

To be inserted by Court

Case Number:

Date Signed:

FDN:

## SEARCH WARRANT

### Mutual Assistance in Criminal Matters Act 1987 (Cth)

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

**[FULL NAME]**  
Applicant

Duplicate panel if multiple parties

<b>Person the subject of this warrant</b>			
Subject	Full Name		
Address for service	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode

**To *[name and/or position of applicant or other nominated police officer]***

#### Recitals

An Application has been made on *[date]* by police officer, *[name and/or office]* under section[s] *[38C(1)/38C(2)/[and] 38H]* of the *Mutual Assistance in Criminal Matters Act 1987 (Cth)* for the issue of a warrant.

The Magistrate is satisfied on information given *[on oath/by affirmation/by electronic means]* *[and further information/affidavit/other]* that:

- (a) default selected if section 38C(1) selected above that there are reasonable grounds for suspecting that the evidential material referred to below is on the premises described below or will within *[48/72]* hours be on the premises described below.
- (b) default selected if section 38C(2) selected above that there are reasonable grounds for suspecting that the person described below has in his or her possession the evidential material referred to below or will within *[48/72]* hours be in possession of the evidential material.
- (c) optional if section 38H selected above a warrant in the terms of the application should be issued urgently.
- (d) optional if section 38H selected above the delay that would occur if an application were made in person would frustrate the effective execution of the warrant.
- (e) there are proper grounds for the issue of the warrant under section[s] *[38C(1)/38C(2)/[and]/38H]* of the *Mutual Assistance in Criminal Matters Act 1987 (Cth)*.

**Warrant**

This warrant authorises the person and persons to whom this warrant addresses with such assistants and by such force as is necessary and reasonable to:

- default selected if section 38C(2) selected above search [*full name, date of birth*] [*in specified manner ordinary or frisk not being a strip search or a search of a person's body cavities*] and things found in the possession of the person and any vehicle recently for the purposes of [*description of purpose including reference to the nature of the criminal matter to which the relevant proceeding or investigation relates*] for [*description of evidential material*].
- default selected if section 38C(1) selected above enter and search [*description of premises, address*] for the purposes of [*description of purpose including reference to the nature of the criminal matter to which the relevant proceeding or investigation relates*] for [*description of kind of evidential material*].
- default selected SEIZE:
  - default selected evidential material of the kind referred to above found in the course of the search.
  - default selected other things found at the premises described below in the course of the search that the executing officer or an officer assisting believes on reasonable grounds to be seizable items.
- default selected if section 38C(2) selected above seize other things found at the premises described above in the course of the search that the executing officer or an officer assisting believes on reasonable grounds to be evidential material relating to [*description of relevant proceeding or investigation*] or things relevant to an indictable offence against an Australian law, if the executing officer or officer assisting believes on reasonable grounds that seizure of the things is necessary to prevent their concealment, loss or destruction or their use in committing an indictable offence against an Australian law.
- default selected if section 38C(1) selected above seize other things found in the possession of the person describe above or in or on any vehicle recently used by that person in the course of the search that the executing officer or an officer assisting believes on reasonable grounds to be evidential material relating to [*description of relevant proceeding or investigation*] or things relevant to an indictable offence against an Australian law, if the executing officer or officer assisting believes on reasonable grounds that seizure of the things is necessary to prevent their concealment, loss or destruction or their use in committing an indictable offence against an Australian law.
- optional if section 38C(1) selected above conduct an [*ordinary/ [or] frisk*] search of a person at or near [*description of premises, address*], if the executing officer or an officer assisting suspects on reasonable grounds that the person has in his or her possession any evidential material relating to [*description of relevant proceeding or investigation*].
- exercise [*powers*].
- [*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 [*48 hours/7 days*] after the issue of this warrant.

**Authentication**

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Signature of Magistrate

*[title and name]*