

Magistrates Courts

Practice Direction No. 5 of 2008

Multi-Day Hearings Case Management at Brisbane Magistrates Court

1. This Practice Direction is intended to assist with case management of the Brisbane Magistrates Court (hereinafter referred to as “the Court”).
2. It applies to all hearings in the Court in which any party in the matter requests that a hearing be listed for in excess of three consecutive days.
3. The Court will not list matters for hearing in excess of three consecutive days unless there has been compliance with this Practice Direction.
4. In the event that any party or parties to any type of hearing in the Court requests that a particular hearing be listed for in excess of three consecutive days, the party or parties requesting the hearing will advise the Brisbane Co-ordinating Magistrate and each other party in the matter (including non-legally represented parties) in writing of the following details:

The names of all parties and the Magistrates Court File Number/s.

A short description of the matter and reasons that the hearing requires more than three consecutive days.

Whether a full brief has been delivered or in the case of a civil matter whether the pleadings have closed.

In summary hearings and civil matters, the number of witnesses to be called by each party to give evidence.

In the case of a Committal , the number of witnesses to be called to give full evidence in chief, and the number of witnesses to be called to be cross-examined.

The estimate of time required by each party for the hearing.

In a Civil matter, whether Alternate Dispute Resolution has been attempted.

The names of counsel in the matter and whether they agree with the number of days requested for the hearing.

Any other matter relevant to the length of the hearing.

Any preferred hearing dates and dates to be avoided.

5. The advice referred to in paragraph 4 is to be given to the Brisbane Co-ordinating Magistrate and each other party in sufficient time before the callover at which the matter is to be given hearing dates to permit the other party or parties to comply with paragraph 6.
6. Upon receipt of the letter referred to in paragraph 4 the legal representative of each other party and each self represented party will advise the Brisbane Co-ordinating Magistrate within seven days of all matters in paragraph 4 relevant to their own case
7. The Brisbane Co-ordinating Magistrate will then determine the number of days for which the matter will be listed and advise the parties of further directions in the matter.
8. The advice may be given to the Brisbane Co-ordinating Magistrate either by:
 - (a) email to cmoffice@justice.qld.gov.au ;
 - (b) facsimile to (07) 3220 0088; or
 - (c) post to GPO Box 1649, Brisbane Qld 4001
9. This Practice Direction is effective from 12th August 2008.



**Judge M P Irwin
Chief Magistrate
12 August 2008**