**ORDER – NON-ASSOCIATION AND/OR PLACE RESTRICTION ORDER AND ACKNOWLEDGMENT**

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

SPECIAL STATUTORY JURISDICTION

**[*FULL NAME*]**

**Applicant**

**[*FULL NAME*]**

**Respondent**

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| **Introduction**  **Hearing**  Hearing Location: [*suburb*]  [*Hearing date*]  [*Presiding Officer*]  **Appearances**  [*Applicant Appearance Information*]  [*Respondent Appearance Information*]  **Remarks**  The Court is satisfied that: | | |
|  |  | the Respondent has, within the period of two years immediately preceding the laying of the Information on [*date*], been convicted of a prescribed offence, namely [*description of offences*]. |
|  |  | it is reasonably necessary to make a [*[Non Association]/[and]/[Place Restriction]*] Order to ensure that the Respondent does not commit any further indictable offences. |
|  |  | **provision for multiple**  **optional if persons specified to whom the Respondent must not associate include a member of the Respondent’s close family** the Respondent has requested that the close family member, namely [*full name*], be specified in the order. |
|  |  | **provision for multiple**  **optional if persons specified to whom the Respondent must not associate include a member of the Respondent’s close family** there is reasonable cause to believe, having regard to   * the criminal antecedents of the close family member, namely [*full name*], and the Respondent, the nature and pattern of criminal activity in which the close family member and the Respondent have both participated; * [*other matter the Court thinks fit*];   that there is an appreciable risk that the Respondent may be involved in conduct that could involve the commission of a further prescribed offence if the Respondent associates with the close family member. |
|  |  | **provision for multiple**  **default selected if places or areas specified include the Respondent’s place of residence, the place of residence of the Respondent’s close family, a place of work at which the Respondent is regularly employed, an educational institution at which the Respondent is enrolled, or a place of worship that the Respondent regularly attends** there is reasonable cause to believe, having regard to the ongoing nature and pattern of participation of the Respondent in criminal activity occurring at [*description of area/place*], that there is an appreciable risk that the Respondent may be involved in conduct that could involve the commission of a further prescribed offence if the Respondent frequents or visits [*area/place*]. |
|  |  | the Respondent disputes [*some/all*] of the grounds on which the [*[Non Association]/[and]/[Place Restriction]*] Order is sought, but consents to the making of the order. |

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| **Order**  **Date of Order**: [*date*]  **Terms of Order**  It is ordered that:  **Orders in separately numbered paragraphs.** | | |
|  |  | A Place Restriction Order be issued against the Respondent under section [*78(2)/80(1)/80(2)*] of the *Criminal Procedure Act 1921* in the following terms:  (a) **must not be more than 2 years – see *Criminal Procedure Act 1921* s 78(3)(a)** The term of the Place Restriction Order is [*number of years*] [*number of months*] [*number of weeks*] [*number of days*] commencing at the end of the period of [*imprisonment/detention*] to be served by the Respondent.  **provision for multiple**   * (b) **must not be specified locations except in certain circumstances – see *Criminal Procedure Act 1921* s 79(3)-(4)** The Respondent must not frequent or visit [*address*]. * except in the following manner [*exceptions, including times or circumstances*]. * (c) This order replaces the previous Place Restriction Order made against the *Respondent* by [*name of Judicial Officer*] of the [*Court*] of South Australia on [*date*]. |
|  |  | A Non-Association Order be issued against the Respondent under section [*78(2)/80(1)/80(2)*] of the *Criminal Procedure Act 1921* in the following terms:  (a) **must not be more than 2 years – see *Criminal Procedure Act 1921* s 78(3)(a)** The term of the Non-Association Order is [*number of years*] [*number of months*] [*number of weeks*] [*number of days*] commencing at the end of the period of [*imprisonment/detention*] to be served by the Respondent.  **provision for multiple**   * (b) **must not be close family except in certain circumstances – see *Criminal Procedure Act 1921* s 79(1)-(2)**The Respondent must not be in the company of [*full name*]. * except in the following manner [*exceptions, including times or circumstances*].   **provision for multiple**   * (c) **must not be close family except in certain circumstances – see *Criminal Procedure Act 1921* s 79(1)-(2)** The Respondent must not communicate with [*full name*]. * except in the following manner [*exceptions, including times or circumstances*].   (d) This order replaces the previous Non-Association Order made against the Respondent by [*name of Judicial Officer*] of the [*Court*] of South Australia on [*date*]. |

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| **To the Respondent:** **WARNING**  Non compliance with this order renders you liable to a term of [*imprisonment/detention*] not exceeding 6 months for a first offence and not exceeding 2 years for a subsequent offence. |

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

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| **Acknowledgement by Respondent**  I acknowledge that I have received a copy of this order. I understand its conditions and I understand what will happen if I fail to obey these conditions.  …………………………………………  Signature of Respondent  …………………………………………  Name printed  **Witness**  ………………………………………………  Signature of authorised witness  **witness must be the Judicial Officer making order, the registrar or deputy registrar of a Court, a justice of the peace, a police officer of or above the rank of sergeant or the responsible officer for a police station, the manager of a training centre if the Defendant is in a training centre, the person in charge of a prison if the Defendant is in a prison, or a delegate of any of these persons or any other person or class of persons specified by the Court**  **next item not displayed if witness is Judicial Officer making order**  ………………………………………….  Printed name and title of witness **stamp here if applicable**  ………………………….  Date |