**AFFIDAVIT RE. LOSS OF WARRANT**

In the Magistrates’ Court of Victoria

|  |  |  |  |
| --- | --- | --- | --- |
| at |  | Court Reference: |  |

|  |  |  |  |
| --- | --- | --- | --- |
| \*Informant/\*Plaintiff/\*Applicant: | | |  |
|  | | |  |
| \*Accused/\*Respondent: | | |  |
|  | | |  |
| of |  | | |
|  | | | |
| I, *[full name]* | |  | |
|  | |  | |
| of *[address]* | |  | |

\*MAKE OATH AND SAY/\*AFFIRM that:-

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| 1. | This affidavit is in respect of a | | | | | | | \*warrant for imprisonment  \*warrant of remand  \*warrant of delivery  \*warrant to seize property  \*warrant to arrest | | | | | | | | | | | | | |
|  | - issued in the above matter on the *[date]* | | | | | | | | | | |  | | | | | |  | | | |
|  |  | | | | | | | | | | | | | | | | | | | | |
| \*2. | The above warrant was received on | | | | | | | | | |  | | | | | and since that date has been lost or | | | | | |
|  | destroyed within this office and after a thorough and diligent search, cannot now be located; | | | | | | | | | | | | | | | | | | | | |
|  |  | | | | | | | | | | | | | | | | | | | | |
| \*3. | The above warrant was never received at this station/office; | | | | | | | | | | | | | | | | | | | | |
|  |  | | | | | | | | | | | | | | | | | | | | |
| \*4. | Checks have been made with the Police Records Section (IBR) and /or Police Computer System (L.E.A.P) to no avail; | | | | | | | | | | | | | | | | | | | | |
|  |  | | | | | | | | | | | | | | | | | | | | |
| \*5. | The above warrant was received at | | | | | | | | |  | | | | | | | | | | station/office | |
|  | on *[date]* | |  | | | | | | | and on *[date]* | | | |  | | | | | was returned to the | | |
|  | Magistrates’ Court at | | | | |  | | | | | | | | | | |  | | | | |
|  |  | \*executed; | | | | | | | | | | | | | | |  | | | | |
|  |  | \*executed and the defendant bailed to [*date]* | | | | | | | | | | | | |  | | | | | |  |
|  |  | \*unexecuted; | | | | | | | | | | | | | | |  | | | | |
|  |  | \*for amendment/re-issue; | | | | | | | | | | | | | | |  | | | | |
|  |  |  | | | | | | | | | | | | | | |  | | | | |
| \*6. | Other reasons- | | | | | | | | | | | | | | | | | | | | |
|  |  | | | | | | | | | | | | | | | | | | | | |
| The contents of this affidavit are true and correct and I make it knowing that a person making a false affidavit may be prosecuted for the offence of perjury. | | | | | | | | | | | | | | | | | | | | | |
| \*Sworn/\*Affirmed at | | | |  | | | | | | | | |  | | | | | | | | |
| on the | | | |  | | | day of | | | | | |
|  | | | | | | | | | 20 | | | |
|  | | | | |  | | | | | | | |  | | | | | | | | |
| Before me | | | | |  | | | | | | | |
| A person authorised under section 19(1) of the ***Oaths and Affirmations Act 2018*** to make an affidavit. | | | | | | | | | | | | | | | | | | | | | |

\* delete where not applicable