



Magistrates' Court Victoria

Practice Direction

No.5 of 2012

Court 1, Melbourne Magistrates' Court

The Chief Magistrate issues this Practice Direction pursuant to section 16A of the *Magistrates' Court Act* 1989.

Practice Direction 4 of 2006 is hereby revoked.

The following directions will apply to all matters listed in Court 1 at Melbourne Magistrates' Court:

1. Custody Centre to fax list for Court 1 to Police Prosecutor, OPP and Victoria Legal Aid by 8.00 am.
2. Court 1 clerk to be in court from 9.10 am.
3. A Police Prosecutor and OPP prosecutor to be in attendance in Court 1 from 9.15am to liaise with informants and legal practitioners.
4. Paperwork for overnight remands to be lodged with the Custody Centre no later than 8.30am. After 8.30am, paperwork to be lodged direct with the Court. This includes charges and remand summaries.
5. Interview booths on the ground floor are available for accused in custody to see their legal representatives before appearing in Court. Visits should be no longer than 10 minutes and are subject to the availability of Custody Centre staff.
6. There will be a 9.30am call-over of Summary Contests and booked in Summary Bail Applications. All appearances for contest and booked in summary bail applications will be taken by the Clerk in Court 1 prior to 9.30am. Contests will be allocated to appropriate Courts after the call-over.
7. All other Court 1 appearances to be made to the Court 1 Appearance Counter on the ground floor by 10.00am.
8. Overnight Remands where an intention to apply for bail is indicated to the Court should be in a position to proceed by 2.00pm. If not ready by 2.00pm, these matters may be adjourned to another day.
9. Lengthy bail applications may need to be adjourned and booked in for hearing, unless Court 1 or another Court is available to hear them.

10. Where an accused person has been arrested during the course of the day, Informants must have all necessary paperwork filed with the Court and the accused lodged in the Custody Centre prior to 3.30pm.
11. Court 1 should have its caseload for the day finalised by 4.00pm. This Court sits as a Duty Court between the hours of 4.00 – 5.00pm and will not ordinarily sit past 5.00pm.

This Practice Direction **commences 1 July 2012.**

Ian L Gray
Chief Magistrate
Dated: 08 June 2012