

<p><b>To be inserted by Court</b></p> <p>Case Number:</p> <p>Date Filed:</p> <p>FDN:</p>
--

<p><b>Hearing Date and Time:</b></p> <p><b>Hearing Location:</b></p>
--

## ORIGINATING APPLICATION AND NOTICE – POLICE ISSUED INTERIM INTERVENTION ORDER

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

Case Number:  
Order Identifier:

**COMMISSONER OF POLICE**  
**Applicant**

[FULL NAME]  
**Respondent**

Applicant	Commissioner of Police		
Name of officer issuing interim order	Name		
Issuing officer details	Rank/position	Number/identifier	
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)	

Order Identifier	Order Identifier – Number
------------------	---------------------------

Respondent (person against whom interim order made and final order sought)	<b>Full Name</b>			
Address	<b>Street Address (including unit or level number and name of property if required)</b>			
	City/town/suburb	State	Postcode	Country
	Email address			
Other Address at which Respondent may be found optional	<b>Street Address (including unit or level number and name of property if required)</b>			
	City/town/suburb	State	Postcode	Country
	Email address			
Phone Details	Type (eg. home; work; mobile) – Number			
Date of birth and driver's licence number	Date of birth		Driver's Licence number	
	Gender			

## Provision for multiple

Interested Party	<b>Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))</b>			
Address	<b>Street Address (including unit or level number and name of property if required)</b>			
	City/town/suburb	State	Postcode	Country
	Email address			
Phone Details	Type (eg. home; work; mobile) – Number			

## Duplicate panel if multiple protected persons

<b>Protected Person [1] Details</b>	
Protected Person	<b>Full Name (including Also Known as (if applicable))</b>
Gender	<b>Gender</b>
Relationship to the Respondent	<input type="checkbox"/> Partner/spouse <input type="checkbox"/> Child <input type="checkbox"/> Step-child <input type="checkbox"/> Parent <input type="checkbox"/> Step-parent <input type="checkbox"/> Sibling <input type="checkbox"/> Relative <input type="checkbox"/> Neighbour <input type="checkbox"/> Other – Please specify:

**Application and Notice Details**

The Applicant gives notice of the making of an Interim Intervention Order issued by the Issuing Officer named above against the Respondent on [date] pursuant to section 18(1) of the *Intervention Orders (Prevention of Abuse) Act 2009*, in the terms listed in the box entitled 'Interim Intervention Order Terms' below.

This Application is for a Final Intervention Order to be issued against the Respondent for the protection of [protected person(s)]

This Application is made under section 18(5) of the *Intervention Orders (Prevention of Abuse) Act 2009*.

The Applicant seeks the following orders:

Orders sought in separately numbered paragraphs.

1. An Intervention Order in the terms set out below.
2. A Problem Gambling Order.
3. A Problem Gambling Attachment Order.
4. A Tenancy Order.

Next box only to appear if the party is seeking a tenancy order

Tenancy details			
Address for service	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
	Email address		
Term of Lease	Term		
The present tenant[s]	Full Name (including Also Known as (if applicable))		
The proposed tenant	Full Name (including Also Known as (if applicable))		
Present rent	\$	Amount per fortnight	
Bond	\$	Amount	
[Landlord/Agent] details	Full Name (including Also Known as (if applicable))		
Phone Details	Type - Number		
Email	Email address		

Next box only to appear if the answer to question 3 in the above box is 'yes'

Duplicate panel if multiple affected children

Details of any child[ren] who will not be protected persons but who may be affected by the order		
Affected child	Full name	Age in years

### Police-Issued Interim Intervention Order Details

The Respondent was served with the order on *[date and time]* by *[name]* *[ID Number]* and summoned to appear before the Court at the time and place set out at the top of this document.

AP Number: *[number]*

Does the order address a domestic violence concern?

- Yes  
 No

The order was issued on the grounds that it is reasonable to suspect the Respondent will, without intervention, commit an act of abuse against the protected person[s] and the issuing of the order is appropriate in the circumstances.

The factual matters comprising the grounds for issuing the order are contained in the Statement of Factual Matters filed at the same time as this Originating Application and Notice - Police Issued Intervention Order.

### Interim Intervention Order Terms

#### General

1. The Respondent must not assault, threaten, harass or intimidate the protected person[s].
2. The Respondent must not damage or interfere with the premises where the protected person[s] stay[s], reside[s] or work[s].
3. The Respondent must not damage or take possession of personal property belonging to the protected person[s] and the following specified property: *[personal property]*.
4. The Respondent must not be in possession of the following weapon[s] or article[s]: *[weapon/article]*.

#### Firearms

5. default selected Any firearm (e.g. guns), ammunition or part of a firearm in the possession of the Respondent and any licence or permit held by the Respondent authorising possession of a firearm, ammunition or part of a firearm must be surrendered (handed in) immediately to the Registrar of Firearms.
6. default selected For so long as this Order remains in force, any licence or permit held by the Respondent authorising possession of a firearm (e.g. guns), ammunition or part of a firearm is suspended and the Respondent is disqualified from holding or obtaining a licence or permit authorising possession of a firearm, ammunition or part of a firearm. The Respondent is prohibited from possessing a firearm, ammunition or part of a firearm in the course of his or her employment.

#### Contact

7. The Respondent must not contact or communicate with the protected person[s] either directly or in any way (including telephone, SMS messages, in writing, email or any other social media etc)

**BUT contact is permitted:**

- a. at any court or tribunal hearing where the Respondent is a party to the proceeding or a witness;
- b. through a solicitor or a police officer;
- c. in accordance with an order of a court exercising jurisdiction under the *Family Law Act 1975*
- d. at a family dispute resolution conference or family counselling under the *Family Law Act 1975*, a family conference under the *Young Offenders Act 1993*, a family group conference convened under section 22 of the *Children and Young People (Safety) Act 2017* or at a mediation;
- e. in accordance with a Parenting Plan under section 63C of the *Family Law Act 1975* consented to by the protected person after this Order;
- f. by SMS [*and email*] [*and other means of communication*] to facilitate access to child[ren] and to exchange information as to their welfare;
- g. [*other*].

- 8. The Respondent must vacate the premises at [*address*] forthwith upon service of this Order and not return to those premises unless this term is varied or removed by the Court.
- 9. The Respondent is permitted to attend at the protected person[s] residence once in the presence of and at a time organised by a police officer to collect personal property not affected by this Order.
- 10. The Respondent must not publish on the internet or by any electronic means any material about the protected person[s].

#### Vicinity

- 11. The Respondent must not follow or keep the protected person[s] under surveillance including tracking by GPS or otherwise.
- 12. The Respondent must not go or stay within [*number*] metres of the protected person[s] unless permitted by other conditions of this Order.
- 13. The Respondent must not go or stay within [*number*] metres of any boundary of where the protected person[s] stay[s], reside[s] or work[s].
- 14. The Respondent must not go or stay within [*number*] metres of the boundary of the following location[s]: [*address*] provision for multiple
- 15. The Respondent must not go or stay within [*number*] metres of the boundary of any education or care facility attended by the protected person[s] including specifically the following: [*address*] provision for multiple

#### Other conditions

- 16. The Subject must not cause, allow or encourage another person to do anything forbidden by this Order.
- 17. only available if jurisdiction 'Magistrates Court' The Subject must contact the Intervention Program Manager at 8204 8815 within 2 business days and make and attend an appointment for assessment, and if assessed as suitable undertake any intervention program as ordered by the Court.
- 18. The Subject must surrender [*description of weapons or articles*] to [*person or authority*] by [*date*].
- 19. The Subject must return [*description of personal property*] to [*name of protected person*] by [*date*].
- 20. The Subject must allow [*name of protected person*] to [*recover/have access to/make use of*] [*description of personal property*] and allow the person to be accompanied by [*a police officer/other specified person*] while doing so.
- 21. provision for multiple [*other conditions*]

## Accompanying Documents

Accompanying this Application is a:

Next four options to appear if the answer to questions 4, 5, 6 or 7 above is 'yes'.

Attach any orders, agreements, contact determinations or other documents that may be relevant between a person or persons proposed to be protected by the order and the Respondent.

- provision for multiple Order under the *Family Law Act 1975 (Cth)* [*description of attached document*] if available
- provision for multiple [*Order/Agreement/Contact Determination*] under the *Children Young People (Safety) Act 2017* [*description of attached document*] if available
- provision for multiple [*Order/Agreement*] under the *Domestic Partners Property Act 1996*
- provision for multiple [*description of any other attached document*]