

To be inserted by Court

Case Number:

Date Filed:

FDN:

## ORIGINATING APPLICATION EX PARTE - TERRORISM POLICE POWERS ACT - SPECIAL POWERS AUTHORISATION OR SPECIAL AREA DECLARATION CONFIRMATION

[*SUPREME/DISTRICT*] select one COURT OF SOUTH AUSTRALIA  
SPECIAL STATUTORY JURISDICTION

[*FULL NAME*]  
Applicant

Applicant	[ <i>Commissioner/Deputy Commissioner/Assistant Commissioner</i> ] <small>select one</small> of Police		
Name of law firm/solicitor <small>If any</small>	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)

### Application Details

Matter type: [*Enter matter type*]This Application is for confirmation of a [*Special Powers Authorisation/Special Area Declaration*]. select oneThis Application is made under sections [*3/13*] select one and 19 of the *Terrorism (Police Powers) Act 2005*.

The Applicant seeks the following orders:

Enter orders sought in separately numbered paragraphs

1.

This Application is made on the grounds

 set out in the accompanying Affidavit sworn by [*full name*] on [*date*]. thatEnter grounds in separately numbered paragraphs

1.

Only complete if applicable otherwise delete

There were circumstances of urgency making it appropriate for the Special Powers Authorisation to be issued before confirmation on the grounds set out in the accompanying Affidavit sworn by [name] on [date].

Must complete if selected above **Special Powers Application**

The Applicant:

1. [proposes to issue/has issued] complete one a Special Powers Authorisation under section 3 of the *Terrorism (Police Powers) Act 2005*.
2. believes that:
  - a terrorist act is imminent, whether in or outside this State and the exercise of powers under the Act will substantially assist in the prevention of the terrorist act on the following grounds:
    - o [Enter grounds on which the beliefs are held].
  - a terrorist act is being or has been committed, whether in or outside this State and the exercise of powers under the Act will substantially assist in the investigation of the terrorist act on the following grounds:
    - [Enter grounds on which the beliefs are held].
3. was satisfied that it was necessary to issue the authorisation without confirmation because of the urgency of the circumstances, namely:
  - [Enter grounds of urgency].
4. applies for confirmation that there [are/were] select one proper grounds for issuing the special powers authorisation under section 3 of the *Terrorism (Police Powers) Act 2005*.

Must complete if selected above **Special Area Application**

The Applicant:

1. proposes to issue a Special Area Declaration under section 13 of the *Terrorism (Police Powers) Act 2005*;
2. is satisfied that the Special Area Declaration is required because of the nature of the subject site or area and the risk of occurrence of a terrorist act on the following grounds:
  - [Enter grounds on which satisfaction is held].

### Accompanying Documents

Accompanying this Application is a:

- Draft order mandatory
- Supporting Affidavit mandatory
- If other additional document(s) please list below:

### Retention of Documents

The Applicant proposes that the Court retain this Application and the associated documents for [Enter period] and then:

- return the documents to the Applicant
- destroy the documents