

<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 – PAEDOPHILE RESTRAINING ORDER

MAGISTRATES 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)	

Respondent	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)

Application Details

Matter type: *[Enter matter type]*

This Application is for a Paedophile Restraining Order.

This Application is made under section 99AA of the *Criminal Procedure Act 1921*.

The Applicant seeks an order restraining the Respondent from:

- 1. loitering near children
 - at or in the vicinity of *[[Enter specified place or class of places]/[Enter specified circumstances]]*.
 - in any circumstances.
- 2. using the *[Enter internet/internet in a specified manner]*.
- 3. owning, possessing or using a computer or other device that is capable of being used to gain access to the internet.
- 4. *[Enter other orders]*.

This Application is made on the grounds:

- set out in the accompanying Affidavit sworn by *[name]* on *[date]*.
- 1. that the Respondent
 - is required to comply with the reporting obligations imposed by Part 3 of *Child Sex Offenders Registration Act 2006*.
 - has been found loitering near children on at least 2 occasions and there is reason to think that the Respondent may, unless restrained, again to loiter.
 - has been found using the internet to communicate with children or persons whom the Respondent believed to be children, other than children or persons with whom the Respondent has some good reason to communicate, on at least 2 occasions and there is reason to think that the Respondent may, unless restrained, again so use the internet.
- 2. the making of the order is appropriate in the circumstances.

Only complete if applicable otherwise delete

The Application is urgent because

Enter grounds in separately numbered paragraphs where more than one

1.

To the Respondent: 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 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 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: