

**FORM 46**

Rule 91

**NOTICE OF APPLICATION FOR DIRECTION THAT ACCUSED APPEAR BEFORE COURT BY AUDIO VISUAL LINK**

(Section 42M of the **Evidence (Miscellaneous Provisions) Act 1958**)

In the Magistrates' Court  
of Victoria at [venue] \_\_\_\_\_ Court Reference: \_\_\_\_\_

Informant: \_\_\_\_\_

Accused: \_\_\_\_\_

**PARTICULARS OF APPLICATION**

TAKE NOTICE that the applicant, \_\_\_\_\_, intends to apply to the Court for a direction that the accused appear before it by audio visual link.

1. Type of hearing: \_\_\_\_\_
2. Date of hearing: \_\_\_\_\_
3. The grounds on which this application is made are: *(set out grounds)*

4. Is this application being made with the consent of the parties to the proceeding?  
 Yes       No

5. If the answer to question 4 is No, what parties have not given consent?  
\_\_\_\_\_

6. If the accused is in custody, do facilities exist for an audio visual link?  
 Yes       No

Date: \_\_\_\_\_  
\_\_\_\_\_ *Signature of applicant*

**PARTICULARS OF HEARING**

*(to be completed by the Registrar)*

The application will be heard before the Court at \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_ am / pm or so soon afterwards as the business of the Court allows.

Filed: \_\_\_\_\_