

Criminal Benchbook Update Notes – March 2008

1. Remove the old “Contents” pages numbered 1.1 to 1.8. Replace with the new “Contents” pages numbered 1.1 to 1.8.
2. Remove the old “Update Notes – March 2007” pages numbered 2.1 to 2.2. Replace with the new “Update Notes – March 2008” pages numbered 2.1 to 2.2.
3. Remove the old “Table of Cases” numbered 3.1 to 3.24. Replace with the new “Table of Cases” pages numbered 3.1 to 3.25.
4. Remove the old “Trial Procedure” direction pages numbered 5B.1 to 5B.11. Replace with the new “Trial Procedure” direction pages numbered 5B.1 to 5B.13.
5. Remove the old “Evidence of Affected Children” direction pages numbered 10.1 to 10.2. Replace with the new “Evidence of Affected Children” direction pages numbered 10.1 to 10.3.
6. Remove the old “Special Witnesses” direction pages numbered 11.1 to 11.2. Replace with the new “Special Witnesses” direction pages numbered 11.1 to 11.3.
7. Remove the old “Tape Recordings and Transcripts” direction pages numbered 20.1 to 20.2. Replace them with the new “Tape Recordings, Transcripts and Exhibits” direction pages numbered 20.1 to 20.3.
8. Remove the old “Separate Consideration of Charges – Single Defendant” direction pages numbered 34.1 to 34.2. Replace with the new “Separate Consideration of Charges – Single Defendant” direction pages numbered 34.1 to 34.2.
9. Remove the old “Lies Told By The Defendant (Consciousness of Guilt)” direction pages numbered 38.1 to 38.3. Replace with the new pages “Lies Told By The Defendant (Consciousness of Guilt)” direction pages numbered 38.1 to 38.3.
10. Remove the old “Motive” direction page numbered 47.1. Replace with the new “Motive” direction page numbered 47.1.
11. Remove the old “Flight as Demonstrating Consciousness of Guilt” direction pages numbered 48.1 to 48.2. Replace with the new “Flight and other Post Offence Conduct as Demonstrating Consciousness of Guilt” direction pages numbered 48.1 to 48.2.
12. Remove the old “Identification” direction pages numbered 49.1 to 49.7. Replace with the new “Identification” direction pages numbered 49.1 to 49.7.
13. Remove the old “Intention” direction page 56.1. Replace with the new “Intention” direction page 56.1.

14. Remove the old “Uncharged Sexual (or violent) Acts” direction pages numbered 66.1 to 66.4. Replace with the new “Uncharged Sexual (or violent) Acts” direction pages numbered 66.1 to 66.4.
15. Remove the old “Attempts” direction pages 68.1 to 68.2. Replace with the new “Attempts” direction pages 68.1 to 68.2.
16. Remove the old “Parties to An Offence: ss 7, 8” direction pages 71.1 to 71.15. Replace with the new “Parties to An Offence: ss 7, 8” direction pages 71.1 to 71.15.
17. Remove the old “Claim of Right ss 22(2)” direction pages 73.1. Replace with the new “Claim of Right s 22(2)” direction page 73.1.
18. Remove the old “Unwilled Acts (Automatism)s s 23(1)(a)” direction pages 74.1 to 74.2. Replace with the new “Unwilled Acts (Automatism)s s 23(1)(a)” direction pages 74.1 to 74.2.
19. Remove the old “Commonwealth Offences” direction pages 89.1 to 89.4. Replace with the new “Commonwealth Offences” direction pages 89.1 to 89.4.
20. Replace the old “Indecent Dealing with a child under 16 s 210(1)(a)” direction pages 119.1 to 119.2. Replace with the new “Indecent Dealing with a child under 16 s 210(1)(a)” direction pages 119.1 to 119.2.
21. Replace the old “Wilfully and unlawfully exposing a child under 16 to an indecent act s 210(1)(d)” direction page 122.1. Replace with the new “Wilfully and unlawfully exposing a child under 16 to an indecent act s 210(1)(d)” direction page 122.1.
22. Replace the old “Exposing a child under 16 to an indecent object etc s 210(1)(e)” direction pages 123.1 to 123.2. Replace with the new “Exposing a child under 16 to an indecent object etc s 210(1)(e)” direction pages 123.1 to 123.2.
23. (To Associates) **DO NOT** discard or replace any page on which your judge has written or made notes.