

<p><b>To be inserted by Court</b></p> <p>Case Number:</p> <p>Date Filed:</p> <p>FDN:</p>
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<p><b>Hearing Date and Time:</b></p> <p><b>Hearing Location:</b></p>
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**ORIGINATING APPLICATION TO [VARY OR REVOKE CONDITION OF /DISCHARGE] [BOND/OBLIGATION]**  
*Sentencing Act 2017 s 103*

[SUPREME/DISTRICT/MAGISTRATES/YOUTH/ENVIRONMENT RESOURCES AND DEVELOPMENT] Select one  
 COURT OF SOUTH AUSTRALIA  
 CRIMINAL JURISDICTION

**[FULL NAME]**  
**Applicant**

v

**[FULL NAME]**  
**Respondent**

Applicant			
Authorising individual <small>If applicant is not an individual and not represented by a law firm/office</small>			
Name of law firm/office <small>If applicable</small>	Law firm/office	Responsible 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 (eg. home; work; mobile) – Number		
Applicant's References	Reference number - optional		Instant loss of licence number - optional

Provision for multiple

Respondent	Full Name (including Also Known as)		
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 (eg. Home; work; mobile) – Number		Another number (optional)

### Application details

This Application is for:

- a condition of [a *Bond/an Obligation*] select one in respect of the original [*Defendant/Youth*] [full name] to be
- varied.
  - revoked.
- the discharge of an entire [*Bond/Obligation*] select one in respect of the original [*Defendant/Youth*] [full name].

This Application is made under section [103(1)/103(8)] select one of the *Sentencing Act 2017*.

The **Applicant** seeks the following orders:

1. The following condition[s] of the [*Good Behaviour/Suspended Sentence*] select one [*Bond entered into*] *Obligation imposed by the Court*] select one be varied as follows:
- [Enter details of variation for each condition]
2. The following condition[s] of the [*Good Behaviour/Suspended Sentence*] select one [*Bond entered into*] [*Obligation imposed by the Court*] select one be revoked:
- [Enter condition(s)]
3. The [*Good Behaviour/Suspended Sentence*] [*Bond entered into*] [*Obligation imposed by the Court*] select one be discharged.
4. [other].

This Application is made on the grounds

- set out in the accompanying Affidavit sworn by [full name] on [date]. Must include if Application includes varying or revoking the conditions relating to firearms (e.g. guns) in s 96(2) of the *Sentencing Act 2017*

that

Enter grounds in numbered paragraphs

1.

Only complete if applicable otherwise delete

This Application is urgent on the grounds

- set out in the accompanying Affidavit sworn by [full name] on [date].

that

Enter grounds in numbered paragraphs

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 go to the hearing** 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 before the hearing date.

If you do not do so, the Court **may proceed in your absence** and orders may be made **finally determining** this application without further warning.

**To the original [*Defendant/Youth*] select one the subject of the [*Bond/Obligation*]: **WARNING****

You **must** go to the hearing or have a lawyer go for you to make submissions in [*support of/response to*] select one this Application.

If you are in custody, arrangements can be made for you to appear before the Court in person or via audiovisual link on the day of the hearing. You should inform the Court Registry whether you wish to appear in person or by audiovisual link.

### **Service**

The party filing this document is required to serve it on all other parties in line with the Rules of Court.

### **Accompanying Documents**

Accompanying this Application is a

- Supporting Affidavit optional
- If other additional document(s) please list them below: