

To be inserted by Court

Case Number:

Date Signed:

FDN:

CHILD PROTECTION RESTRAINING ORDER AND ACKNOWLEDGEMENT

Sentencing Act 2017 s 28

[SUPREME/DISTRICT/MAGISTRATES/ENVIRONMENT RESOURCES AND DEVELOPMENT] Select one COURT OF SOUTH AUSTRALIA CRIMINAL JURISDICTION

[FULL NAME]
Informant/R

v

[FULL NAME]
Defendant

Introduction

Hearing

Hearing Location: [suburb]

[Hearing date]

[Presiding Officer]

Appearances

[Informant/R Appearance Information]

[Defendant Appearance Information]

Remarks

The Court is satisfied that:

- (a) the Defendant [number] [name] is an adult [who is/has been] residing with a child under the age of 17 years of whom the Defendant is not a guardian;
- (b) the Defendant and the child [are/have been] residing at premises other than the premises in which a guardian of the child resides;
- (c) one of the next two options must be selected [the Defendant [another person who [resides at/frequents] the premises at which the Defendant and the child [reside/have resided]]
 - has, within the preceding 10 years, been convicted of a prescribed offence;
 - [is/has at any time been] subject to a restraining order;
- (c) as a consequence of the [child's contact/residence] with the Defendant, the child is at risk of
 - sexual abuse or physical, psychological or emotional abuse or neglect;

engaging in, or being exposed to, conduct that is an offence under Part 5 of the *Controlled Substances Act 1984*;

(d) the making of the order is appropriate in the circumstances.

Order

Date of Order: [date]

Terms of Order

It is ordered that the Defendant is restrained from:
orders in separately numbered paragraphs

1.

To the Defendant: WARNING

Non-compliance with this order renders you liable to a term of [imprisonment/detention] not exceeding 2 years.

Authentication

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

Acknowledgement by Defendant

I acknowledge that I have received a copy of this order. I understand its conditions and I understand what will happen if I fail to obey these conditions.

.....
Signature of Defendant

.....
Name printed

Witness

.....
Signature of authorised witness

witness must be the Judicial Officer making order, the registrar or deputy registrar of a Court, a justice of the peace, a police officer of or above the rank of sergeant or the responsible officer for a police station, the manager of a training centre if the Defendant is in a training centre, the person in charge of a prison if the Defendant is in a prison, or a delegate of any of these persons or any other person or class of persons specified by the Court

next item not displayed if witness is Judicial Officer making order

.....
Printed name and title of witness stamp here if applicable

.....
Date