Request to access the Drug Court

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| **Select one box only** | drugcourtdandenong@courts.vic.gov.au |
| [drugcourtmelbourne@courts.vic.gov.au](mailto:drugcourtmelbourne@courts.vic.gov.au) |

|  |  |  |  |
| --- | --- | --- | --- |
| **ACCUSED DETAILS** | | | |
| Surname: |  | | |
| Given Names: |  | CRN: |  |
| Is your client in custody? | Yes  No | Date of Birth: | / / |
| Usual place  of residence: | | | |
| Does the accused identify as: Aboriginal  TSI  Both  N/A | | | |
| What is the accused country of birth? | | | |
| Legal practitioner’s name: | | | |
| Name of firm: | | | |
| Legal practitioner’s email: | | | |
| Legal practitioner’s mobile: | | Office phone number: |  |
| Is an interpreter required? Yes  No  If yes, what language? | | | |
| Have all reports (e.g. medical/psych reports) been attached? Yes  No | | | |

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| --- | --- |
| **MATTERS REFERRED FOR SCREENING** | |
| **Informant** | **Next Hearing Date** |
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By lodging this document with the Drug Court, I (*insert name*)…………………………………………… hereby certify that the cases listed above are ready to proceed as guilty pleas with all negotiations completed (**screening will not progress unless matters are certified as ready**).

SIGNATURE: ……………………………

(Legal Practitioner)

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| **DRUG COURT ELIGIBILITY CRITERIA** | | | |
| **Criteria** | **Yes** | **No** | **Unsure** |
| 1. Catchment area[[1]](#footnote-1): Does the accused qualify? |  |  |  |
| 1. Guilty plea[[2]](#footnote-2): Is the case ready to proceed as a guilty plea? |  |  |  |
| 1. Serious offences[[3]](#footnote-3): Would the offences warrant immediate gaol? |  |  |  |
| 1. Is the accused dependant on drugs and/or alcohol[[4]](#footnote-4)? |  |  |  |
| 1. Are any sex offences amongst the charges coming to the Drug Court[[5]](#footnote-5)? |  |  |  |
| 1. Do any of the offences involve the infliction of actual bodily harm[[6]](#footnote-6)? |  |  |  |
| 1. If, yes, is that actual bodily harm of a minor nature[[7]](#footnote-7)? |  |  |  |
| 1. Is the accused subject to the following[[8]](#footnote-8): | | | |
| 1. Parole; and/or |  |  |  |
| 1. A sentencing order of the County or Supreme Court? |  |  |  |
| 1. Are there breach proceedings listed at the County Court? |  |  |  |
| 1. When is the breach listed? | | | |

**Please email completed form to the Drug Court ASAP**

1. The usual place of residence of the [accused](http://www6.austlii.edu.au/cgi-bin/viewdoc/au/legis/vic/consol_act/mca1989214/s3.html#accused) (if he or she has one) is within a postcode area within the specified catchment area of the Drug Court (s4B(1)(b) Magistrates’ Court Act 1989). [↑](#footnote-ref-1)
2. The Drug Court will not hear contests or contest mentions nor undertake summary case conferences. All disputed charges must be resolved in the general division of the Magistrates’ Court before the case can come to the Drug Court. S18Z(1)(a) Sentencing Act 1991. [↑](#footnote-ref-2)
3. s18Z(1)(d) Sentencing Act 1991 [↑](#footnote-ref-3)
4. s18Z(1)(c) Sentencing Act 1991 [↑](#footnote-ref-4)
5. s18Z(1)(a)(i) Sentencing Act 1991 [↑](#footnote-ref-5)
6. s18Z(1)(a)(ii) Sentencing Act 1991 [↑](#footnote-ref-6)
7. s18Z(5) Sentencing Act 1991 [↑](#footnote-ref-7)
8. S18Z(2) Sentencing Act 1991 [↑](#footnote-ref-8)