**ORDER – SPENT CONVICTION OR EXEMPTION ORDER**

**Spent Convictions Act 2009**

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

SPECIAL STATUTORY JURISDICTION

**[*FULL NAME*]**

**Applicant**

**[*FULL NAME*]**

**Respondent**

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| **Preliminary**  **Hearing**  Hearing Location: [*suburb*]  [*Hearing date*] [  [*Presiding Officer*]  **Appearances**  [*Applicant Appearance Information*]  [*Respondent Appearance Information*]  **Introduction**  The Magistrate:   * (a) **mandatory for an Application for an eligible sex offence to be spent** has considered all of the factors as outlined in section 8A(5) of the *Spent Convictions Act 2009*. * (b) **mandatory for an Application for a designated sex-related offence to be spent** has considered all of the factors as outlined in section 8B(6) of the *Spent Convictions Act 2009*. * (c) **mandatory for an Application for a prescribed public decency offence to be spent** has considered all of the factors as outlined in section 8C(8) of the *Spent Convictions Act 2009*. * (d) **mandatory for an Application for a conviction to be exempt** has considered all of the factors as outlined in section 13A(5) of the *Spent Convictions Act 2009*. * (e) is satisfied that the Application is not vexatious, misconceived or lacking in substance. |

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| **Order**  **Date of Order**: [*date*]  **Terms of Order**  It is ordered that:  **Orders in separately numbered paragraphs.**   * 1. Pursuant to section 8A of the *Spent Convictions Act 2009*, the Magistrate declares that the following conviction[*s*] of the Applicant are spent:   **provision for multiple**   1. [*name of the offence*] under section [*number*] of the [*Act/Regulation/Other*] as recorded by [*Court*] on [*date*].  * 2. Pursuant to section 8B of the *Spent Convictions Act 2009*, the Magistrate declares that the following conviction[*s*] are spent:  1. [*name of the offence or description of the common law offence*] [*under section [number] of the Act/Regulation/Other*] as recorded by [*Court*] on [*date*].  * 3. Pursuant to section 8C of the *Spent Convictions Act 2009*, the Magistrate declares that the following conviction[*s*] are spent:  1. [*name of the offence or description of the common law offence*] [*under section [number] of the Act/Regulation/Other*] as recorded by [*Court*] on [*date*].  * 4. Pursuant to section 13A of the *Spent Convictions Act 2009*, the following conviction[*s*] of the Applicant are subject to the exemptions set out in relation to each offence:   **provision for multiple**   1. [*name of the offence*] under section [*number*] of the [*Act/Regulation/Other*] as recorded by [*Court*] on [*date*] for the purposes of the following screening[*s*]:    * working with, or caring for, vulnerable people    * activities associated with a character test  * 5. The Magistrate dismisses the application in respect of the following conviction[*s*] of the Applicant:   **provision for multiple**   1. [*name of the offence*] under section [*number*] of the [*Act/Regulation/Other*] as recorded by [*Court*] on [*date*].  * 6. Pursuant to Schedule 2 clause 5(4), the Application pursuant to section[*s*] [*13A/8A*] of the *Spent Convictions Act 2009* is [*dismissed without holding a hearing/refused*]. |

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