

District Court of Queensland

Sexual Violence Case Management - Frequently Asked Questions

What is expected at Indictment Presentation?

At presentation of an indictment alleging a sexual violence (SV) offence, where the matter is not proceeding to sentence, the judge will order:

- the matter be placed on the SV List;
- the matter be listed for a Case Review Hearing four weeks from indictment presentation;
- the ODPP to file particulars and the statement of facts prior to the Case Review Hearing; and
- the Case Conference Registrar be permitted to inspect s93A transcripts filed by the ODPP and/or for ODPP to email the s93A transcripts directly to the Case Conference Registrar.

Can SV matters presented prior to 2 September 2024 be placed on the SV list?

Yes, there is discretion for matters presented prior to 2 September 2024 to be placed on the SV list, either by the courts own motion, or by application brought by the Prosecution or Defense, where the legal practitioner with carriage of the matter identifies that it would be beneficial to the case ([11] PD 3 of 2024).

Where are forms located?

- Forms and other program resources are available on the [Queensland Courts website](#).
- Parties are required to complete Case Review Forms 5 days prior to Case Review Hearings.
- Parties are required to complete Trial Readiness Forms 5 days prior to Trial Readiness Hearings.
- Self-represented defendants are to complete a separate [Case Management Form](#) available online, or via a paper copy provided by ODPP in Court.

What time of day should SV list hearings be scheduled?

SV list court events are listed at the discretion of the Judge. It is suggested to list SV list hearings at or around 9:00am or 2:00pm to accommodate parties appearance in 9:30am mentions.

Who should appear at SV list Court events?

The practitioner who has carriage of the matter is expected to appear at Case Review and Trial Readiness, or a representative on behalf of that person if the Case Review and Trial Readiness Forms have been completed comprehensively, and the representative is provided with thorough instructions ([28-29, 40] PD 3 of 2024).

Trial Counsel is required to appear at the Mediated Case Conference ([33] PD 3 of 2024). For more information about the Mediated Case Conference please refer to the relevant [Frequently Asked Questions](#).

What if parties are not ready to list at Case Review?

The Case Review Hearing will go ahead if parties do not have all court dates confirmed prior.

If, at the Case Review Hearing, parties are not ready to list the trial date or all pre-trial hearings, the matter should be listed for a Directions Hearing - Case Management ([38-39] of PD 3 of 2024).

Do all SV list matters receive a #1 trial listing?

Every effort should be made to ensure matters are ready to proceed on the dates set and that delays are minimised ([8.11] PD 3 of 2024). Practitioners should be aware that the Court will seek to list the trial within eight months of presentation of indictment. This will not always be a #1 listing ([8.15] PD 3 of 2024).

For general enquiries please email SV.Case.Reform@justice.qld.gov.au.