**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*] |