

<p>To be inserted by Court</p> <p>Case Number:</p> <p>Date Filed:</p> <p>FDN:</p>
<p>Hearing Date and Time:</p> <p>Hearing Location:</p>

ORIGINATING APPLICATION

SUPREME COURT OF SOUTH AUSTRALIA
 CIVIL JURISDICTION
 [NAME OF LIST] LIST If applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.

First Applicant

First Respondent

First Interested Party

Applicant	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))		
Name of law firm / solicitor <small>If any</small>	Law Firm	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 - Number		

Duplicate panel if multiple Applicants

Respondent	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))			
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 - Number			
Service	[.....] Sheriff service requested for this Respondent If requested mark with an 'x'			

Duplicate panel if multiple Respondents

Interested Party	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))			
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 - Number			
Service	[.....] Sheriff service requested for this Interested Party If requested mark with an 'x'			

Duplicate panel if multiple Interested Parties

Application Details

Mark appropriate sections below with an 'x'

Matter Type:

This Application is by a party to an arbitration agreement for enforcement of an award made by [name] dated [date].

This Application is made under:

[.....] section 8(2) of the International Arbitration Act 1974 (Cth) to enforce a foreign award.

[.....] article 35 of the Model Law under the International Arbitration Act 1974 (Cth) to enforce an award.

[.....] section 35(2) of the International Arbitration Act 1974 (Cth) to enforce an investment convention award.

[.....] section 35 of the Commercial Arbitration Act 2011 (SA) to enforce an award.

The Applicant seeks the following orders:

1. An order enforcing the award by:

Detail how award is sought to be enforced

2. [Any other orders sought]

This Application is made on the grounds set out in the accompanying affidavit sworn by [name] on [date].

The Affidavit must state the extent to which the arbitral award has not been complied with at the date this application is made and the usual or last known place of residence or business of the person against whom it is sought to enforce the award or, if the person is a company, the last known registered office of the company.

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
- you **must file and serve on all parties a Response within 14 days after service** of the Application 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 (including as to costs) without further warning.

For instructions on how to file a response to an application and how to obtain access to the file, visit <https://courtsa.courts.sa.gov.au/?g=node/482>.

Service

If applicable

The Court ordered that the time for serving this application be abridged to [date].

Mark appropriate section below with an 'x'

[.....] It is intended to serve this Application on all parties.

[.....] It is not intended to serve this Application on the following parties:
[provide names]

[.....] It is not intended to serve this Application on any party.

Accompanying Documents

Mark appropriate sections below with an 'x'

Accompanying service of this Application is a:

[.....] Multilingual Notice (mandatory)

[.....] The documents referred to in:

[.....] section 9 of the International Arbitration Act 1974 (Cth) (if application to enforce a foreign award) (must be filed and served)

[.....] article 35(2) of the Model Law under the International Arbitration Act 1974 (Cth) to enforce an award (if application to enforce a model award) (must be filed and served)

[.....] section 35 of the Commercial Arbitration Act 2011 (SA) (if application to enforce a domestic award) (must be filed and served)

[.....] Supporting Affidavit (mandatory) (must be filed and served)

[.....] Notice to Respondent Served Interstate (mandatory if address of the respondent or interested party to be served is interstate)

[.....] Notice to Respondent Served in New Zealand (mandatory if address of the party to be served is in New Zealand)

[.....] Notice to Respondent Served outside Australia (mandatory if address of the party to be served is outside Australia but not in New Zealand)

[.....] If other additional document(s) please list them below:

Note to Parties

There are usually cost penalties for making an unsuccessful application or resisting a successful application.