

Children's Court Criminal Procedure Rules 2019 [S.R. No. 161/2019]
Children, Youth and Families Act 2005
(Section 119 of the **Criminal Procedure Act 2009**)

Rule 2.06H

FORM 6D
CASE DIRECTION NOTICE

In the Children's Court
of Victoria at _____

[venue]

Court Ref: _____

TO: The registrar

TAKE NOTICE that –

- the accused / accused's legal practitioner / DPP / informant seeks a ground rules hearing;
- the accused / accused's legal practitioner has read the brief of evidence;
- the DPP or informant has read the brief of evidence;
- the accused and the DPP or informant have discussed whether this matter can be resolved by a plea / pleas of guilty / and, if so, on what charge(s).
- the accused and the DPP or informant propose that this committal proceeding be dealt with as follows-
- 1. The court should determine the committal proceeding at the committal mention hearing.

At the committal mention hearing, will the accused submit that the accused should not be committed for trial? Yes No

If committed for trial, how does the accused intend to plead?

Guilty Not Guilty Not applicable (charge to be withdrawn)

Basis of indication of intention to plead

*[If the accused indicates an intention to plead on a particular basis or bases, briefly indicate that basis or those bases.
For example - The indication is made without prejudice in the course of negotiations to settle the matter. The indication is made on the basis that the informant will withdraw particular charges.]*

4. The accused will apply for leave to cross-examine the following witness or witnesses:

Name of witness	Does the informant oppose leave being granted?	Issue, relevance & justification Issue: <i>[indicate the issue or issues identified by the accused to which the proposed questioning relates]</i> Relevance: <i>[indicate why the accused considers that evidence of the witness is relevant to that issue or those issues]</i> Justification: <i>[indicate why the accused considers that cross-examination on that issue or those issues is justified]</i>	Opposition <i>[indicate why the informant opposes leave being granted]</i>
	<input type="checkbox"/> Yes <input type="checkbox"/> No	Issue: Relevance: Justification:	
	<input type="checkbox"/> Yes <input type="checkbox"/> No	Issue: Relevance: Justification:	

	<input type="checkbox"/> Yes <input type="checkbox"/> No	Issue: Relevance: Justification:	
	<input type="checkbox"/> Yes <input type="checkbox"/> No	Issue: Relevance: Justification:	
	<input type="checkbox"/> Yes <input type="checkbox"/> No	Issue: Relevance: Justification:	

- 5. The particulars of previous convictions of any witness on whose evidence the prosecution intends to rely in the committal proceeding.
- 6. The accused seeks the production of an item or items listed in the hand-up brief and the informant objects to the production of the item or items—

Item	Ground for objection
<i>[describe the item(s)]</i>	<i>[indicate the informant's ground for objecting to producing the item]</i>

- 7. The accused seeks the production of an item or items not included in the hand-up brief.
- 8. The accused is prepared / not prepared to proceed with the committal hearing while a forensic procedure, examination or test described in the hand-up brief remains incomplete.
- 9. The accused and the DPP or informant seek an adjournment of the committal proceeding.

Reason(s) for adjournment—

(indicate the reason(s) for the proposed adjournment)

Date:

Signature of accused / accused's legal practitioner:

Name:

Firm:

Telephone:

Date:

Signature (for or on behalf of the DPP or informant) _____

Name:

Telephone:

Email address: