

To be inserted by Court

Case Number:

Date Filed:

FDN:

Hearing Date and Time:

Hearing Location:

**ORDER AND SUMMONS – FINES ENFORCEMENT ORDER AND SUMMONS
(SHOW CAUSE)**

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

[FULL NAME]
Applicant

[FULL NAME]
Respondent

Introduction

Hearing

Hearing Location: [suburb]

[Hearing date]

[Presiding Officer]

Appearances

[Applicant Appearance Information]

Remarks

The Court is satisfied that

- (a) it appears from evidence given on oath on [date] that the Respondent has failed to comply with the [Community Service Order/Approved Treatment Order] by way of the breaches alleged in the Application for Enforcement dated [date].
- (b) a Summons should be issued under section 47(4)(a) of the *Fines Enforcement and Debt Recovery Act 2017*.

Order

Date of Order: *[date]*

Terms of Order

It is ordered that:

Orders in separately numbered paragraphs.

- 1. The Respondent appear before the Court at the time and place shown above to show cause why a warrant of commitment should not be issued against them for the default.
- 2. *[other orders]*.

To the Respondent: WARNING

You are summoned to attend before the Court at the date and time set out at the top of this document to show cause why a warrant of commitment should not be issued against the person for the default.

The Court will hear the Application, or make orders for the hearing of the Application, at the hearing.

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 this order and summons.

If you do not appear at the hearing or on any day to which this matter is adjourned:

- the Court may issue a **warrant for your arrest**.
- you may be in contempt of court and liable to **imprisonment and/or a fine** or other punishment.
- the Court may proceed in your absence and orders may be made against you **finally determining** this proceeding without further warning.

Accompanying Documents

Accompanying this Interim Order and Summons is a:

- Multilingual Notice mandatory
- Originating Application and 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 applicable *[identify additional documents]*

Authentication

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Signature of Court Officer
[title and name]