

To be inserted by Court Case Number: Date Filed: FDN:
Hearing Date and Time: Hearing Location:

ORIGINATING APPLICATION

ENVIRONMENT, RESOURCES AND DEVELOPMENT COURT OF SOUTH AUSTRALIA
CIVIL JURISDICTION

Please specify the Full Name for each party. Each party should include a party number if more than one party of the same type.

Applicant/s

Respondent/s

Applicant	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))		
Name of law firm / solicitor <small>If any</small>	Law Firm	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 - Number		

Duplicate panel if multiple Applicants

Respondent	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))			
Address	Street Address (including unit or level number and name of property if required)			
	City/town/suburb	State	Postcode	Country
	Email address			
	Type - Number			
Phone Details				

Duplicate panel if multiple Respondents

Application details

The Applicant is:

- ☐ the applicant for the development authorisation
☐ an interested person (owner/occupier of subject land or adjacent land)
☐ the relevant authority
☐ other, please specify

This Application is for:

Summary of decision under review in one sentence

This Application is brought under

Act and section or other particular provision

Proposed Development subject of application

Description of Proposed Development:

Location of Proposed Development:

Name and contact details of Proposed Developer: If not the applicant

Reference Number, Notice Number or Development Application Number:

Classification of Proposed Development where applicable:

Planning, Development and Infrastructure Act 2016

- ☐ Accepted
☐ Deemed-to-Satisfy
☐ Performance Assessed
☐ Restricted

Development Act 1993

- ☐ Category 1
☐ Category 2
☐ Category 3

Date of decision

Date of decision:

Date notice of decision received:

Grounds of application

Grounds of application in separate numbered paragraphs

1.

Facts, circumstances and other relevant matters

Briefly set out any matters relevant to the application (if any)

1.

Orders sought

Orders sought in addition to or in place of the orders made in separate numbered paragraphs

1.

Receipt of judgment

The Applicant prefers to receive judgment/decision via:

- ☐ email
- ☐ post

If applicable

Consent to joinder

- ☐ The Applicant consents to the applicant for development authorisation being joined as a party to the proceeding.

If applicable

Extension of time

The Applicant seeks an extension of time to bring this Appeal pursuant to

Act and section or other particular provision

on the grounds that:

Grounds in separate numbered paragraphs

1.

If applicable

Hearing

This Application is urgent on the grounds that:

1.

The Applicant requests that the hearing be by written submissions only because:

Reasons in separate numbered paragraphs

Note: The hearing will only proceed by written submissions if the Court so orders. The Court will consider any request for such a hearing and determine whether the matter is suitable for proceeding without an oral hearing.

1.

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 attend the hearing** and
- you **must file and serve on all parties a Response within 14 days after service** of the Application 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 within 14 days after service** of the Application.

If you do not do so, the Court may proceed in your absence and orders may be made **finally determining** this proceeding (including as to costs) without further warning.

For instructions on how to file a response to an application and how to obtain access to the file, visit <https://courtsa.courts.sa.gov.au/?g=node/482>.

Service

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

Accompanying Documents

Mark appropriate sections below with an 'x'

Accompanying service of this Application is a:

- ☐ A copy of the original decision/notice/judgment the subject of this application (**mandatory**)
- ☐ Supporting Affidavit
- ☐ Draft Order
- ☐ Draft Summons
- ☐ If other additional document(s) please list them below:

Note to Parties

Once stamped, you must provide a copy of the Court sealed 'Originating Application to the relevant authority/Respondent as soon as practicable.