Form P08

APPLICATION To Withdraw

### About this form

* This is the approved form to withdraw an application (or a specified part of an application) to the South Australian Employment Tribunal.
* This form may be completed electronically and lodged as an email attachment (not a scan). A signature is not required.

# Case details

|  |  |  |
| --- | --- | --- |
| SAET Case number |  | Name of Party requesting withdrawal |
|  |  |  |
| Names of parties to this case (as per SAET correspondence) |
|  |

# Withdrawal notice

With the exception of applications under s106 of the *Fair Work Act 1994*, and actions for the recovery of compensation under s66 of the *Return to Work Act 2014*, if a proceeding has been set down for hearing, a party may only withdraw that proceeding with the consent of all other parties or with the permission of SAET.

With respect to an application under s106 of the *Fair Work Act 1994*, an applicant may file an Application to Withdraw at any time but will be subject to any costs orders SAET may make under s110(2) of that Act.

With respect to an action for recovery of compensation under s66 of the *Return to Work Act 2014*, an applicant who files an Application to Withdraw may be subject to an adverse costs order if a respondent seeks an order for costs.

**Take notice** that the applicant withdraws its application:

|  |
| --- |
| [ ]  Wholly |
| [ ]  In part - Specify which part of the application, or which orders you no longer seek: |
|  |  |

# Supporting attachments

Provide a brief description of any attachments supporting this form.

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LODGING YOUR COMPLETED FORM

The person lodging this form must send a copy to all other parties to the case.

|  |  |  |
| --- | --- | --- |
| Name of person lodging the application |  | Date |
|  |  |  |

To lodge your completed form and any supporting attachments:

1. **Save the form and any supporting attachments to your computer** (Note – SAET does not require a signed version so there is no need to print and scan)
2. **Lodge the form and any supporting attachments:**
	* **Online** at[www.saet.sa.gov.au/existingcase](http://www.saet.sa.gov.au/existingcase) (preferred); or
	* **By email** to saet@sa.gov.au