

Case Number:

Date Signed:

FDN:

MONITORING ZONE WARRANT

Biosecurity Act 2015 (Cth)

[A DESIGNATED JUDGE OF THE SUPREME/A DESIGNATED JUDGE OF THE DISTRICT/A DESIGNATED MAGISTRATE OF THE MAGISTRATES] Select one COURT OF SOUTH AUSTRALIA
SPECIAL STATUTORY JURISDICTION

[FULL NAME]
Applicant

To **[name(s) of the applicant(s)]** and other biosecurity enforcement officers and biosecurity officers

Recitals

- (a) An Application has been made on [date] by [an] authorised officer[s] [name(s)], being [a] biosecurity enforcement officer[s], pursuant to section 488 of the *Biosecurity Act 2015* (Cth) for the issue of a monitoring zone warrant addressed to [name(s)] and other biosecurity enforcement officers and biosecurity officers (“the authorised persons”).
- (b) The [Judge/Magistrate] is satisfied on information given [on oath/by affirmation] and further information provided at the hearing that:
- (i) the premises described below are in a permanent or temporary biosecurity monitoring zone;
 - (ii) it is reasonably necessary that one or more biosecurity officers should have access to the premises described below to exercise powers for the purpose of monitoring whether the [disease/pest] described below that a biosecurity officer suspects, on reasonable grounds, may pose an unacceptable level of biosecurity risk [[has entered/ has emerged/established itself/spread]/[is likely to enter/to emerge/establish itself/ spread]] in the zone;
 - (iii) there are proper grounds for the issue of the warrant under section 489 *Biosecurity Act 2015*.

Warrant

This warrant is issued under section 488 of the *Biosecurity Act 2015* for the purpose *[insert purpose for which the warrant is granted]*.

This warrant is an entry warrant and authorises the authorised persons, on any one or more occasions while the warrant remains in force, with such assistants and by such force as is necessary and reasonable in the circumstances, to:

- (a) enter *[description of premises, address]*;
- (b) exercise the powers set out in section 379(1) and s 379(2) of the *Biosecurity Act 2015*;
- (c) exercise the powers set out in section 389 of the *Biosecurity Act 2015*;
- (d) *if applicable* be accompanied by and make use of a specified kind of animal in the exercise of the authority granted by this warrant, namely *[specify the kind of animal]*.
- (e) *[other – specify]*.

This warrant:

- may be executed at any time of day.
- must not be executed between the hours of *[time]* and *[time]*.
- may be executed between the hours of *[time]* and *[time]*.
- [other]*.

Expiration

This warrant expires on *[date/time]*, being a date not more than 1 month after the issue of this warrant.

Authentication

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