

To be inserted by Court

Case Number:

Date Filed:

FDN:

ORDER – HIGH RISK OFFENDERS– EXTENDED SUPERVISION ORDER

SUPREME 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

Pursuant to section 7 of the *Criminal Law (High Risk Offenders) Act 2015*, the Court is satisfied that:

- (a) the Respondent is a high risk offender and poses an appreciable risk to the safety of the community if not supervised under an extended supervision order.
- (b) the conditions have been read and explained to the respondent.

Order

Date of Order: [date]

Terms of Order

Pursuant to section 7 of the *Criminal Law (High Risk Offenders) Act*, it is ordered that:

Orders in separately numbered paragraphs.

- 1. the Respondent be subject to an Extended Supervision Order on the conditions set out below
 - for a period of [months/years], being a period of no more than five years from the date of this order.

until [date].**Conditions of Order****General**

- 1. The Respondent must be of good behaviour and obey the conditions of this Order.
- 2. The Respondent must not commit any offence.

Supervision

- 3. The Respondent must be under the supervision of a Department for Correctional Services Community Corrections Officer ('the Supervising Officer') and the Respondent must obey their reasonable directions.

Residence (Place of living)

- 4. The Respondent must reside at an address nominated or approved by the Supervising Officer and must not change residence without prior approval from the Supervising Officer.
- 5. The Respondent must stay at the required address [between the hours of [time] and [time]] and the Respondent must be at an entrance to that address if asked to by the Supervising Officer or a Police Officer, unless absent:
 - a. for emergency medical or dental treatment, to avoid or reduce a serious risk of death or injury to the Respondent or another; or
 - b. for any other reason approved by the Supervising Officer.
- 6. For a period of [no. of years/months/days] from the date of this Order the Respondent must stay at the approved place of residence [between the hours of [time] and [time]] and be at an entrance to that address if asked to by the Supervising Officer or a Police Officer, or any other person authorised to carry out a curfew check, unless absent:
 - a. for emergency medical or dental treatment; or
 - b. to avoid or reduce serious risk of death or injury to themselves or another; or
 - c. for any other reason approved by the Supervising Officer.
- 7. The Respondent must wear an electronic transmitter and obey the Department [for Correctional Services/of Human Services] rules of electronic monitoring, including charging the transmitter daily and any other lawful directions given to them by the Supervising Officer [or Parole Board].

Programs

- 8. The Respondent must attend for assessment and, if assessed as suitable, go to and complete any:
 - a. psychiatric, psychological or medical assessment, treatment, counselling, or therapy programs, including for drug abuse;
 - b. educational, vocational or recreational programs;
 - c. intervention program;
 - d. programs and projects,that the Supervising Officer [or Parole Board] reasonably directs.

Drugs and Alcohol

- 9. The Respondent must not use, possess (have), or consume
 - a. alcohol
 - b. any drug, including any narcotic or psychotropic drug, that is not prescribed by a medical doctor registered in South Australia or legally available in another way, and then only at the prescribed or recommended dosage
 - c. [other]

and the Respondent must have any tests that are needed to check if they are obeying these orders as directed by the Supervising Officer [or Parole Board].

The Respondent must sign all needed forms and obey all of the testing procedures.

10. The Respondent must advise the Supervising Officer of any drug that has been prescribed to them by a medical doctor.
11. The Respondent must not enter or remain on the premises of any licensed hotel, clubroom or licensed entertainment venue without the prior approval of the Supervising Officer.

Firearms

12. The Respondent is prohibited from possessing a firearm (gun of any sort), ammunition (both within the meaning of the *Firearms Act 2015*) or any part of a firearm.
13. The Respondent must submit to such tests (including testing without notice) for gunshot residue as may be reasonably required by the Supervising Officer or a member of the South Australian Police.
14. The Respondent must hand in any firearm, ammunition or any part of a firearm owned or possessed by them as soon as possible at a Police Station.

Offensive Weapons

15. The Respondent is prohibited from possessing an offensive weapon unless the Court permits them to possess such a weapon and they comply with the terms and conditions of the permission.

Association

16. The Respondent must not go to or stay within [*the following locations or areas/the locations or areas delineated on Map(s) [x] annexed and bordered by the following roads*]:
- [*description of location(s) or area(s), including boundaries/roads*]
- other than for the reasons of:
- *attending educational, recreational or therapeutic programs as directed by the Respondent's Supervising Officer;*
 - *passing through continuously on public or private transport;*
 - *visiting [insert place/address].*
17. The Respondent must not go to or stay within the [*the following locations or areas/the locations or areas delineated on Map(s) [x] annexed and bordered by the following roads*]:
- [*description of location(s) or area(s), including boundaries/roads*]
- a. on any day other than one specific day per [*week/fortnight/month/year*] that day being [*i.e. first day of each month*]; and
- b. other than for the reasons of:
- *attending educational, recreational or therapeutic programs as directed by the Respondent's Supervising Officer;*
 - *passing through continuously on public or private transport;*
 - *visiting [insert place/address].*
18. Despite the terms of this Order, the Respondent is allowed to:
- a. travel on but not stop on [*list roads*];
- b. enter or stop on [*insert place/address*] to catch public transport.
19. The Respondent must not directly or indirectly approach, communicate with, contact, or go or stay within [*number*] metres of [*person(s) and/or class(es) of persons*].

20. The Respondent must not directly or indirectly contact, attempt to contact, associate with, go near or stay near a child or person under the age of [number] years unless they are with a person approved by the Supervising Officer.
- The Respondent must sign all required forms and obey the directions of the Supervising Officer about the choice and approval of the approved person.
- For the avoidance of doubt, this condition does not prohibit contact where it is necessary and incidental to the Respondent performing essential activities of daily living, for example, shopping at a supermarket.
21. The Respondent must not go or stay within [500 metres (half a kilometre)/other distance] of any school, kindergarten, childcare centre, playground, public toilet or other places where children are regularly present.
22. The Respondent must not go or stay within [number] metres of the boundary of any place where [name] may live or work.
23. The Respondent must not do any child related work, including paid or voluntary work with people under 18 years old or participation in organisations which provide recreational, social, educational or other services to people of that age, and must not apply for child related work except [specify exception(s)].
24. The Respondent must not assault, harass, threaten or intimidate [name].
25. The Respondent must not contact, attempt to contact or associate in any way, whether directly or indirectly, with the victims of their offending.
26. The Respondent must obey the terms of any active Intervention Order.

Internet and Communication

27. The Respondent must not possess (have) any telephone, mobile phone, computer or other telecommunication device that lets them communicate with any other person, including on the internet, or freely browse or search on the internet [except [specify device(s)] and providing they have permission beforehand from the Supervising Officer].
28. The Respondent must have, maintain and keep charged a mobile telephone [that does not provide access to the internet].
- The Respondent must give their mobile telephone number to the Supervising Officer so they can use it to get in touch with the Respondent at all times.
- The Respondent must answer any calls or text messages from the Supervising Officer straight away on the mobile phone number the Respondent has given.
- If the Respondent misses answering a call from the Supervising Officer, the Respondent must return the call immediately or, if between [time] and [time], immediately after [time].
29. The Respondent must not use any electronic device that can access the internet and that is made available for public use, except with prior written permission of the Supervising Officer.
30. The Respondent must not access the internet, except for the reason of:
- [list exceptions].
31. The Respondent must not possess (have) any tablet, computer, mobile telephone, photographic equipment, or other electronic device capable of connecting with the internet or of storing images and videos unless the Respondent has first obtained the Supervising Officer's approval.
32. The Respondent must declare and produce to the Supervising Officer any computer, tablet, mobile phone, photographic equipment or other electronic equipment that the Respondent purchases, borrows or otherwise obtains within 48 hours of it coming into their possession.
33. The Respondent must hand over any tablet, computer, mobile telephone, photographic equipment, or other electronic device capable of connecting with the internet or of storing images and videos they have to the Supervising Officer or a Police Officer if directed to do so, and must provide any relevant passwords or access keys to that device.
34. The Respondent must declare to the Supervising Officer any existing internet user details, including:

- a. email addresses;
- b. internet usernames;
- c. social network usernames;
- d. streaming account details;
- e. online identities, and
- f. any passwords for those services.

- 35. The Respondent must not create or change any internet user details and passwords unless the Respondent has first obtained the approval of the Supervising Officer.
- 36. The Respondent must declare any approved new or changed internet user details and passwords to the Supervising Officer as soon as possible, and at the latest within 48 hours of having created or changed those internet user details or passwords.
- 37. The Respondent must permit and enable the Supervising Officer or a Police Officer to enter any premises in which the Respondent is residing at any time in order to inspect any computer or device capable of storing electronic data at those premises, or to remove from the premises any computer or device capable of storing electronic data, for the purpose of inspecting the computer or device to determine whether there is any evidence to suggest that the Respondent may have contravened this order or committed any criminal offence.

Travel

- 38. The Respondent must not leave or attempt to leave South Australia for any reason without obtaining the written approval of the Supervising Officer at least seven (7) days prior to travel.
- 39. The Respondent must not drive, purchase, possess (have) or sit in the driver's seat of a motor vehicle [for a period of no. of years/months/weeks/days].
- 40. The Respondent must tell the Supervising Officer in advance of an intention to travel in any motor vehicle, including private or public transport.
- 41. The Respondent must give up any passport they have to the Registrar of the [Court] at [location] and must not apply for a new passport.
- 42. The Respondent must not enter any point of international departure such as an airport or seaport. selecting this option will tell the Australian Federal Police

Other

- 43. The Respondent is subject to any other condition imposed by the Parole Board under section 11 of the *Criminal Law (High Risk Offenders) Act 2015*.
- 44. [other conditions]

To the Respondent: WARNING

If you do not comply with these conditions:

- You may be arrested.
- You may be ordered to serve the balance of the term of this extended supervision order in custody.
- You may be subjected to a further extended supervision order to operate after the expiry of this extended supervision order.
- The conditions of this extended supervision order may be varied to impose more stringent conditions.

Authentication

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

