**ORIGINATING APPLICATION – LICENCE DISQUALIFICATION (END)**

**Road Traffic Act s 172**

[*MAGISTRATES/YOUTH*] **select one** COURT OF SOUTH AUSTRALIA

SPECIAL STATUTORY JURISDICTION

CASE NO: ……………………..

**……………………………………………………………………………………………………………Full name**

**Applicant**

**COMMISSIONER OF POLICE**

**Respondent**

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| 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)** | |

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| Respondent | Commissioner of Police | | | | |
| **Full Name** | | | | |
| 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)** | |

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| **Application Details**  **Mark appropriate sections below with an ‘x’**  Matter type:………………………………………………………..  This Application is for an order to remove the disqualification of the Applicant’s licence until further order.  This Application is made under section 172of the Road Traffic Act 1961*.*  [YOUTH] In the case of a youth, this application is made under section 28(2) of the Young Offenders Act 1993.  The Applicant’s licence was disqualified until further order on ……………………………. **date at least 3 months before Application**  **Orders sought**  **Orders sought in addition to, or in place of, the orders made in separate numbered paragraphs**  [ ] 1. The disqualification of the Applicant’s licence be removed from ……………………………. **date**  [ ] 2. …………………………………………………………………………………………………………**other**  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. 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  **If applicable**  The Application is urgent because  **grounds in separately numbered paragraphs where more than one**   1. 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  **Particulars of Order of Disqualification**   |  |  | | --- | --- | | Date of Order | …………………………………………. | | **date** | | Date of the commencement of the Order | ………………………………………….. | | **date** | | File Number | ………………………… | | **number** |   **If applicable**  **Hearing**  The Applicant requests that the Hearing be by written submissions only, because  **reasons in separate numbered paragraphs**   1. 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| **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 * 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 within14 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 obtain access to the file, visit https://courtsa.courts.sa.gov.au/?g=node/482.  **To the Applicant: WARNING**  If you drive whilst being disqualified you may be [*imprisoned/detained*] pursuant to section 91(5) of the *Motor Vehicles Act* 1959. |

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

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| **Accompanying Documents**  **Mark appropriate sections below with an ‘x’**  Accompanying this Application is a:  [ ] Multilingual Notice **mandatory**  [ ] Supporting Affidavit **mandatory**  [ ] Copy of Order disqualifying Applicant’s licence**mandatory**  [ ] If other additional document(s) please list below:  ………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………………… |