**INFORMATION AND SUMMONS [*REVISION NUMBER*]**

**Criminal Procedure Act 1921 s 49 & 57, 101 & 104**

[*MAGISTRATES/YOUTH/ENVIRONMENT RESOURCES AND DEVELOPMENT*] **Select one** COURT OF SOUTH AUSTRALIA

CRIMINAL JURISDICTION

**[*FULL NAME*]**

**Informant**

**v**

**[*FULL NAME*]**

**Defendant/Youth**

Charge Categories

The highest offence category charged on this information is:

* Major Indictable
* Commonwealth Indictable
* Minor Indictable
* Summary
* Summary not punishable by imprisonment or detention

|  |  |
| --- | --- |
| Informant |  |
| Authorising individual**If Informant is not a named individual** |  |
| Name of law firm/office**If applicable** |  |  |
| **Law firm/office** | **Responsible Solicitor** |
| Address for service |  |
| **Street Address (including unit or level number and name of property if required)** |
|  |  |  |  |
| **City/town/suburb** | **State** | **Postcode** | **Country** |
|  |
| **Email address** |
| Phone Details |  |
| **Type (eg. home; work; mobile) – Number** |
| Informant’s References |  |  |
| **Reference number - optional** | **Instant loss of licence number - optional** |

**Duplicate panel if multiple Defendants**

|  |  |
| --- | --- |
| [*Number*] Defendant/Youth **party role displayed based on jurisdiction** |  |
| **Full Name**  |
| Address |  |
| **Street Address (including unit or level number and name of property if required)** |
|  |  |  |  |
| **City/town/suburb** | **State** | **Postcode** | **Country** |
|  |
| **Email address** |
| Date of Birth and Licence No  |  |  |
| **Date of birth** | **Driver’s Licence No (and State or Territory)** |

**Statement of Charges**

|  |
| --- |
| **Count [*number*]:** **This item only displayed if more than one Defendant/Youth charged in Information** **[*Defendants/Youths*] charged** [*Name(s) of [Defendants/Youths] charged where more than one [Defendant/Youth] charged on Information*] **Offence Details:**[*Short name of offence and statutory provision if applicable*]ParticularsDate of offence: [*Date*]Place of offence: [*Place*]Essence of offence: [*Essence of physical and mental elements of offence alleged*]**If applicable** Circumstances of aggravation[*Particulars of circumstances of aggravation alleged*]Classification of OffenceThis is a [*summary/minor indictable/major indictable/commonwealth indictable*] offence. **Duplicate if multiple counts****only displayed if applicable** Prescribed, Qualifying, Disqualification and/or Presumptive Disqualification Offence**only displayed if applicable** This may be a ‘prescribed offence’ within the meaning of sections 5 and 38 of the *Child Safety (Prohibited Persons) Act 2016* **next words only displayed if more than one defendant/youth in Information** in respect of [*Defendant/Youth*] [*number*] [*name*]*.* **party role displayed based on jurisdiction****only displayed if applicable** This may be ‘qualifying offence’ within the meaning of sections 44 and 48 of the *Children and Young People (Safety) Act 2017* **next words only displayed if more than one defendant/youth in Information** in respect of [*Defendant/Youth*] [*number*] [*name*]*.* **party role displayed based on jurisdiction****only displayed if applicable** This may be a ‘presumptive disqualification offence’ within the meaning of sections 26A and 38 of the *Child Safety (Prohibited Persons) Act 2016* **next words only displayed if more than one defendant/youth in Information** in respect of [*Defendant/Youth*] [*number*] [*name*]*.* **party role displayed based on jurisdiction****only displayed if applicable** This may be a ‘disqualification offence’ within the meaning of sections 18A and 18U of the *Disability Inclusion Act 2018* **next words only displayed if more than one defendant/youth in Information** in respect of [*Defendant/Youth*] [*number*] [*name*]*.* **party role displayed based on jurisdiction****only displayed if applicable** This may be a ‘presumptive disqualification offence’ within the meaning of sections 18A and 18U of the *Disability Inclusion Act 2018* **next words only displayed if more than one defendant/youth in Information** in respect of [*Defendant/Youth*] [*number*] [*name*]*.* **party role displayed based on jurisdiction** |

|  |
| --- |
| **Special orders sought**The following special orders in addition to penalty are sought: **eg forfeiture, destruction, licence disqualification, restitution, compensation****Orders sought in separate numbered paragraphs.**1.
 |

**Next box completed if Informant is not a public authority**

|  |
| --- |
| …………………………………………Signature of [*Informant/Legal Practitioner*]…………………………………………Name printedBefore me …………………………………. Signature of attesting witness………………………………………….Printed name and title of witness………………………………………....Date |

**Next box displayed if applicable**

|  |
| --- |
| **Notice of Priority Proceeding*** This proceeding comprises ‘prescribed proceedings’ within the meaning of section 127 of the *Criminal Procedure Act 1921* because count[*s*] [*number(s)*] [*is a/are*] serious and organised crime offence[*s*] in respect of which it is alleged that the offence[*s*] [*was/were*] committed in the circumstances where:
* [*the*] [*Defendant/Youth*] [*number*] [*name*] committed the offence for the [benefit](http://classic.austlii.edu.au/au/legis/sa/consol_act/clca1935262/s145.html#benefit) of a [criminal](http://classic.austlii.edu.au/au/legis/sa/consol_act/clca1935262/s5.html#criminal_organisation) [organisation](http://classic.austlii.edu.au/au/legis/sa/consol_act/clca1935262/s5.html#criminal_organisation) or 2 or more members of a [criminal organisation](http://classic.austlii.edu.au/au/legis/sa/consol_act/clca1935262/s5.html#criminal_organisation) or at the direction of or in association with a [criminal organisation](http://classic.austlii.edu.au/au/legis/sa/consol_act/clca1935262/s5.html#criminal_organisation).
* in the course of or in connection with the offence [*the*] [*Defendant/Youth*] [*number*] [*name*] identified themself as belonging to or otherwise being associated with a [criminal organisation](http://classic.austlii.edu.au/au/legis/sa/consol_act/clca1935262/s5.html#criminal_organisation).
* **provision for multiple** [*The*] [*Defendant/Youth*] [*number*] [*name*] has been determined by a bail authority under the *Bail Act 1985* to be a serious and organised crime suspect within the meaning of section 3A of the *Bail Act 1985*.
* The trial of this proceeding is required to be given priority under section 48B of the *Magistrates Court Act 1991* because count[*s*] [*number(s)*] allege ‘sexual offences’ within the meaning of that provision and it is alleged that the victim is
* a child.
* a person with a disability that adversely affects the person's capacity to give a coherent account of the person's experiences or to respond rationally to questions.
 |

**SUMMONS**

|  |
| --- |
| To the [*Defendant/Youth*] **party role displayed based on jurisdiction:****Words in square brackets displayed only if most serious offence charged is summary not punishable by imprisonment** [*Unless you have pleaded guilty in writing in accordance with the Notice attached to this Information,*] **you must attend the hearing** at the date and time set out at the top of this form or on any day to which this matter is adjourned to answer to the charge and to be dealt with according to law.If you fail to attend, **Words in square brackets displayed only if most serious offence charged is summary not punishable by imprisonment** [*unless you have pleaded guilty in writing*] the Court may:* **proceed in your absence, or**
* **issue a warrant for your arrest.**

If you are unable to attend on the hearing date set out above, you should contact the Registry of the [*Court*] to request another hearing date to be fixed. This can be done by calling [*phone no of Court*] or by emailing [*email of Court*].If you need an interpreter, you must advise the Court immediately of the language and dialect you require. |