

E CHARGE DISCONTINUANCE (if applicable)

NATURE OF ACTION

- All charges on this indictment discontinued after indictment presented (NOLLE All Charges).
 - AND another indictment presented in substitution for this indictment.
- Some charges on this indictment discontinued (NOLLE).
 - AND a further indictment presented.
- Indictment stayed by order of the Court (STAY).

STAGE AT WHICH ACTION TAKEN

- After indictment presented, and
- Before the matter was listed for trial or sentence.
- Before the Friday review.
- During the week the matter was listed for trial or sentence.
- On the first day of trial.
- After the first day of trial (Day _____).
- On the day of sentence.

DECISION INITIATING ACTION

- Crown Decision
- Court Decision
- Accused Decision
- Decision of Mental Health Court

REASON FOR ACTION

- CASE ISSUE**
- No prima facie case.
- Material not supplied.
- Trivial matter.
- Not in the public interest to continue prosecution.
- No reasonable prospect of conviction.
- Reduced number of charges adequately reflects criminality.
- Change to correct drafting order.
- Other: _____

WITNESS/COMPLAINANT ISSUE

- Complainant does not wish to proceed.
- Witness avoiding police/has had a change of heart or allegiance.
- Witness: deceased in poor health too old too young
- Witness: unreliable in consistent has poor memory discredited
- Witness not available on listed trial date - Police had advised that witness was unavailable.
- Other: _____

ACCUSED ISSUE

- Accused: deceased too ill to face proceedings in foreseeable future.

JUDGE ISSUE

- Intimated unsafe Considered matter trivial Ruled no case to answer Ordered stay of indictment

CONSULTATION PRIOR TO ACTION

POLICE Consulted Not Consulted

Name/Rank/Rego No: _____

Date of Contact: _____

Officer: agreed disagreed with the proposed action.

COMPLAINANT Consulted Not Consulted

Name: _____

Date of Contact: _____

Complainant: agreed disagreed with the proposed action.

PROSECUTOR WHO SIGNED THE PAPER NOLLE (if applicable): _____

F. SUMMARY OF SENTENCE ON THIS INDICTMENT (if applicable)

IF MORE THAN ONE OFFENCE, SUMMARISE THE TOTAL EFFECTIVE SENTENCE - DO NOT RECORD THE INDIVIDUAL SENTENCES.

- Accused sentenced as a CHILD
- Accused sentenced as an ADULT

- A CONVICTION was RECORDED
- A CONVICTION was NOT RECORDED

IMPRISONMENT ORDERED

IMPRISONMENT/DETENTION ORDERED

CHILD

- Child detained for ____ years ____ months.
- Order for Release of Child after serving ____ % of detention.
- Immediate Release Order re child.

ADULT

- Life imprisonment.
- Adult imprisoned for ____ years ____ months.
- Adult imprisonment totally suspended.
- Adult imprisonment partially suspended after serving ____ years ____ months.
- Operational period of (adult) suspended imprisonment ____ years ____ months.
- Recommendation for parole after having served ____ years ____ months.

Special Orders re Imprisonment

- Declaration of serious violent offence
- Intensive correction order made.
- Indefinite sentence imposed.
- Imprisonment was ordered to be cumulative upon _____

- PRE-SENTENCE CUSTODY DECLARED ____ DAYS.

NON CUSTODIAL ORDER

INTERMEDIATE ORDER

- Probation for ____ years ____ months.
- Community Service ____ hours.
- Probation for ____ years ____ months and Imprisonment for ____ months.

DISCHARGE/RELEASE/GOOD BEHAVIOUR ORDER

- (Adult) Discharge/Release absolutely.
- (Adult) Release on Recognisance for ____ years ____ months
- (Child) Reprimand.
- (Child) Good Behaviour Order for ____ years ____ months
Amount of recognisance \$ _____

FINE

- Fine in the amount of \$ _____
- Fine Option Order made.
- Default Period _____
- Time to Pay _____

COMMUNITY CONFERENCE ORDERED

SENTENCED TO THE RISING OF THE COURT

ORDER MADE UPON BREACH PROCEEDINGS

ORDER MADE FOR BREACH OF SUSPENDED IMPRISONMENT ORDER

- Operational period extended by 12 months
- Offender ordered to serve whole period of suspended sentence: _____
- Offender ordered to serve part of the period of suspended sentence: _____ (period) of _____ (total period)

ORDER MADE FOR BREACH OF COMMUNITY BASED ORDER

- Type of Order Breached: Probation Community Service Intensive Correction
- Offender:
- Admonished and discharged.
 - Sentenced in relation to the original offence.
 - Ordered to pay \$ _____.
 - Committed to prison for balance of term under Intensive Correction Order.
 - No Action Taken.
 - Number of community service hours increased.
 - Period of community service extended.

ADDITIONAL ORDERS

ORDERS RE PROPERTY

RESTITUTION or COMPENSATION ORDERED

- Total amount ordered \$ _____
- Time to Pay _____
- In Default _____

SECTION 685B (CODE) ORDER – PROPERTY HELD BY POLICE

Property subject to order: _____

DRUGS MISUSE ACT FORFEITURE ORDER MADE (Section 34 DMA)

- DMA Forfeiture Order Made:
 - Real Estate Motor Vehicle Vessel Aircraft Shares Bank Account
 - Cash \$ _____ Bank Account \$ _____ Other: _____
- Value of Property for Purpose of Order: \$ _____

CRIMES CONFISCATION ACT ORDER MADE

PECUNIARY PENALTY ORDER Made: \$ _____

FORFEITURE ORDER Made:

- Real Estate Motor Vehicle Vessel Aircraft Shares Bank Account
- Cash \$ _____ Bank Account \$ _____ Other: _____
- Value of Property for Purpose of Order: \$ _____

ORDERS RE ACCUSED

SEXUAL OFFENDER ORDERED TO REPORT TO POLICE (Section 19 Criminal Law Amendment Act 1945)

Period specified to report for: _____

DRIVERS LICENCE DISQUALIFIED (Section 187 Penalties and Sentences Act or Section 194 JJA)

- Disqualified Absolutely
- Disqualified for a period of _____ years _____ months.

WEAPON FORFEITED UNDER WEAPONS ACT (Section 155 Weapons Act)

DISQUALIFIED FROM HOLDING WEAPONS ACT LICENCE OR APPROVAL (Section 155 Weapons Act)

SPECIAL ORDER RE CHILD

- Parent of Child ordered to show cause why they should not pay compensation (Section 197).
- Parent of Child ordered to pay compensation (Section 198). Amount \$ _____
- Order for Child's identifying particulars to be taken (Section 194A JJA).

G OFFENCE OUTCOME SUMMARY

COUNT NUMBER/S	INDICTMENT OFFENCE OUTCOME (all counts with the same outcome can be summarised on the same line) (use terms set out in the index below and attend to other actions as set out in bold in index)
1	Breach

OFFENCE	SUMMARY OFFENCE OUTCOME (use terms set out in the index below and attend to other actions as set out in bold in index)

SECTION 189 OFFENCES TAKEN INTO ACCOUNT ON SENTENCE

INDEX OF TERMS TO BE USED IN "OUTCOME" COLUMN ABOVE

- GUILTY(P) – Guilty Plea GUILTY (T) – Guilty Verdict GUILTY (A-specify alt offence) – Guilty Verdict to statutory alternative: (specify)
- ALTERNATIVE – VERDICT NOT REQUIRED – Accused convicted on count (specify), verdict not required on this count.
- NOT GUILTY – Not Guilty Verdict – PROSECUTOR COMPLETE A BRIEF NTOE OUTLINING DEFENCE ARGUMENT AT TRIAL.
- NOLLE(S) – Nolle at start of proceedings – COMPLETE PART E CHARGE DISCONTINUANCE.
- NOLLE(E) – Nolle after argument/evidence – COMPLETE PART E CHARGE DISCONTINUANCE.
- NOLLE(M) – Nolle at mention – COMPLETE PART E CHARGE DISCONTINUANCE.
- ADJOURNED(C) – Adjourned on Crown application – COMPLETE A NOTE RECORDING REASON.
- ADJOURNED(D) – Adjourned on Defence application – COMPLETE A NOTE RECORDING REASON.
- HUNG – Jury unable to agree.
- STAY – Charge stayed by Court – COMPLETE PART E CHARGE DISCONTINUANCE.
- NO TRUE BILL – No True Bill – COMPLETE PART E CHARGE DISCONTINUANCE.
- MISTRIAL – Mistrial – Jury discharged without verdict – PROSECUTOR COMPLETE A BRIEF NOTE OUTLINING REASON FOR MISTRIAL.
- NO CASE – Judge ruled no case to answer.
- OTHER IN LIEU – Plea on another charge accepted in lieu of this charge – COMPLETE PART E CHARGE DISCONTINUANCE.
- BREACH – Offender deal with for breach of earlier order.



NOTES:

IF YOU ARE NO LONGER ACTING IN MATTER

- (1) Please note that **Practice Direction No. 1 of 1992, CRIMINAL JURISDICTION OF DISTRICT COURT** indicates that Solicitors who acted for an accused person at a committal hearing (unless they have advised that they have ceased to act), or who commence to act for an accused person at any time after committal hearing, are expected to appear at the callover during the sittings to which the accused was committed unless they have been told that an indictment will not be presented on that date.

IF OTHER CHARGES ARE PENDING

- (2) If your client(s) has other charges pending which you are instructed may proceed by ex officio indictment, please advise this Office as soon as possible giving details of the charges and the name and Station of the Arresting Officer in respect of those charges.

IF A PLEA OF GUILTY IS INTENDED

- (3) ***The Penalties and Sentences Act 1992*** provides that a Court may when imposing a sentence have regard to the time at which the offender informed the relevant law enforcement agency of his or her intention to plead guilty. If your client(s) intends to plead guilty to the charge(s) in the indictment, please advise this Office in writing as soon as possible.

IF YOU WISH TO MAKE A SUBMISSION

- (4) If your client(s) wishes to make a submission regarding reduction or discontinuance of the charge(s) in the indictment, whether before presentation of the indictment or after presentation, please forward the submission in writing to the Solicitor for Prosecutions at this Office as soon as possible. Written submissions are preferred.

IF YOU WISH A COPY OF DEPOSITIONS OR EXHIBITS

- (5) If you wish to receive a copy of the Depositions then these are available upon request from the **Listings Officer**, tel (07) 3287 4519.

All physical exhibits can be made available for inspection upon request from the **Listings Officer**, tel (07) 3287 4519. Copies of photographs are available from the Queensland Police Service pursuant to the ***Police (Photographs) Act 1966-1981***.