

<p>To be inserted by Court</p> <p>Case Number:</p> <p>Date Filed:</p> <p>FDN:</p>
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<p>Hearing Date and Time:</p> <p>Hearing Location:</p>
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ORIGINATING APPLICATION - BAIL - VARY OR REVOKE BAIL

[SUPREME/DISTRICT/MAGISTRATES/YOUTH] Select one COURT OF SOUTH AUSTRALIA
SPECIAL STATUTORY JURISDICTION

[FULL NAME]
Applicant

[FULL NAME]
Respondent

Applicant	Full Name		
Name of law firm/solicitor If any	Law Firm	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	Another number (optional)	

Duplicate panel if multiple Respondents

Respondent	Full Name		
Address	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
Phone Details	Email address		
	Type (eg. Home; work; mobile) – Number		Another number (optional)

Application details

Introduction

Matter type: *[Enter matter type]*

The *[Applicant/Respondent]* *[name]*

- is charged with the *[offence/offences]* set out in the Information dated *[date]* in case number *[insert case number]* in *[insert name of Court]*.
- is charged with the *[offence/offences]* set out in the Police Bail Agreement dated *[date]*.
- has been convicted of the *[offence/offences]* being count *[number(s)]* set out in the Information dated *[date]*.

The *[Applicant/Respondent]* was granted bail on *[date]*.

- [name]* who is a Guarantor in respect of the Bail Agreement provision for multiple guarantors
- has not consented to this Application.
- consents to this Application as evidenced by *[set out evidence]* eg letter or email from Guarantor

Application

The Applicant applies to

- vary the conditions of the Bail Agreement
- to vary the bail address.
- for permission to travel.
- [other]*.
- revoke the Bail Agreement.

next line not displayed if application is to revoke the Bail Agreement or by prosecution

If the Application is granted, the applicant would prefer to sign the varied Bail Agreement at *[location]*.

Grounds of Application

next item displayed if application is to vary the bail address'

This Application is made on the grounds that:

1. The applicant wishes to live at *[address]* from *[date]*.
2. If applicable, the applicant's landlord at the new address would be *[name]*, whose telephone number is *[number]*.
3. The applicant is seeking to change address because *[reason(s)]*.

next item displayed if application is 'for permission to travel'

This Application is made on the grounds that:

1. The applicant wishes to travel *[within Australia/overseas]* between *[date]* and *[date]*.
2. The applicant proposes to travel to the following destinations:
location(s) and address(es) with corresponding dates in numbered paragraphs
 - a.
3. The applicant is seeking to travel because *[reason(s)]*.

next item displayed if application is 'other' variation of to 'revoke the Bail Agreement'

This Application is made on the grounds

set out in the accompanying affidavit sworn by [name] on [date].

that:
grounds in separately numbered paragraphs

1.

Next box displayed if application is to vary a bail address

Proposed Address for Bail

if applicable The Applicant is applying for home detention bail to the proposed address. home detention bail report requested

Would a report from [Department of Community Corrections/Department of Human Services, Youth Justice] as to suitability of the proposed address assist in this Application?

Yes

No

Proposed address: [address]

Phone number at proposed address: [number]

Contact person at proposed address: [name] who is [relationship to Applicant] and who can be contacted by telephone on [phone no] provision for multiple phone numbers

The property is

owned by the Applicant

housing trust

leased by the Applicant

owned by [full name] who can be contacted by telephone on [phone no] provision for multiple phone numbers

[other – details]

The current residents at the proposed address are

full names of residents in numbered paragraphs

1.

Are any of the current residents at the proposed address a co-accused of the Applicant or a witness who has provided a statement in relation to this matter?

Yes: [name] is a [co-accused of the Applicant/witness who has provided a statement in relation to this matter] provision for multiple

No

Are any firearms located at the proposed address?

Yes: [name] who can be contacted by telephone on [phone no] provision for multiple phone numbers is the registered owner of a firearm located at the proposed address. provision for multiple

No

Accompanying Documents

Accompanying this Application is a

Supporting Affidavit mandatory

Evidence of consent of Guarantor if applicable

If other additional document(s) please list them below:

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 attend the hearing**.

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.

Service

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

If the Application is made by a Defendant, the Application must be served on the prosecution and any Guarantors.

If the Application is made by the prosecution, the Application must be served on the Defendant and any Guarantors.