

Case Number:

Date Signed:

FDN:

## ORDER – EXTRADITION INTERNATIONAL - RELEASE AND DISCHARGE

Extradition Act 1988 s 15B(4)/17(2A) & 17(3)/19(10)

A DESIGNATED MAGISTRATE OF THE MAGISTRATES COURT OF SOUTH AUSTRALIA  
SPECIAL STATUTORY JURISDICTION

[FULL NAME]

Applicant

[FULL NAME]

Respondent

### Introduction

### Hearing

Hearing Location: [suburb]

[Hearing date]

[Presiding Officer]

### Appearances

[Applicant Appearance information]

[Respondent Appearance information]

### Remarks

- (a) The Attorney-General considers that the remand of the Respondent under section 15(B)(4) of the *Extradition Act 1988* (Cth) should cease and has directed the Court to make orders for the Respondent's release.
- (b) The Magistrate is satisfied under section 17(3)(a)(i) and (b) that an extradition request under subparagraph section 17(2A)(a)(ii) of the *Extradition Act 1988* (Cth) was likely to be received in relation to the Respondent within a particular period but the request was not received within the period.
- (c) The Magistrate is satisfied under section 17(3)(a)(ii) and (b) that under section 17(2A)(a)(iii) or (2A)(b) of *Extradition Act 1988* (Cth) a decision was likely to be made to give, or not to give, a notice under subsection 16(1) in relation to the Respondent within a particular period but the decision was not made within the period.
- (d) The Magistrate is satisfied under section 19(10)(a) of the *Extradition Act 1988* (Cth) that the Respondent is not eligible for surrender to the extradition country seeking surrender.

**Order**

**Date of Order:** *[date]*

**Terms of Order**

It is ordered that:

- 1. **select if respondent in custody** The Respondent be released from custody.
- 1. **select if respondent on bail** The recognisances on which bail was granted to the Respondent be discharged.
- 2. *[other orders]*.

**Authentication**

.....  
Signature of Magistrate  
*[title and name]*