



Listing Certificate - Defence Form

Children's Court of Western Australia

	Children's Court of Western Australia
	At:
	Number:
Accused	

1. Status of Accused

(a) Is the accused:

- On bail
 Remanded in detention
 Sentenced in detention
 Remanded in adult custody - Name of Prison
 Sentenced in adult custody - Name of Prison

(b) Have you taken instructions on all PNs in respect of the accused?

- Yes
 No

(c) In relation to all PNs, does the accused intend to:

- Plead guilty?
 Plead not guilty?

PN (Charge Number)	PN (Charge Number)

- Or raise fitness to stand trial?

(Please specify)	PN (Charge Number)

(d) Are there any charges which are currently the subject of negotiation with the prosecution?

Yes

No

PN (Charge Number)	PN (Charge Number)

(e) Have all negotiations been concluded?

Yes

No

2. Communication with Prosecution?

(a) Have section 19B *Children's Court of Western Australia Act 1988* papers been served?

Yes

No

(b) Is any further disclosure sought?

Yes

No

(c) Has there been any discussion as to facts to be agreed or evidence that might be admitted at trial by consent?

Yes

No

If "yes", what is agreed:

If "no", specify why not:

3. Records of Interview/Visually Recorded Interviews

(a) In respect of any proposed records of interview or visually recorded interviews does the media need editing and have the edits been agreed upon?

4. Trial Listing

- (a) Estimated trial length (in days)
- (b) Number of defence witnesses

5. Trial Location

- (a) Where will the trial be listed?
- (b) Are arrangements required for the accused to attend the location from detention?
 Yes No
- (c) Will the accused have to be transported to the trial location for each day of the trial?
 Yes No

6. Trial Preparation

- (a) Are there any disputes as to the admissibility of evidence?
 Yes No

If "yes", specify the evidence in issue and nature of the dispute:

- (b) Is a directions hearing required?
 Yes No

If "yes" specify the issues to be determined and the estimated time required for hearing:

- (c) Does the accused intend to call expert evidence?
 Yes No
- (d) Does the accused intend to give or adduce alibi evidence?
 Yes No
- (e) Does the accused intend to apply for severance or for a separate trial?
 Yes No

(f) Does the accused intend to seek orders that any witness be declared a "special witness"?

Yes No

If "yes", specify:

Witness' name	Date of birth	When application will be made

(g) Does the accused intend to seek orders that any witness give evidence by audiolink or videolink?

Yes No

If "yes", specify:

Witness' name	DOB	Reason for Application	Proposed Location

(h) Does any witness to be called by the accused require an interpreter?

Yes No

If an interpreter is required, the accused must advise the registry not less than 14 days before the trial is due to commence.

(i) Is the trial going to require audio visual or electronic arrangements beyond the use of a court laptop?

Yes No

If "yes", the accused must advise the registry in writing of its requirements not less than 14 days prior to the commencement of the trial.

Testing of the media on the court facility needs to occur prior to the commencement of the trial.

The Court's capabilities as regards electronic evidentiary material are set out in the document entitled "Submission of Electronic Evidentiary Materials in Western Australian Courts".

(j) Are you requesting that a transcript be provided?

Yes No

If "yes", why?:

(k) Are there any other issues that need to be attended to prior to trial?

Yes No

If "yes", specify the issues:

7. Contact Details

Solicitor	
Firm name	
Direct phone number	
Email	

8. Certification

I am the solicitor with the conduct of the defence in this matter.

I certify that:

- (a) in all respects *or* in all respects other than those noted in this certificate (*delete inapplicable*) the defence is ready for the trial of this matter;
- (b) the answers in this certificate are correct to the best of my knowledge and instructions; and
- (c) it is not anticipated that the accused will change his intention to plead not guilty to the PNs listed in 1(b).

I undertake that I will inform the Court as soon as is reasonably practicable after I become aware of any change in circumstances which results in a change to any of my answers on this Listing Certificate.

Signature

Date