

<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>

INTERLOCUTORY 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

Lodging Party	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

Application Details
Mark appropriate sections below with an 'x'

This Application is for referral of the dispute the subject of this proceeding to arbitration.

This Application is made under
 section 7 of the International Arbitration Act 1974 (Cth).
 section 8 of the Model Law under the International Arbitration Act 1974 (Cth).
 section 8 of the Commercial Arbitration Act 2011.

The abovenamed party seeks the following orders:

1. An order under section 7 of the International Arbitration Act 1974 (Cth) to stay [*the whole/part – if part identify which part*] of this proceeding and referral of the parties to arbitration.
- An order under section 8 of the [*Model Law under the International Arbitration Act 1974(Cth) / Commercial Arbitration Act 2011*] for referral of the parties to arbitration.

2. [] [any other orders sought]
1.

This Application is made on the grounds set out in the accompanying affidavit sworn by [name] on [date]. The affidavit must exhibit the arbitration agreement.

If applicable

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

To the 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
- 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 at least 2 days before the hearing date unless ordered otherwise.

If you do not do so, **orders may be made against you** without further warning including orders as to costs.

Service

Mark appropriate section below with an 'x'

If applicable

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

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

[] It is not intended to serve this Application on the following parties: [name(s)]

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

Note to parties

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