

To be inserted by Court

Case Number:

Date Filed:

FDN:

ORDER – FINES ENFORCEMENT ACT – EXCLUDE PROPERTY FROM SALE OR DIRECT PROCEEDS OF SALE

Fines Enforcement and Debt Recovery Act 2017 s 36(15)

[MAGISTRATES/YOUTH] Select one 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

The Court is [not] satisfied that:

- (a) the claim made by the Applicant that:
- [they/another person [name]] has an interest in the property seized under Part 7 Division 1 of the *Fines Enforcement and Debt Recovery Act 2017*
 - the property seized under section 36 of the *Fines Enforcement and Debt Recovery Act 2017* is not liable to such seizure is valid.

Order

Date of Order: [date]

Terms of Order

It is ordered that:

Orders in separately numbered paragraphs.

- 1. the Application made on [date] be refused.
- 2. the following property be excluded from sale by the Chief Recovery Officer under Part 7 Division 1 of the *Fines Enforcement and Debt Recovery Act 2017*:
 - provision for multiple [description of property].
- 3. the proceeds of the sale from each item identified be distributed in the manner as specified:
 - provision for multiple [description of item] [description of manner of distribution].
- 4. the vehicle specified in the Application be released to the Applicant.

Authentication

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