



Government
of South Australia

DISCHARGE AND RELEASE

IN CONSIDERATION of the payment set out in the schedule made to me or on my behalf by the Attorney-General for the State of South Australia in full satisfaction and discharge of all actions, proceedings, claims, demands, costs and expenses, which I, the claimant described in the schedule or any person claiming through or under me may now have or may hereafter have against the State of South Australia as described in the schedule ("the State") in respect of or arising directly or indirectly out of or in any way connected with the incident described in the schedule, **I HEREBY RELEASE AND DISCHARGE** the State from all actions, proceedings, claim, demands, costs and expenses in respect of or arising directly or indirectly out of or in any way connected with the incident, whether known or anticipated or not, **AND I HEREBY AGREE:**

- a) to indemnify and hold harmless the State against all actions, proceedings, claims, demands, costs and expenses in respect of or arising directly or indirectly out of or in any way connected with the incident.
- b) the State may plead this discharge and release in bar absolute to all actions, proceedings, claims, demands, costs and expenses in respect of or arising directly or indirectly out of or in any way connected with the incident.
- c) that the payment made by the State is made with a denial of liability and is not to be used in any way as an admission.

d) that in the event I receive compensation or damages from some person or entity other than the State in respect of or arising directly or indirectly out of or in any way connected with the Incident the State shall be entitled to recover as a debt from me such compensation or damages received by me up to the amount of the payment set out in the schedule (less legal costs and disbursements).

SCHEDULE

CLAIMANT:

ADDRESS:

PAYMENT:

Ex gratia payment by the Attorney-General under the *Victims of Crime Act, 2001* in the sum of \$..... less any amount owing to Medicare Australia and/or Centrelink plus legal costs and disbursements of \$.....

STATE OF SOUTH AUSTRALIA ("the State"):

The Crown in right of The State of South Australia, the Attorney-General, all Ministers, all officers of the Crown, all persons appointed to public office under Statute, all departments, instrumentalities and agencies of the Crown, including any statutory corporations or any public corporations within the meaning of the *Public Corporations Act, 1993* as amended; including any servants, employees or agents of the Crown, the Attorney-General or of any such Minister, officer, person, department, instrumentality, agency or public corporation.

INCIDENT:

Alleged physical, verbal and sexual assaults and abuse and any other loss, damage, injury and/or neglect suffered by the claimant at any time while formally or informally under the care of the State.

DATED this

day of

20

Signature of Claimant:

Signature of Witness:

Name of Witness:

Address of Witness:

.....

Occupation of Witness:

DRAFT