

<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 - FINES ENFORCEMENT - COMMUNITY SERVICE
ORDER AND OR APPROVED TREATMENT PROGRAM**

[MAGISTRATES/YOUTH] select one COURT OF SOUTH AUSTRALIA
SPECIAL STATUTORY JURISDICTION

[FULL NAME]
Applicant

[FULL NAME]
Respondent

Duplicate panel if multiple Applicants

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

Matter type: *[Enter matter type]*

This Application is for *[a Community Service Order/an order for the completion of an Approved Treatment Program]*

This Application is made under section 46(1) of the *Fines Enforcement and Debt Recovery Act 2017*.

The Applicant seeks the following orders:

Enter orders sought in separately numbered paragraphs.

1. That the *[debtor/alleged offender]* Select one
 - perform community service in relation to *[Enter penalty/ies]* *[Enter number(s)]*.
 - [and/or]* Select one be required to complete an approved treatment program.

This Application is made on the grounds:

- set out in the accompanying Affidavit sworn by *[name]* on *[date]*.
- 1. Adult only that the *[debtor/alleged offender]* Select one does not have, and is not likely within a reasonable time to have the means to satisfy a monetary amount without the *[debtor/alleged offender]* Select one or their dependants suffering hardship, as set out in the outline of the financial circumstances of the *[debtor/alleged offender]* Select one to this Application.
- 2. that the number of hours available for community service is *[Enter hours]*.
- 3. that the *[debtor/alleged offender]*'s Select one suitability for *[community service/approved treatment program]* Select one has been confirmed, as set out in the supporting document[s] attached.
- 4. Youth only That the *[debtor/alleged offender]* Select one was under the age of 18 when the offence was committed in respect of which the pecuniary sum was imposed.
- 5. *[Enter other grounds]*.

Penalty details

1. provision for multiple The *[debtor/alleged offender]* Select one was convicted of committing *[Enter offence]* on *[date]* and was issued penalty number *[Enter number]* with an amount due of *[\$[Enter amount]]*.
2. The *[debtor/alleged offender]* Select one is also liable to pay
 - a. *[\$[Enter amount]]* in Victims of Crime Levy.
 - b. *[\$[Enter amount]]* in Court costs.
 - c. *[\$[Enter amount]]* in compensation.
3. total amount is equal to the amounts above added together The total amount owed by the *[debtor/alleged offender]* Select one is *[\$[Enter amount]]*.
4. The total number of hours of community service currently ordered is *[Enter number]*.

Only complete if applicable otherwise delete

The Application is urgent because

Enter grounds in separately numbered paragraphs where more than one

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 attend the hearing; and
- you must file and serve on all parties a Response within 14 days of the service of the Application; 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 within 14 days after service of the Application.

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

For instructions on how to file a response to an application and how to obtain access to the file, visit <https://courtsa.courts.sa.gov.au/?g=node/482>

Service

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

Accompanying Documents

Accompanying this Application is a:

- Multilingual Notice mandatory
- Supporting Affidavit mandatory
- Notice to Respondent Served Interstate mandatory when address of party to be served is interstate
- Notice to Respondent Served in New Zealand mandatory when address of party to be served is in NZ
- Notice to Respondent Served outside Australia mandatory when address of party to be served is overseas & not in NZ
- If other additional document(s) please list below: