

IN THE DISTRICT COURT
AT _____

CRI _____

REGINA

V

ACCUSED'S NAME

DEFENCE MEMORANDUM FOR PRE-TRIAL CALLOVER

6.0 ADMITTED FACTS

6.1 The following facts are admitted for the purpose of trial:

6.1.1

6.1.2

6.1.3

6.2 Only the facts or issues admitted herein shall be regarded as not in dispute at trial.

7.0 ISSUES AT TRIAL

7.1 The issues at trial will be:

7.1.1

7.1.2

7.1.3

7.2 Counsel is not prepared to disclose relevant issues at this stage. If counsel's instructions in this regard change counsel will advise the Crown accordingly.

8.0 WITNESSES

8.1 The evidence of the following witnesses may be admitted by consent at trial:

8.1.1

8.1.2

8.1.3

8.2 The evidence of the following witnesses shall be given viva voce:

8.2.1

8.2.2

8.2.3

8.3 Counsel intends to call the following expert witnesses:

8.3.1

8.3.2

8.4 The following witnesses will be unavailable as follows:

8.4.1

8.4.2

8.4.3

9.0 NOTICE OF HEARSAY

9.1 Counsel gives notice pursuant to s 22 of the Evidence Act 2006 that it proposes to offer hearsay evidence, details in terms of s 22(2)(a) to (g) below (where hearsay statement in writing copy annexed).

9.1.1 The maker of the statement was

9.1.2 *If statement made orally –*
Contents of the statement:

9.1.3 *If s 18(1)(a) relied on -*
The following circumstances provide reasonable assurance that the statement is reliable:

9.1.3.1

9.1.3.2

9.1.4 *If s 19 relied on -*
The document is a business record for the following reason:

9.1.4.1

9.1.5 *If s 18(1)(b)(i) and s 19(1)(a) relied on -*
The person is unavailable as a witness for the following reason:

9.1.5.1

9.1.6 *If s 18(1)(b)(ii) and s 19(1)(c) relied on -*
Undue expense or delay would be caused if the person were required to be a witness for the following reason:

9.1.6.1

10.0 SPECIAL NEEDS AT TRIAL

10.1 Counsel agrees / doesn't agree with the special needs for the trial identified by the Crown.

10.2 Counsel has identified the following special needs for the trial:

10.2.1 Interpreter	Y/N	Language
10.2.2 Video	Y/N	
10.2.3 Audio	Y/N	
10.2.4 Video Conferencing	Y/N	
10.2.5 Other		

11.0 OTHER MATTERS ARISING

11.1 Counsel records that the following matters arise relevant to determination of this case:

11.1.1

11.1.2

12.0 TRIAL ESTIMATE

12.1 Counsel agrees with the Crown's estimate of the duration of the trial /
Counsel estimates the trial will require hearing time.

13.0 TRIAL AVAILABILITY

13.1 The suggested provisional trial date is/is not suitable to Counsel.

13.2 The suggested firm trial date is/is not suitable to Counsel.

13.3 Counsel is not available for trial as follows:

13.3.1

13.3.2

13.3.3

14.0 INTERIM SUPPRESSION OF NAME

14.1 The accused has the benefit of an interim order for suppression of name. That order should be continued until trial.

15.0 BAIL

14.1 The accused is presently on bail that can be continued on the existing conditions.

DATED at this day of

Counsel for the Accused