

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

## ORIGINATING APPLICATION

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.

First Applicant

First Respondent

First Interested Party

<b>Applicant</b>	<b>Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))</b>		
<b>Name of law firm / solicitor If any</b>	<b>Law Firm</b>	<b>Solicitor</b>	
<b>Address for service</b>	<b>Street Address (including unit or level number and name of property if required)</b>		
	<b>City/town/suburb</b>	<b>State</b>	<b>Postcode</b>
	<b>Country</b>		
	<b>Email address</b>		
<b>Phone Details</b>	<b>Type - Number</b>		

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		
Service	<input type="checkbox"/> Sheriff service requested for this Respondent If requested mark with an 'x'		

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		
Service	<input type="checkbox"/> Sheriff service requested for this Interested Party If requested mark with an 'x'		

Duplicate panel if multiple Interested Parties

**Application Details**

Mark appropriate sections below with an 'x'

Matter Type:

This Application is for a native title determination.

This Application is made under:

- section 63S of the Mining Act 1971  
 section 61 of the Opal Mining Act 1995  
 section 20 of the Land Acquisition Act 1969

The land subject to the negotiations is: *[identify the land]*.The other parties with whom negotiations have taken place are *[parties]*.The representative Aboriginal body for the area in which the land is situated is *[describe]*.

If applicable

*[Name(s) of other parties who have not been a party to the negotiations]* hold[s] an interest in the land as follows:  
*[details of the nature of the interest]*

The effect of the proposed operations on:

- (i) the enjoyment of native title rights and interests by the native title parties is *[describe]*;
- (ii) the way of life, culture and traditions of the native title parties is *[describe]*;
- (iii) the development of the social, cultural and economic interests of the native title parties is *[describe]*;

- (iv) the freedom of access by any of the native title parties to the land and their freedom to carry out rites, ceremonies or other activities of cultural significance on the land in accordance with their traditions is [*describe*];
- (v) any area or site on the land of particular significance to the native title parties in accordance with their traditions is [*describe*]; and
- (vi) the natural environment of the land is [*describe*].

The terms of the determination sought are

Set out the terms of the determination sought

Next three paragraphs only applicable if application made by a person other than a native title party

The interest that the applicant holds or has applied to hold in the land is [*describe*].

The general nature of the operations proposed to be carried out on the land or the purpose for which the land is to be acquired is [*describe*].

Notice of the negotiations, a copy of which is exhibited to the accompanying affidavit in support of this application, was given to [*set out to whom, when and how notice was given*].

Next two paragraphs only applicable if application made by a native title party

The nature of the rights conferred by the native title in the land held or claimed by the applicant and the basis on which the native title is held or claimed are [*details*].

If applicable

The Applicant requests the following non-monetary compensation [*details*].

## 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 this Application is a:

- Multilingual Notice (mandatory) (not filed)
- Supporting Affidavit (mandatory if application made by a person other than a native title party)
- Notice to Respondent Served Interstate (mandatory if address of the respondent or interested party to be served is interstate) (not filed)
- Notice to Respondent Served in New Zealand (mandatory if address of the party to be served is in New Zealand) (not filed)
- Notice to Respondent Served outside Australia (mandatory if address of the party to be served is outside Australia but not in New Zealand) (not filed)
- If other additional document(s) please list them below: