

QUEENSLAND
JUSTICES ACT 1886
Sections 114, 115

Annexure A to Practice Direction 14 of 2010

**Magistrates Court of Queensland
Notice of Intention to Proceed via Registry Committal**

Court Location:

Defendant:

Paragraphs 1 – 9 are to be completed by defence

1. I, <name of legal representative>, Legal Practitioner with <name of firm>, am the legal representative of the above mentioned defendant.
2. <name of defendant> is charged with the following indictable offence/s which are not to be heard summarily.

List of charges

File No.	Chg No.	Details of Offence in full

3. The defendant consents to proceed via registry committal on the abovementioned charges.
4. The defendant is not in custody and is not in breach of his/her bail conditions, or the defendant is remanded in custody for the indictable offences.
5. The defendant does not intend to give evidence or call any witness in relation to the defendant's committal for the indictable offences.
6. The defendant acknowledges that the functions of the clerk of the court for a registry committal do not include considering or deciding whether the evidence before the clerk of the court is sufficient to put the defendant on trial for the indictable offences.

7. Election as to plea (NB: one election only must be nominated)

- The defendant wishes to enter no plea and to be committed for trial to the <court type> at <court location>.
- The defendant wishes to enter a plea of not guilty and to be committed for trial to the <court type> at <court location>.
- The defendant wishes to enter a plea of guilty and to be committed for sentence to the <court type> at <court location>. Exhibit A to this Notice of Intention to Proceed Via Registry Committal is an *Acknowledgment of Plea* notice.

8. Election as to written statements in the proceeding. The defendant has/has not (strike out whichever is inapplicable) been given copies of the written statements in the proceeding: and (select one if applicable)

- The defendant consents to the Clerk of the Court ordering the defendant be committed for trial or sentence without the written statements in the proceeding being filed in the court.
- The defendant consents to the Clerk of the Court ordering the defendant be committed for trial or sentence without the written statements in the proceeding being given to the defendant.
- The defendant consents to the Clerk of the Court ordering the defendant be committed for trial or sentence without the written statements in the proceeding being filed in the court and without the written statements in the proceeding being given to the defendant.
- The defendant consents to the Clerk of the Court ordering the defendant be committed for trial or sentence without the written statement¹ of <name child/children> contained on a film, negative, tape or other device in which one or more visual images are embodied being filed in the court.

9. Transfer of jurisdiction by consent, (delete if not applicable). The defendant consents to the matter being committed for trial/sentence to the <court type> at<court location> in accordance with sections 108(2) or 113(4) and 115(7) or 115(8) of the Justices Act 1886.

Signed

Practitioner name and firm:

Date:

Place:

[NB: If the defendant's bail undertaking includes a surety, a Surety Requirements for Bail varied upon Registry Committal Proceedings notice must also be filed]

¹ In this form 'written statement' has the meaning given in the Justices Act 1886, section 110A as amended by the Evidence Act 1977, section 21AF and Schedule 3.

Paragraphs 10 – 11 are to be completed by the prosecution

10. I, *<name of police prosecutor / legal officer / prosecutor>*, Police Prosecutor / Legal Officer / Prosecutor with *<name of organisation>*, confirm the details as outlined in paragraphs 2 and 8 and confirm that all evidence of witnesses for the prosecution (*including the evidence of any affected child under the Evidence Act 1977, part 2, division 4A, given under the requirements of that division*) is intended to be given in written statements.

11. Transfer of jurisdiction by consent, (delete if not applicable) The prosecution consents to the matter being committed for trial/sentence to the *<court type>* at *<court location>* in accordance with *sections 108(2) or 113(4) and 115(7) or 115(8) of the Justices Act 1886.*

Signed

Police Prosecutor/Legal Officer/Prosecutor name:

Date:

Place:

QUEENSLAND
JUSTICES ACT 1886
Sections 114, 115

Annexure B to Practice Direction 14 of 2010

**Magistrates Court of Queensland
Notice of Intention to Proceed via Registry Committal on
Amended / Substituted Charges**

Court Location:

Defendant:

Paragraphs 1 – 11 are to be completed by defence

1. I, <name of legal representative>, Legal Practitioner with <name of firm>, am the legal representative of the above mentioned defendant.

2. <name of defendant> is charged with the following indictable offence/s which are not to be heard summarily:

List of charges

File No.	Chg No.	Details of Offence in full

Withdrawal of Charges

3. The following charges have been withdrawn [*Delete if not applicable*]:

File No.	Chg No.	Details of Offence in full

List of finalised charges for registry committal

4. Following the amendment or substitution of charges the defendant is to be committed upon the finalised charges in the below schedule *[If an amendment relates to the wording of the charge, italicise the amendment]*:

File No.	Chg No.	Details of Offence in full

5. The defendant consents to proceed via registry committal on the finalised charges as outlined in section 4 of this form.
6. The defendant is not in custody and is not in breach of his/her bail conditions, or the defendant is remanded in custody for the indictable offences.
7. The defendant does not intend to give evidence or call any witness in relation to the defendant's committal for the indictable offences.
8. The defendant acknowledges that the functions of the clerk of the court for a registry committal do not include considering or deciding whether the evidence before the clerk of the court is sufficient to put the defendant on trial for the indictable offences.
9. Election as to plea (NB: one election only must be nominated)
- The defendant wishes to enter no plea and to be committed for trial to the <court type> at <court location>.
- The defendant wishes to enter a plea of not guilty and to be committed for trial to the <court type> at <court location>.
- The defendant wishes to enter a plea of guilty and to be committed for sentence to the <court type> at <court location>. Exhibit A to this Notice of Intention to Proceed Via Registry Committal is an *Acknowledgment of Plea* notice.
- 10. Election as to written statements in the proceeding.** The defendant has/has not (strike out whichever is inapplicable) been given copies of the written statements in the proceeding; and (select one if applicable)
- The defendant consents to the Clerk of the Court ordering the defendant be committed for trial or sentence without the written statements in the proceeding being filed in the court.
- The defendant consents to the Clerk of the Court ordering the defendant be committed for trial or sentence without the written statements in the proceeding being given to the defendant.

- The defendant consents to the Clerk of the Court ordering the defendant be committed for trial or sentence without the written statements in the proceeding being filed with the court and without the written statements in the proceeding being given to the defendant.
- The defendant consents to the Clerk of the Court ordering the defendant be committed for trial or sentence without the written statement² of <name child/children> contained on a film, negative, tape or other device in which one or more visual images are embodied being filed in the court.

11. *(Transfer of jurisdiction by consent, delete if not applicable) The defendant consents to the matter being committed for trial / sentence to the <court type> at <court location> in accordance with sections 108(2) or 113(4) and 115(7) or 115(8) of the Justices Act 1886.

Signed
 Practitioner name and firm:
 Date:
 Place:

[NB: *If the defendant’s bail undertaking includes a surety, a Surety Requirements for Bail varied upon Registry Committal Proceedings notice must also be filed*]

Paragraphs 12 – 14 are to be completed by the prosecution

12. I, <name of police prosecutor / legal officer / prosecutor>, Police Prosecutor / Legal Officer / Prosecutor with <name of organisation>, agree to this matter proceeding via registry committal on the finalised charges as outlined in paragraph 4 of this form.

13. The prosecution confirm the details outlined in paragraph 11 and confirm that all evidence of witnesses for the prosecution (*including the evidence of any affected child under the Evidence Act 1977, part 2, division 4A, given under the requirements of that division*) is intended to be given in written statements.

14. *(Transfer of jurisdiction by consent, delete if not applicable) The prosecution consents to the matter being committed for trial/sentence to the <court type> at <court location> in accordance with sections 108(2) or 113(4) and 115(7) or 115(8) of the Justices Act 1886.

Signed
 Police Prosecutor/Legal Officer/Prosecutor name:
 Date:
 Place:

² In this form ‘written statement’ has the meaning given in the *Justices Act 1886*, section 110A as amended by the *Evidence Act 1977*, section 21AF and Schedule 3.

QUEENSLAND
JUSTICES ACT 1886
Section 114(2)

Annexure C to Practice Direction 14 of 2010

**Magistrates Court of Queensland
Acknowledgement of Plea**

Exhibit A to the *Notice of Intention to Proceed via Registry Committal OR
Notice of Intention to Proceed via Registry Committal on Amended /
Substituted / Withdrawn Charges* regarding <name of defendant>
signed by <practitioner name> on <date> at
<place>:

I, <name of defendant>, plead guilty to the following offences:

List of finalised committal charges

Chg No.	Details of Offence in full

I acknowledge that I am not obliged to enter any plea and have nothing to hope from any promise, and nothing to fear from any threat, that may have been held out to induce me to make any admission or confession of guilt.

Signed.....
Name of Defendant.....

Signed
Practitioner name and firm name:
Date:
Place: