**WARRANT OF APPREHENSION – FINES ENFORCEMENT DEBT RECOVERY ACT**

[*MAGISTRATES/YOUTH*] **select one** COURT OF SOUTH AUSTRALIA

SPECIAL STATUTORY JURISDICTION

**[*FULL NAME*]**

**Applicant**

**[*FULL NAME*]**

**Respondent**

|  |  |  |
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| **Lodging party** |  |  |
|  | **Party title** | **Full Name of party** |
| Name of law firm/office |  |  |
| **If applicable** | **Law firm/office** | **Responsible Solicitor** |
| Name of authorised officer |  | |
| **If body corporate and no law firm/office** | **Full Name** | |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Person subject to warrant** | | | | | |
| Respondent |  | | | | |
| **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** | |

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| **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 Application has been brought to enforce the terms of the [*Community Service Order/Approved Treatment Order*] imposed by [*name of Judicial Officer*] on [*date*] on the grounds the Respondent (‘the Subject’) has breached the terms in the manner described therein.  The Court is satisfied:   * (a) from information given on [*oath/affirmation*] on [*date*] that the Subject has failed to comply with a condition of the [C*ommunity Service Order/Approved Treatment Order*] by way of the breaches alleged in the Application dated [*date*]. **section 47(4)(b) of the *Fines Enforcement Debt Recovery Act 2017*** * (b) that the Subject has failed to appear before the Court as required by the Summons issued under section [*[115(3)(a)/116(1)(b)]* *of the Sentencing Act 2017*] [*47(4)(a) of the Fines Enforcement and Debt Recovery Act 2017*] dated [*date*] in relation to proceedings for the breaches alleged in the Application dated [*date*]. **section 47(5) of the *Fines Enforcement and Debt Recovery Act 2017***   (c) that a warrant should issue under section [*47(4)(b)/47(5)*]of the *Fines Enforcement and Debt Recovery Act 2017.*  **Warrant**  YOU ARE DIRECTED to arrest and deliver the Subject before the Court for examination. |

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| **Eligibility for Bail**  Is the Subject a person eligible for bail under section 4 of the *Bail Act 1985*?   * Yes * No |

**Next box only displayed if applicable**

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| **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. |

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| **Authentication**  …………………………………………  Signature of Court Officer  [*title and name*] |