

To be inserted by Court

Case Number:

Date Filed:

FDN:

**AFFIDAVIT**

**Children and Young People (Safety) Act 2017**

YOUTH COURT OF SOUTH AUSTRALIA  
CARE AND PROTECTION JURISDICTION

**Please specify the FULL NAME of each party.  
Include a party number if more than one party of the same type. Add additional parties as required.**

Applicant

AND

Parent/Guardian 1

Parent/Guardian 2

Child 1 (DOB: .....)

Child 2 (DOB: .....)

Child 3 (DOB: .....)

Other Party

**Instructions:**

Set out text in separately numbered paragraphs. If the Affidavit relates to an Application, identify the Application and state the material facts relevant to the Application.

For boxes '[ ]', mark 'X' in the appropriate box.

**Filed by the [Party Title]**

|  |  |           |          |
|--|--|-----------|----------|
| Full Name  | Full Name  |           |          |
| Name of Law Firm and 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  |           |          |

**Deponent Details**

|            |  |       |          |
|------------|--|-------|----------|
| Deponent   | Full Name  |       |          |
| Address    | Street Address (including unit or level number and name of property if required) |       |          |
|            | City/town/suburb   | State | Postcode |
|            | Country  |       |          |
|            | Email address  |       |          |
| Occupation | Occupation   |       |          |

**Affidavit**

I [full name, address and occupation of deponent]

[ ] SWEAR ON OATH / [ ] DO TRULY AND SOLEMNLY AFFIRM THAT:

1.

Sworn/Affirmed Delete whichever is N/A

By the abovenamed deponent

at [*place*]

on [*date*]

.....  
Signature of deponent

before me .....  
Signature and title of attesting witness

.....  
Printed name and title of witness  
Stamp here if applicable

.....  
ID number of witness  
If applicable

### Instructions

- Each page of the Affidavit, including any exhibit(s), must be consecutively numbered starting with page 2. Please attach additional pages to the Affidavit as necessary.
- The Affidavit should be confined to facts and should not include submissions.
- The Affidavit should not reproduce material already contained in Affidavits or other material already filed in the matter. It should not exhibit documents already exhibited to Affidavits filed in the matter. In both cases it is sufficient to simply refer to such material or documents and the place where they may be found.
- An exhibit to an Affidavit must be clearly marked to identify it as the exhibit referred to in the Affidavit.
- A single 'front page' must be inserted in front of the exhibits.
- Each page of the Affidavit (but not any exhibit) must be signed by both the deponent and the witness.
- An Affidavit is to be sworn if it is made in this State in accordance with section 6 of the *Evidence Act 1929* or, if made elsewhere, in accordance with the law for the taking of oaths or the making of affirmations in that place.
- The deponent must swear or affirm the Affidavit before a person authorised by law to witness the swearing or affirming of Affidavits ('the witness'). Persons authorised to witness an Affidavit are:
  - (a) a Registrar or Deputy Registrar
  - (b) any other officer of the Court whom the Registrar has assigned for this purpose;
  - (c) a public notary;
  - (d) a commissioner for taking Affidavits;
  - (e) a justice of the peace for South Australia;
  - (f) any other person authorised by law to take Affidavits.
- The contents of an Affidavit cannot be altered after the Affidavit has been sworn or affirmed.
- The party serving an Affidavit must serve copies of all exhibits with the Affidavit.

### Service

This Affidavit must be served on all parties in accordance with the legislation and the Rules of Court.