

Case Number:

Date Signed:

FDN:

PREMISES POSSESSION 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

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 premises possession warrant addressed to [name(s)] and other biosecurity enforcement 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) a biosecurity officer has, under section 341(1) of the *Biosecurity Act 2015*, requested the owner of the premises described below to arrange for the premises to be [dealt with/destroyed] within the period of [period], and the request has not been complied with;
 - a notice has been given to the owner of the premises described below in accordance with section 344(4) of the *Biosecurity Act 2015*;
 - a certificate in relation to the premises described below has been issued under section 344(5)(b) of the *Biosecurity Act 2015*.
- (ii) 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 a possession warrant and authorises the authorised persons, with such assistants and by such force as is necessary and reasonable in the circumstances, to take possession of *[description of premises, address]* for the purpose of:

- (a) allowing the premises:
 - to be dealt with under section 341(3) of the *Biosecurity Act 2015*;
 - to be destroyed under section 344 of the *Biosecurity Act 2015*;
- (b) *[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 14 days after the issue of this warrant.

Authentication

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