

<p>To be inserted by Court</p> <p>Case Number:</p> <p>Date Filed:</p> <p>FDN:</p>
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DRAFT SUMMONS

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

Lodging Party	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		
Phone Details	Type - Number		

Duplicate panel if multiple Respondents

To the Respondent: WARNING

An application has been made by the Applicant seeking the following orders to be made by the Court:

Orders sought in separately numbered paragraphs

1.

The application is made on the following grounds:

Details of alleged obligation(s) and breach(es) in respect of which enforcement or compliance application is made in separately numbered paragraphs

1.

The facts on which the Applicant relies are set out in the affidavit of [full name] served with this Summons.

The Court will hear the application, or make orders for the hearing of the application, at a hearing.

If you wish to be heard or to oppose the making of any of these orders, you or your solicitor must file a Notice of Acting within 14 days after service of this Summons on you.

This Notice of Acting must be filed at a Registry of the Court. A list of the Registry addresses is available at <https://www.courts.sa.gov.au/going-to-court/court-locations/environment-resources-and-development-court>.

If you do not have a solicitor, you may attend personally at a Registry to do this or alternatively, you may send written correspondence (preferably by email) to the Registry enclosing a Notice of Acting (email address: erdcourt@courts.sa.gov.au).

If you do not file a Notice of Acting or do not appear at the hearing or on any day to which this matter is adjourned, the Court may proceed in your absence.

Notes to Applicant

- Set out in numbered paragraphs the orders that you are seeking from the Court and the grounds for your application.
- You should use plain English language.
- If a summons is issued, give the Respondent a copy of any originating application and any affidavit in support that you filed in the Court together with a copy of the order of the Court in which permission was granted to serve the summons.
- After giving the Respondent the summons and any accompanying documents, you must file an Affidavit of Proof of Service (Form 42) in the Court confirming that you have done so.