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| Magistrates’ Court Criminal Procedure Rules 2019 | | | | | | | | | | | | | | | | |
| Rule 58, 71, 74 | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | |
| **FORM 31** | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | |
| **APPLICATION** | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | |
| In the Magistrates’ Court of | | | | | | | | | | |  | | | | Court Ref: |  |
| Victoria at | | | [venue] | | | | | | | |  | | | | | |
|  | | | | | | | | | | |  | | | | | |
| TO: | | *[identify party (if any) to whom notice of application is to be given]* | | | | | | | | | | | | | | |
| THE APPLICANT | | | | [name] | | | | | | |  | | | | | |
| applies - | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | |
| \*1. for an order that a special mention hearing takes place. | | | | | | | | | | | | | | | | |
| *[set out purpose of special mention hearing, as required by Rule 74]* | | | | | | | | | | | | | | | | |
| \*2. for leave to cross-examine | | | | | | | | | | *[insert name of witness]* | | | | | | |
| , after the expiry of the period for giving notice of cross-examination under section 120 of the **Criminal Procedure Act 2009**. | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | |
| \*3. for the following orders - | | | | | | | | | | | | | | | | |
| *[set out details of order(s) sought. Also set out the grounds for the application]* | | | | | | | | | | | | | | | | |
| The \*committal mention date/\*committal hearing date in this committal proceeding is: | | | | | | | | | | | | | | | | |
| date | | | | | | | |  | | | | | |  | | |
|  | | | | | | | | | | | | | | | | |
| The application will be heard at the Magistrates’ Court at | | | | | | | | | | | | | [venue] | | | |
| on | [date] | | | | at | | [time] | | a.m./p.m. | | | |  | | | |
| or so soon afterwards as the business of the Court allows. | | | | | | | | | | | | | | | | |
|  | | | | | | | | | | | | | | | | |
| Signature of applicant or applicant’s legal practitioner | | | | | | | | | | | | | | | | |
|  | | | |  | | | | | | | |  | | | | |
| *[signed]* | | | | | | | | | | | | | | | | |
| Name: | | | |  | | | | | | | | | | | | |
| Firm: | | | |  | | | | | | | | | | | | |
| Telephone: | | | |  | | | | | | | | | | | | |
| Email address: | | | |  | | | | | | | | | | | | |
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| Date: | |  | | | |  | | | | | | | | | | |
|  | | | |  | | | | | | | |  | | | | |
|  | | | | Registrar | | | | | | | | | | | | |
| \*Delete if not applicable | | | | | | | | | | | | | | | | |