

Criminal Benchbook Update Notes – February 2015

1. Remove the old “1 – Contents Index” pages. Replace with the new “1 – Contents Index” pages.
2. Add the “2J – Criminal Benchbook Update Notes – February 2014” pages numbered 2J.1 – 2J.2.
3. Remove the old “3 – Table of Cases” pages. Replace with the new “3 – Table of Cases” pages.
4. Remove the old “5B – Trial procedure” pages. Replace with the new “5B – Trial Procedure” pages.
5. Remove the old “10 – Evidence of Affected Children” pages. Replace with the new “10 – Evidence of Affected Children” pages.
6. Remove the old “24 – General Summing Up Directions” pages. Replace with the new “24 – General Summing Up Directions” pages.
7. Remove the old “27 – Defendant giving evidence” pages. Replace with the new “27 – Defendant giving evidence” pages.
8. Remove the old “28A – Defendant not giving evidence, where no adverse inference” pages. Replace with the new “28A – Defendant not giving evidence, where no adverse inference” pages.
9. Remove the old “34 – Separate Consideration of Charges – Single Defendant” pages. Replace with the new “34 – Separate Consideration of Charges – Single Defendant” pages.
10. Remove the old “52 – Jury Failure to Agree” pages. Replace with the new “52 – Jury Failure to Agree” pages.
11. Remove the old “52A – Majority Verdict” pages. Replace with the new “52A – Majority Verdict” pages.
12. Remove the old “55 – Expert Witnesses” pages. Replace with the new “55 – Expert Witnesses” pages.
13. Remove the old “57 – Reasonable Doubt” pages. Replace with the new “57 – Reasonable Doubt” pages.
14. Remove the old “58 – Caution in using hearsay: s 93C(2) *Evidence Act 1977*” pages. Replace with the new “58 – Caution in using hearsay: s 93C(2) *Evidence Act 1977*” pages.

15. Remove the old “64 – Preliminary complaint” pages. Replace with the new “64 – Preliminary complaint” pages.
16. Remove the old “77 – Extraordinary emergency: s 25” pages. Replace with the new “77 – Extraordinary emergency: s 25” pages.
17. Remove the old “80 – Capacity: s 29” pages. Replace with the new “80 – Capacity: s 29” pages.
18. Remove the old “81 – Compulsion: s 31(1)(c)” pages. Replace with the new “81 – Compulsion: s 31(1)(c)” pages.
19. Remove the old “82 – Compulsion: s 31(1)(d)” pages. Replace with the new “82 – Compulsion: s 31(1)(d)” pages.
20. Remove the old “86 – Self-defence: s 271(1)” pages. Replace with the new “86 – Self-defence: s 271(1)” pages.
21. Remove the old “93A – Assault” pages. Replace with the new “93A – Assault” pages.
22. Remove the old “93B – Assault Occasioning Bodily Harm” pages. Replace with the new “93B – Assault Occasioning Bodily Harm” pages.
23. Remove the old “94 – Assault on a Police Officer in Execution of his Duty” pages. Replace with the new “94 – Assault on a Police Officer in Execution of his Duty” pages.
24. Remove the old “105B – Drugs: Commonwealth drug offences under the *Criminal Code Act 1995*” pages. Replace with the new “105B – Drugs: Commonwealth drug offences under the *Criminal Code Act 1995*” pages.
25. Remove the old “106 – Drugs: Possession under the *Drugs Misuse Act 1986*” direction pages. Replace with the new “106 – Drugs: Possession under the *Drugs Misuse Act 1986*” pages.
26. Remove the old “114 – Grievous Bodily Harm” pages. Replace with the new “114 – Grievous Bodily Harm” pages.
27. Remove the old “142 – Threatening Violence: s 75(1) or (2)” pages. Replace with the new “142 – Threatening Violence: s 75(1) or (2)” pages.
28. Remove the old “142A – Threats: s 359” pages. Replace with the new “142A – Threats: s 359” direction pages.
29. Remove the old “153 – Unlawful Wounding: s 323” pages. Replace with the new “153 – Unlawful Wounding: s 323” pages.