**WARRANT OF INTERIM DETENTION**

**Crimes Act 1914 (Cth) s 20B(2), (4) and (5)**

[*SUPREME/DISTRICT/MAGISTRATES*] **Select one** COURT OF SOUTH AUSTRALIA

CRIMINAL JURISDICTION

**[*FULL NAME*]**

**Informant/R**

**v**

**[*FULL NAME*]**

**Defendant**

|  |  |  |  |  |  |
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| **Subject of Interim Detention** | | | | | |
| Defendant |  | | | | |
| **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 number |  | |  | | |
| **Date of Birth** | | **Driver’s Licence No** | | |
| Phone Details |  | |  | | |
| **Type (eg. home; work; mobile) – Number** | | **Another number** | | |

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| **To: The Sheriff**  **The Commissioner of Police for the State of South Australia and each member of the Police Force for the State**  **The Chief Executive of the Department for Correctional Services**  **The Minister for Health and Wellbeing**  **Introduction**   * A question having been raised in the committal process as to the fitness to be tried of the defendant, the Court has referred the proceeding to the [*Supreme Court/District Court*] being the Court to which proceedings would have been referred had the person been committed for trial. * The Court has found that the defendant is unfit to be tried. * The Court has found that the defendant who has been referred by the Magistrates Court as to a question as to fitness to be tried, is fit to be tried and refers the matter back to the committal process.   The Court has ordered that the defendant be detained:   * **This option displayed if first option selected above**. in a [*hospital/prison*]determined from time to time by the[*Minister for Health and Wellbeing/Chief Executive of the Department* *for Correctional Services*] **Minister if hospital selected above** **and Chief Executive if prison selected above** for so long only as is reasonably necessary to allow the [*Supreme Court/District Court*] to determine whether it will make an [order](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s23wa.html#order) under [section](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s20bw.html#subsection) 20B(2) remitting the person to the [Magistrate](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s3c.html#magistrate)s Court, an [order](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s23wa.html#order) under section 20BA dismissing the charge or an [order](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s23wa.html#order) under section 20BB detaining the person in [prison](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s16.html#prison) or hospital or granting the person bail. * **This option displayed if second option selected above**. in a [*hospital/prison*]determined from time to time by the[*Minister for Health and Wellbeing/Chief Executive of the Department* *for Correctional Services*] **Minister if hospital selected above** **and Chief Executive if prison selected above** for so long only as is reasonably necessary to allow the [Court](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s15m.html#court) to determine whether it will make an [order](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s23wa.html#order) under section 20BA dismissing the charge or an [order](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s23wa.html#order) under section 20BB detaining the person in [prison](http://classic.austlii.edu.au/au/legis/cth/consol_act/ca191482/s16.html#prison) or hospital or granting the person bail. * **This option displayed if third option selected above**. in a prisonto appear at [*location*] on [*date and time*].   **Warrant**  YOU, the Sherriff, and you, the Commissioner of Police and Members of the Police Force, are directed to convey the defendantto a [*hospital/prison*] determined by the *Minister for Health and Wellbeing/Chief Executive of the Department* *for Correctional Services*] **Minister if hospital selected above** **and Chief Executive if prison selected above**.   * **if hospital selected above** YOU the Minister for Health and Wellbeing are directed to detain the defendantin a hospital [*pending the determination of the proceeding*/*until* [*date*]]. * **if prison selected above** YOU, the Chief Executive of the Department of Correctional Servicesare directed to detain the defendantin a prison [*pending the determination of the proceeding*/*until* [*date*]]. |

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| **Authentication**  …………………………………………  Signature of Court Officer  [*title and name*] |