

Form 2 Warrant—suspect in custody

Crimes (Forensic Procedures) Act 2000

(see s 36 (1) (Securing the presence of suspects at hearings—suspect in custody))

Crimes Act 1914 (Cwlth)

(see s 23WV (1) (Securing the presence of suspect at hearing—suspect in custody))

In the *[Magistrates/Childrens] Court of the Australian Capital Territory
Criminal jurisdiction

No *[KP/CP] of (*year*)

Authority and directions

To (*insert full name of person detaining the suspect under Commonwealth, State or Territory law*), a person detaining the person named in this warrant (the **suspect**) under **[Commonwealth, State or] Territory law (the **original custody**):

You are authorised and directed to deliver the suspect into the temporary custody of the *[police officer/constable] executing this warrant for hearing of an application under the *[*Crimes (Forensic Procedures) Act 2000*, part 2.5 (Forensic procedures on suspect by order of magistrate) / *Crimes Act 1914* (Cwlth), part ID, division 5 (Forensic procedures on suspect by order of a magistrate)].

To (*insert full name of police officer or constable applying for the warrant*), a *[police officer/constable], who is the executing officer for this warrant:

You must bring the suspect before the Court at Magistrates Court Building, Knowles Place, Canberra on *(insert date)* at *(insert time)* for the hearing of an application under the *[*Crimes (Forensic Procedures) Act 2000*, part 2.5 / *Crimes Act 1914* (Cwlth), part 1D, division 5].

At the end of the hearing you must return the suspect to the place of original custody—

- (a) if the application for a forensic procedure order is refused—without delay; or
- (b) if the order is made—*[without delay at the end of the period reasonably necessary to carry out the forensic procedure/without delay at the end of the period for which the suspect may be detained in custody under the *Crimes Act 1914* (Cwlth), section 23XGD].

Details of suspect

Name:

Address:

Date of birth (if known):

Reason for warrant

The suspect is in custody or is otherwise detained under **[Commonwealth, State or] Territory law and is required to appear before the Court for the hearing of an application under the *[*Crimes (Forensic Procedures) Act 2000*, part 2.5 (Forensic procedures on suspect by order of magistrate) / *Crimes Act 1914* (Cwlth), part 1D, division 5 (Forensic procedures on suspect by order of a magistrate)].

Date:

Magistrate:

**omit if, or whichever is, inapplicable*

***omit if application is under the *Crimes (Forensic Procedures) Act 2000**