

**To be inserted by Court**

Case Number:

Date Filed:

FDN:

## ORDER – ASSET CONFISCATION ASSIST EXECUTING A WARRANT

MAGISTRATES COURT OF SOUTH AUSTRALIA  
SPECIAL STATUTORY JURISDICTION

**[FULL NAME]**  
Applicant

### Introduction

### Hearing

Hearing Location: *[suburb]*

*[Hearing date]*

*[Presiding Officer]*

### Appearances

*[Applicant Appearance Information]*

### Remarks

The Magistrate is satisfied that:

1. a warrant has been issued by a Magistrate under section *[172 of the Criminal Assets Confiscation Act 2005]* authorising *[description of powers and premises]* for the purpose of *[description of purpose]*.
2. pursuant to section *[176 of the Criminal Assets Confiscation Act 2005/ section 246 of the Proceeds of Crime Act 2002 (Cth)]*, *[name]* of *[address]* ('the Subject') the *[Respondent/Youth]*:
  - (a) is
    - reasonably suspected of possessing, or having under their control, material liable to seizure under the *[Criminal Assets Confiscation Act 2005]*
    - the owner or lessee of the computer described below
    - an employee of the owner or lessee of the computer described below; and
  - (b) has knowledge of
    - [the computer described below/computer network of which the computer network described below forms a part]*
    - measures applied to protect data held in or accessible from the computer described below; and
  - (c) there are reasonable grounds for suspecting that the material liable to seizure under the *[Criminal Assets Confiscation Act 2005/Proceeds of Crime Act 2002 (Cth)]* is accessible from the computer specified below.

**Order**

**Date of Order:** [date]

**Terms of Order**

Pursuant to section [176 of the *Criminal Assets Confiscation Act 2005*/section 246 of the *Proceeds of Crime Act 2002 (Cth)*], it is ordered that the Subject:

Orders in separately numbered paragraphs.

1. is required to provide any information or assistance that is reasonable or necessary to allow an authorised officer to access data held in or accessible from a computer that is at [description of premises, address], being the premises specified in the Warrant
  - and copy the data to a data storage device
  - and convert the data into documentary form

**To the Subject: WARNING**

A person who fails to comply with a production order commits an offence punishable by imprisonment of up to six months and/or a fine of up to [\$2,500/30 penalty units].

**Authentication**

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