

<p>To be inserted by Court</p> <p>Case Number:</p> <p>Date Filed:</p> <p>FDN:</p>
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WARRANT OF APPREHENSION OF [DEFENDANT/YOUTH]

[SUPREME/DISTRICT/MAGISTRATES/YOUTH/ENVIRONMENT RESOURCES AND DEVELOPMENT] Select one
 COURT OF SOUTH AUSTRALIA
 CRIMINAL JURISDICTION

[FULL NAME]
 Informant/R

v

[FULL NAME]
 Defendant/Youth

Only 1 of next 2 boxes displayed as applicable

Person subject to warrant			
Defendant/Youth	Full Name		
Address	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
Email address			
Date of Birth and Licence number	Date of Birth	Driver's Licence No	
Phone Details	Type (eg. home; work; mobile) – Number		Another number

Body corporate representative subject of warrant			
Defendant body corporate	Full Name		
Representative	Full Name		
Address	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
	Email address		
Date of Birth and Licence number	Date of Birth	Driver's Licence No	
Phone Details	Type (eg. home; work; mobile) – Number	Another number	

Next box displayed if *Bail Act 1985* sections 6(4) or 18(1) applies

To the Commissioner of Police for the State of South Australia and each member of the Police Force for the State of South Australia

Introduction

The Person the subject of this warrant entered into a bail agreement on [date] in respect of [offence/offences] charged on an Information dated [date].

The Court is satisfied that:

- (a) it appears that the Subject has contravened or failed to comply with a term or condition of the bail agreement.
- (b) a warrant should issue under section 6(4) or 18(1) of the *Bail Act 1985*.

Warrant

YOU ARE DIRECTED to arrest the Subject and, subject to any endorsement below, bring that person as soon as practicable before the Court to be further dealt with according to law.

Next box displayed if *Bail Act 1985* section 19A applies

To the Commissioner of Police for the State of South Australia and each member of the Police Force for the State of South Australia

Introduction

The Person the subject of this warrant has been charged with a serious and organised crime offence within the meaning under the *Criminal Law Consolidation Act 1935*.

The Court is satisfied that:

- (a) the Subject was not, at the time of the alleged offence, a child;
- (b) the grant of bail to the Subject is likely to cause a potential witness, or other person connected with proceedings for the alleged offence, to reasonably fear for their safety;
- (c) a warrant should be issued pursuant to section 19A of the *Bail Act 1985*.

Warrant

YOU ARE DIRECTED to arrest the Subject and, subject to any endorsement below, bring that person as soon as practicable before the Court to be further dealt with according to law.

Next box displayed if *Criminal Procedure Act 1921* section 58, 104(b)(i) or 113(1)(b)(ii) applies

To the Commissioner of Police for the State of South Australia and each member of the Police Force for the State of South Australia

Introduction

An Information dated [date] has been laid charging the Person the subject of this warrant with the [offence/offences] described therein.

The Court is satisfied that:

- (a) displayed if section 104(b)(i) selected above the allegations on Information were substantiated [on oath/by affirmation] on [date]; mandatory if under section 104(b)(i), optional under section 58
- (a) displayed if section 113(b)(ii) selected above the Subject has failed to appear at a hearing on the Information being the answer charge hearing and has not returned a written plea of guilty
- (a) next 2 options available if section 58 selected above
 - the allegations on Information were substantiated [on oath/by affirmation] on [date].
 - the Subject has failed to appear in obedience to a summons that was served a reasonable time before the time appointed for the hearing.
- (b) a warrant should issue under section [58/104(b)(i)/113(b)(ii)] displayed based on selection at start of form Of the *Criminal Procedure Act 1921*.

Warrant

YOU ARE DIRECTED to arrest the Subject and, subject to any endorsement below, bring that person as soon as practicable before the Court to answer the [charge/charges] and to be further dealt with according to law.

Next box displayed if *Sentencing Act 2017* section 21(4) for personal defendant/youth applies

To the Commissioner of Police for the State of South Australia and each member of the Police Force for the State of South Australia

Introduction

The Court is satisfied that:

- (a) it is necessary to arrest the Person the subject of this warrant and bring them before the Court to ensure compliance with section 21 of the *Sentencing Act 2017* in relation to sentencing proceedings for the [offence/offences] described in the Information dated [date];
- (b) a warrant should issue under section 21(4) of the *Sentencing Act 2017*.

Warrant

YOU ARE DIRECTED to arrest the Subject and, subject to any endorsement below, bring that person as soon as practicable before the Court to be further dealt with according to law.

Next box displayed if *Sentencing Act 2017* section 21(4) for representative of corporate defendant applies

To the Commissioner of Police for the State of South Australia and each member of the Police Force for the State of South Australia

Introduction

The Court is satisfied that:

- (a) it is necessary to arrest the Person the subject of this warrant, being a representative of the Defendant Body Corporate, and bring that person before the Court to ensure compliance with section 21 of the *Sentencing*

Act 2017 in relation to sentencing proceedings for the [offence/offences] described in the Information dated [date];

(b) a warrant should issue under section 21(4) of the *Sentencing Act 2017*.

Warrant

YOU ARE DIRECTED to arrest the representative of the Subject and, subject to any endorsement below, bring that person as soon as practicable before the Court to be further dealt with according to law.

Next box displayed if 'Other' applies

To the Commissioner of Police for the State of South Australia and each member of the Police Force for the State of South Australia

Introduction

The Court is satisfied that:

- (a) [list jurisdictional facts and criteria] provision for multiple
- (b) a warrant should issue under [section/regulation number] of the [Act or Regulations].

Warrant

YOU ARE DIRECTED to arrest the Person the subject of this warrant and, subject to any endorsement below, bring that person as soon as practicable before the Court to be further dealt with according to law.

Next box only displayed if applicable

Endorsement

Pursuant to section 5(2) of the *Bail Act 1985*, the Court orders that following arrest

- [person or class of persons] [is/are] [authorised/required] to release the Subject on bail.
- the Subject may be released on bail at the discretion of a member of the police force who is of, or above, the rank of Sergeant, or who is the responsible officer for a police station.
- the Subject may not be released on bail.

.....
Signature of Court Officer
[title and name]