

Form D
APPLICATION FOR DIVERSION HEARING ON THE PAPERS

In the Magistrates' Court
of Victoria at [venue] _____ Court Ref: _____

Informant: _____

Accused:

Date matter is currently listed: _____

The Accused is not legally represented

The Accused is represented by: _____

Does the Accused consent to the Diversion proceeding on the papers? Yes No

Does the Prosecution consent to the Diversion proceeding on the papers? Yes No

Has the victim been consulted? (If yes, victim response must be provided) Yes No

OFFENCES

Are there co-offenders? Yes No

If yes, names of co-offenders:

Is the matter family violence related? Yes No

Is there a current intervention order? Yes No (If yes, copies to be attached)

Charges to proceed in diversion hearing, with agreed amendments (if any) and maximum penalties (copies to be attached):

Charges to be withdrawn (if any):

DOCUMENTS ATTACHED

YES

- Completed and signed Diversion notice
- Completed Diversion questionnaire
- Copy of charge(s) upon which Diversion is sought with agreed amendments (if any)
- Charges to be withdrawn if matter proceeds to Diversion
- Agreed summary of facts
- Victim impact statement (if any)
- Agreed criminal history (if any)
- Outline of Defence submissions (dot point form)
- Outline of Prosecution submissions or materials (if any, dot point form)
- Any mitigatory materials upon which Defence rely
- Current intervention orders (if any)
- Ancillary Orders (if any)

REQUEST FOR DIVERSION HEARING ON THE PAPERS

Signature of legal practitioner of Accused OR Accused

DATE:

Name of legal practitioner or Accused:

Email:

Telephone:

Signature of Prosecutor

DATE:

Name of Prosecutor:

Email:

Telephone: