

## **PRACTICE DIRECTION**

**(No. 28 of 1999)**

### **Criminal procedure: cooperation with Commonwealth law enforcement agencies**

1. Practice Direction No. 5 of 1999 established the procedure to be followed, subject to the discretion of the Judge in any particular case, where section 13A of the *Penalties and Sentences Act* 1992 applies.
2. Section 21E of the *Crimes Act* 1914 provides for the comparable situation with relation to sentencing for Commonwealth offences, although section 21E does not make the detailed provision contained in section 13(2) and (3) of the *Penalties and Sentences Act*.
3. There will usually be no reason why the procedure which has worked well in the implementation of section 13A should not also be followed, with any necessary adaptation, with relation to section 21E, subject always however to the discretion of the Judge in any particular case.
4. Judges will, subject to that qualification, expect comparability of approach, whether the proceedings be State or Commonwealth, and in accordance with the procedure prescribed in Practice Direction No. 5 of 1999.

Paul de Jersey  
**Chief Justice**

20 September 1999