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| <b>To be inserted by Court</b><br><br>Case Number:<br><br>Date Filed:<br><br>FDN: |
| <b>Hearing Date and Time:</b><br><br><b>Hearing Location:</b>                     |

## ORIGINATING APPLICATION – APPEAL AGAINST ADMINISTRATIVE DECISION – DEVELOPMENT

ENVIRONMENT, RESOURCES AND DEVELOPMENT COURT OF SOUTH AUSTRALIA  
CIVIL JURISDICTION

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) 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<br>If any | 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  |       |          |         |

Duplicate panel if multiple Respondents

|                  |  |       |          |         |
|------------------|--|-------|----------|---------|
| Interested Party | 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  |       |          |         |

Duplicate panel if multiple Interested Parties

**Appeal details**

The Applicant is:

- ☐ the applicant for the development authorisation  
☐ a representor/person entitled to be given notice  
☐ the relevant authority  
☐ other, please specify

The Applicant appeals to the Court against the decision/notice/judgment:

Summary of decision/notice/judgment in one sentence

This Appeal is brought under

Act and section or other particular provision

**Proposed Development subject of appeal**

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 appeal**

Grounds of appeal in separate numbered paragraphs

1.

**Facts, circumstances and other relevant matters**

Briefly set out any matters relevant to the appeal (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 Appeal 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 Appeal (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 Appeal' to the relevant authority/Respondent as soon as practicable.