

Form S1 Application for an Order of the Court (Surrogacy)

Form S1

To be inserted by Court Case Number: Date Filed: FDN:
Hearing Date and Time: Hearing Location: 75 Wright Street Adelaide

ORIGINATING APPLICATION FOR AN ORDER OF THE COURT (SURROGACY)

YOUTH COURT OF SOUTH AUSTRALIA
SURROGACY JURISDICTION

IN THE MATTER OF [*name[s] of child[ren]*]

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

First Intended Parent

Only displayed if applicable
Second Intended Parent

Surrogate Mother

Surrogate Mother				
Name	Full Name			
	Any other previous names (if applicable)			
Birth Details	Date of Birth			
	Place of Birth			
Occupation	Occupation			
Residential Address	Street Address (including unit or level number and name of property if required)			
	<table border="1"> <tr> <td>City/town/suburb</td> <td>State</td> <td>Postcode</td> <td>Country</td> </tr> </table>	City/town/suburb	State	Postcode
City/town/suburb	State	Postcode	Country	
Email Address	Email address			
Optional				

Child	
Name	Full Name (as at time of Application)
Date of Birth	Date of Birth
Gender	<input type="checkbox"/> Female <input type="checkbox"/> Male <input type="checkbox"/> Indeterminate Mark appropriate section with an 'x'
Place of Birth	Place of birth

Duplicate panel if multiple children

Application Details
<p>The Intended Parent or Intended Parents seek the following order/s: Mark each order sought with an 'X'.</p> <p><input type="checkbox"/> An order under section 18(1) of the <i>Surrogacy Act 2019</i> declaring:</p> <ol style="list-style-type: none"> 1. That the relationship between the child and intended parent or parents is as specified in the order; and 2. That the relationship between the child and the surrogate mother is as specified in the order; and 3. That the relationships of all other persons to the child are determined according to the operation and effect of the orders above. <p>This application is made:</p> <p>Mark one box below with an 'X'.</p> <p><input type="checkbox"/> Between 30 days and 12 months after the abovenamed child is born.</p> <p><input type="checkbox"/> For an order of the Court under section 18(2)(b) of the <i>Surrogacy Act 2019</i> for the application to be considered more than 12 months after the birth of the child.</p> <p><input type="checkbox"/> An order declaring the name of the child will be:</p> <p>SURNAME: [name] FIRST (AND SECOND) NAMES: [name]</p>

- An order to dispense with consent of the surrogate mother. Sections 18(5)(c) and 18(6) of the *Surrogacy Act 2019*.
- An order excusing failure to comply with a particular requirement of Part 3 of the Act (other than a prescribed requirement) Section 18(7) of the *Surrogacy Act 2019*.
- An order in in favour of one intended parent. Section 18(9) of the *Surrogacy Act 2019*.
- An order that the surrogate child is separately represented. Section 20 of the *Surrogacy Act 2019*.
- Any other order or a consequential or ancillary order as outlined below or provided for under the Act:
Please outline in separately numbered paragraphs:

- 1.
- 2.
- 3.

Does the Applicant know of the identity of any human reproductive material used in relation to the lawful surrogacy agreement? (Please note: N/A if the donor of the human reproductive material is the Surrogate Mother or an Intended Parent). Section 18(3) of the *Surrogacy Act 2019*.

- N/A.
- Known – The identity of the donor is [*identity of donor*].
- Unknown.

This Application is made on the grounds set out in the accompanying [*affidavit/affidavits*] sworn by
[*full name/full names*]
on the day of 20 .

Service

Mark appropriate section below with an 'x'

The party filing this document is required to serve it on all other parties at least 5 business days before the first hearing, in accordance with legislation and the Rules of Court.

- It is intended to serve this application on all other parties.
- It is not intended to serve this application on the following parties: [*list names*]

because [*reasons*]

Accompanying Documents

Mark appropriate sections below with an 'x'

Accompanying service of this application is a:

- Supporting Affidavit of Intended Parent/Parents (required)
- Supporting Affidavit of Surrogate Mother (required unless application is made under section 18(6) of the *Surrogacy Act 2019*)
- Copy of the Surrogacy Agreement (required if originating application is made under section 18(1) of the *Surrogacy Act 2019*)
- If other additional document(s) please list them below:

- 1.
- 2.
- 3.

.....
Signature of Applicant