Magistrates’ Court Practice Direction No. 11 of 2020

**Form S**

**REQUEST FOR SENTENCE INDICATION HEARING ON THE PAPERS**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| In the Magistrates' Court of Victoria at [*venue*] | |  | Court Ref: |  |
| Informant: |  | | | |
| Accused: |  | | | |

|  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
|  | The Accused is not legally represented | | | | | | | | |
|  | The Accused is represented by: | |  | | | | | | |
| Date matter is currently listed: | |  | | | | | |
|  | | | | | |  |  | | |
| Does the prosecution consent to a sentence indication hearing on the papers? | | | | | | Yes | No | | |
| Does the accused consent to a sentence indication hearing on the papers? | | | | | | Yes | No | | |
| **OFFENCES** | | | | | | | | | |
| Are there co-offenders? | | | | Yes  No | | | | | |
| If yes, names and sentence details of co-offenders (if any): | | | |  | | | | | |
| Is it a summary offence(s)? | | | | Yes  No | | | | |
| Is it an indictable offence(s) to be heard summarily? | | | | Yes  No | | | | | |
| If yes to the above, does the accused consent to jurisdiction? | | | | Yes  No | | | | | |
| Is the matter family violence related? | | | | Yes  No | | | | | |
| Is there a current intervention order? | | | | Yes  No (If yes, copies to be attached) | | | | | |
| **OTHER MATTERS** | | | | |  | | | | |
| Is the accused in custody in relation to these matters? | | | | Yes | No (If yes, refer to Practice Direction No. 5) | | | | |
| Agreed PSD: | | | |  |  | | | | |
| Are there any mandatory orders that apply? | | | | Yes | No | | | | |
| If yes to the above, please outline: | | | |  |  | | | | |

**Charges to proceed in sentence indication hearing, with agreed amendments (if any) including maximum penalties (copies to be attached):**

**Charges to be withdrawn (if any):**

**ANCILLARY ORDERS SOUGHT**

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
|  | **YES** | **NO** | **CONSENT?** | | | **YES** | **NO** | **CONSENT?** |
| Restitution |  |  |  |  | Compensation |  |  |  |
| Forfeiture/Disposal |  |  |  |  | Forensic Procedure |  |  |  |
| Other (specify and attach) |  |  |  |  | Licence Order |  |  |  |
|  |  |  |  |  |  |  |  |  |

|  |  |  |
| --- | --- | --- |
| **DOCUMENTS ATTACHED** | | **YES** |
| Copy of charge(s) upon which indication sought with agreed amendments (if any) | |  |
| List of charges to be withdrawn if the matter proceeds to sentence hearing (if any) | |  |
| Agreed summary | |  |
| Agreed criminal history (if any) | |  |
| Copy of ancillary orders sought | |  |
| Outline of Defence submissions (dot point form) | |  |
| Outline of Prosecution submissions (if any, dot point form) | |  |
| Any references or reports upon which defence rely |  |  |

**REQUEST FOR SENTENCING INDICATION 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: