204 0289).

The application will be heard before in the Supreme Court at 1 Gouger Street, Adelaide on at or so soon afterwards as the business of the Court allows.

The courtroom in which the application will be heard will be published:

- on the Courts Administration Authority website the day before;
- in the Advertiser on the day; and
- on the notice board at the Courts Building.

The Court ordered that the time for serving this application be abridged to (*Court to insert date, if applicable*).

Application

1. The plaintiff is an examiner appointed by

- the Independent Commissioner Against Corruption under section 14 of the *Independent Commissioner Against Corruption Act 2012*
- the Governor-General under section 46B of *Australian Crime Commission Act 2002 (Cth)*

(delete whichever is inapplicable).

2. The plaintiff applies for an order under

- clause 1 of Schedule 2 to the *Independent Commissioner Against Corruption Act 2012*.
- section 26B of the *Australian Crime Commission (South Australia) Act 2004*.
- section 34B of the *Australian Crime Commission Act 2002 (Cth)*.

(delete whichever is inapplicable)

for the defendant to be dealt with in relation to a contempt.

3. The short grounds on which the order is sought are:

.....
.....
.....
.....

(set out the short grounds on which the order is sought).

4. The detailed grounds on which the order is sought are set out in the accompanying affidavit.

Order sought

The Plaintiff seeks the following orders:

(set out briefly but specifically the orders sought).

Accompanying documents

This application must be accompanied by an affidavit setting out and verifying the detailed grounds of the application.

Plaintiff's address

The Plaintiff's address for contact is:

Place:

Email:

The Plaintiff's address is (*place of business*).

Service on the Defendant

It is intended to serve this Application on the Defendant.

Date:

Signed by (*full name*)

Examiner appointed by the Independent
Commissioner Against Corruption

Governor-General

(*delete whichever is inapplicable*)

Form SA24

Originating application—other

ORIGINATING APPLICATION

The plaintiff, (*name*) applies for the relief set out in this Application.

The Court will hear this application at a time and place to be advised.

Endorsements

Application issued pursuant to section (*number*) of the (*Act*)/(rule (*number*) of the *Supreme Court Civil Rules 2006* (*delete whichever is inapplicable*).

This Application has the following endorsements under section (*number*) of the (*Act*)/rule (*number*) of the *Supreme Court Civil Rules 2006* (*delete whichever is inapplicable*):

Orders sought

On the grounds stated in the accompanying affidavit, the plaintiff seeks the following orders:

(state briefly but specifically the orders sought)

Accompanying documents

This application must be accompanied by an affidavit stating the material facts on which the claim for relief is based.

Plaintiff's address

The plaintiff's address for service is:

Place:

Email:

The plaintiff's address is (*if the plaintiff is an individual - place of residence or business; if the plaintiff is a corporation - principal place of business*).

Date:

Signed by *(name)*

Plaintiff/Plaintiff's solicitor *(delete whichever is inapplicable)*

History of Amendment

Rules	Amendments	Date of Operation
am = amended; del = deleted; ins = inserted; ren = renumbered; sub = substituted		
Form SA1A	ins am05	18 December 2017
Form SA1B	ins am05	18 December 2017
Form SA1C	ins am05	18 December 2017
Form SA1D	ins am05	18 December 2017
Form SA1E	ins am05	18 December 2017
Form SA8A	ins am04	1 December 2016
Form SA9	sub am02 sub am03 sub am05	1 December 2015 1 May 2016 18 December 2017
Form SA19	am am01	9 October 2014
Form SA20	am am01	9 October 2014
Form SA21	am am01	9 October 2014
Form SA24	ins am05	18 December 2017