

SITTINGS REPORT

CORAM:

Long SC DCJ

COURT:

Maroochydore District Court of Queensland

				Sch 4/3/3
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	Sch 4/3/3	<u>650 DAYS</u>
		<u>420 DAYS</u>
		<u>195 DAYS</u>
		<u>TOTAL PSC</u> <u>615 DAYS</u>
		<u>287 DAYS</u>
		<u>195 DAYS</u>
		<u>TOTAL PSC</u> <u>482 DAYS</u>
		<u>TOTAL PSC</u> <u>195 DAYS</u>

Sch 4/3/3

**TOTAL PSC**  
**180 DAYS**

**Other Matters to be Considered:**

Received into QPS custody 16/04/2018; Received into QCS custody 19/04/2018.

Granted bail and released from custody 03/09/2019.

Received into QPS custody 05/09/2020; Received into QCS custody 10/09/2020.

Signature:	<i>OS Banks</i>	*Authorised Officer/Delegate of the Chief Executive, QCS
Print Name:	Rumbi Samawanda / S Banks	
	Brisbane Correctional Centre	*Correctional Facility/QPS Station/Establishment:
Date:	09/03/2021	

Prosecutors will not seek to tender such evidence unless the guidelines are met. Police officers should therefore make the relevant inquiries before progressing a prosecution.



**Alysha Ballantyne**  
A/Crown Prosecutor – Toowoomba Chambers  
Office of the Director of Public Prosecutions

P 07 4591 4748  
E [Alysha.Ballantyne@justice.qld.gov.au](mailto:Alysha.Ballantyne@justice.qld.gov.au)

copy

The purpose of a mention is to update the court on the progress of the matter. I will let you know the date of that mention as soon as I hear when that will be.

It is important to note that it could be some time before this matter is listed for hearing. This may involve the matter being mentioned in Court a number of times. You will be advised when a hearing date has been set.

It may be possible for you to access support such as counselling or make an application for financial assistance. For more information contact Victims Assist Queensland on 1300 546 587 or a private solicitor or visit – <https://publications.qld.gov.au/dataset/a-guide-for-victims-of-crime-in-queensland>.

If you have any questions or concerns, please do not hesitate to contact me.

Yours faithfully



Jessica Covington  
Victim Liaison Officer / Legal Support Officer  
Toowoomba Chambers  
Office of the Director of Public Prosecutions

P 07 4591 4756 E [Jessica.Covington@justice.qld.gov.au](mailto:Jessica.Covington@justice.qld.gov.au)  
M PO Box 1800, Toowoomba, QLD 4350

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Yours faithfully



**Queensland  
Government**

**Jessica Covington**  
Victim Liaison Officer / Legal Support Officer  
Toowoomba Chambers  
Office of the Director of Public Prosecutions

---

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M PO Box 1800, Toowoomba, QLD 4350



*Leeanne*

Leeanne Smith  
Victim Liaison Officer  
Toowoomba Chambers  
Office of the Director of Public Prosecutions

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Sch 4/3/3

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**FRAUD WARNING on money transfers:**

There have been a number of reported incidents where scammers have targeted Law Firms, attempting to hijack emails containing bank account details so they can substitute their own account number. As a result DO NOT deposit money to an account nominated by us before telephoning us on 07 3180 0158 to confirm the authenticity of same. We will also not use any bank account details supplied by you without verification by phone.

Liability limited by a scheme approved under professional standards legislation  
(personal injury work exempted).

Sch 3/7



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Ref:MSG4833675

Elle Bolam  
Legal Support Officer – Maroochydore  
Office of the Director of Public Prosecutions

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P 07 5376 5206 E [elle.bolam@justice.qld.gov.au](mailto:elle.bolam@justice.qld.gov.au)  
PO Box 1105, Maroochydore, QLD 4558



Yours faithfully

Kirstie Smith  
A/Listings Officer  
**SIGNED FOR AND ON BEHALF OF C W HEATON QC**  
**ACTING DIRECTOR OF PUBLIC PROSECUTIONS**

Encl

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Kirstie Smith  
Legal Support Officer  
Toowoomba Chambers  
Office of the Director of Public Prosecutions

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If you have any questions, please do not hesitate to contact me.

Kind Regards,



**Josephine Villanueva**  
Legal Officer | Wakefield Chambers  
**Office of the Director of Public Prosecutions**  
Department of Justice and Attorney-General

Level 5, State Law Building, 50 Ann Street, BRISBANE Q 4000  
GPO Box 2403, BRISBANE Q 4001 DX: 40170  
P: 07 3738 9797 E: [Josephine.Villanueva@justice.qld.gov.au](mailto:Josephine.Villanueva@justice.qld.gov.au)

**Work Pattern: Monday, Thursday and Friday.**

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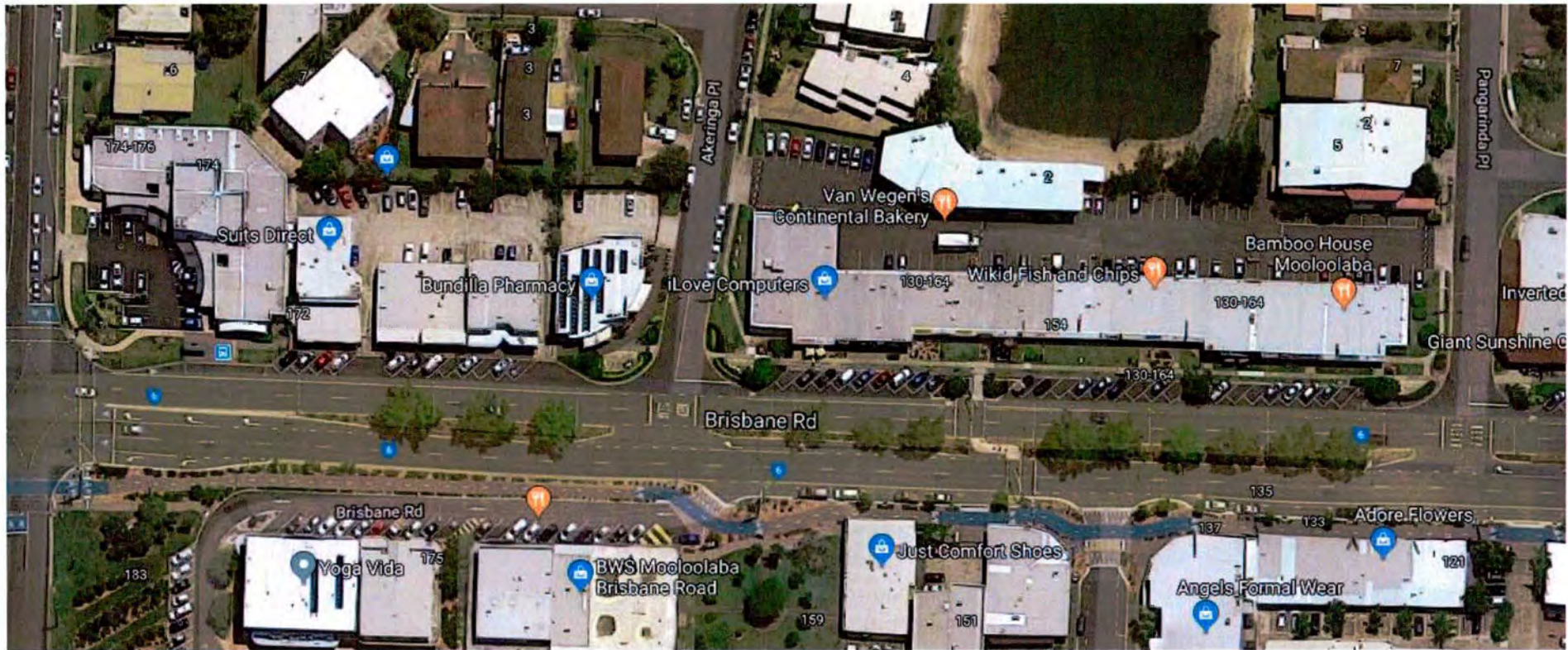
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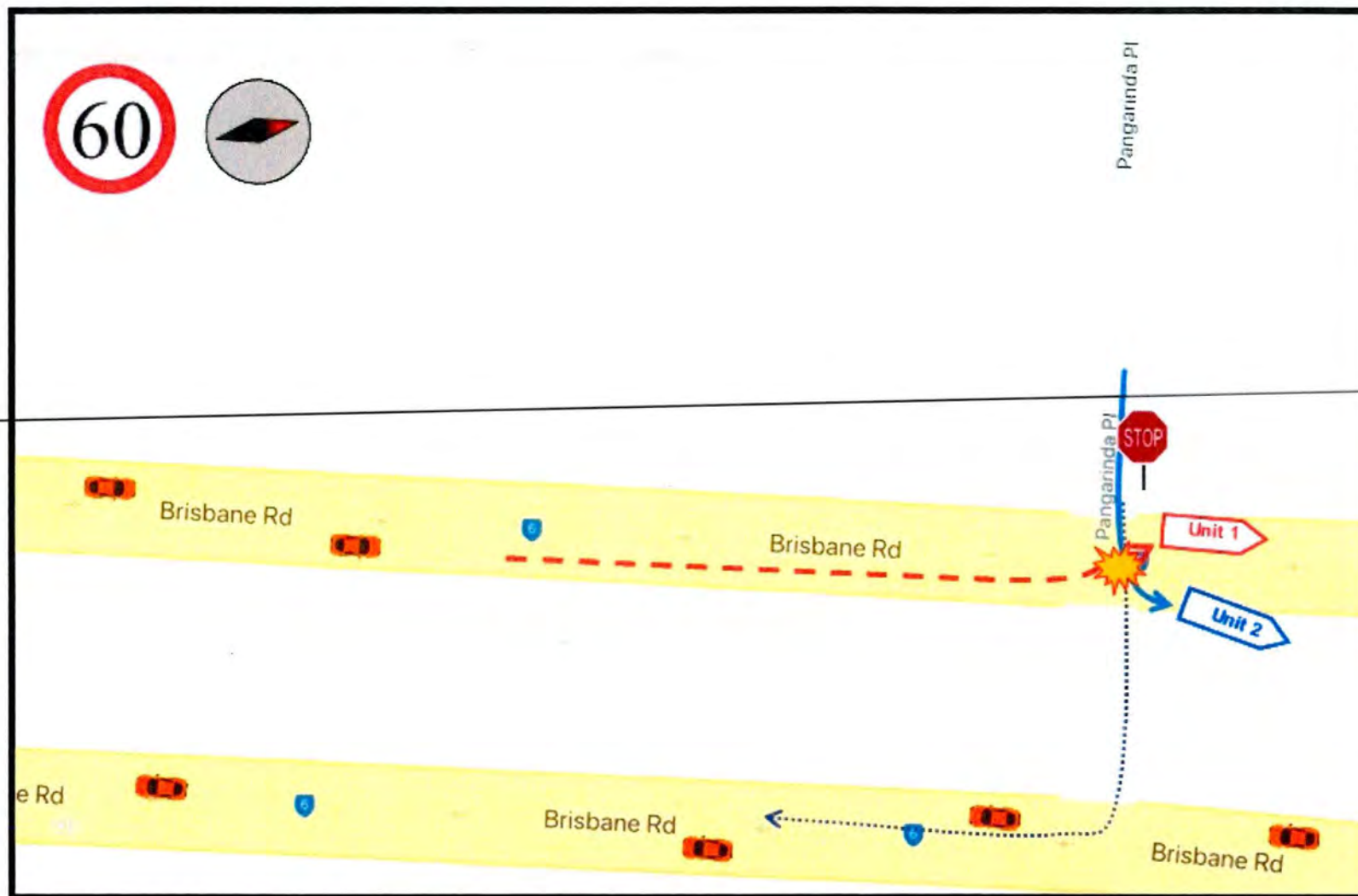


View of Brisbane Road Mooloolaba



Prepared By  
Senior Constable J HEARN  
4031566  
9<sup>th</sup> May 2018





### Legend

- Unit 1 Intended Direction
- ..... Unit 1 Course of Travel
- ..... Unit 2 Intended Direction
- Unit 2 Course of Travel



Prepared By  
Senior Constable J HEARN  
4031566  
13<sup>th</sup> Oct 2018





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All photographs marked





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	Arresting officer			Brief checker			Prosecutor agrees		
	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
<b>Exhibits—property (Cont.)</b>									
26. Certificate of Incorporation obtained (Copy attached)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
27. Medical/Other documents subpoenaed	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
28. Without warrant	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Person(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vehicle(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Premise(s) – Emergent search conducted	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
29. Magisterial order re emergent search	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
30. Purpose of search explained	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
31. Reasonable suspicion substantiated	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
32. Search Warrant explained and executed	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Copy of warrant and Notice to Occupier served	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Warrant endorsed	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Copy of warrant attached	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
33. Person(s) detained	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
34. Officer's details provided	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
35. Crime Scene Warrant obtained	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
36. Notice to Produce obtained	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
37. Surveillance Warrant obtained	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
38. Covert Search Warrant obtained	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
39. Protection of methodologies applicable	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Interviews and standard safeguards**

40. Suspect voluntarily accompanied police	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
41. Lawful arrest made pursuant to S.365 PPRA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
42. Removal order (QP 0720) of person from correction/detention centre obtained	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
43. Detention period provisions correctly applied	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Extension obtained	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
44. Friend or relative/lawyer notified	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Friend or relative/lawyer present	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
45. Persons unreasonably interfering excluded	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Rights of vulnerable suspects**

46. Child's interview friend present	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
47. Requisite capacity establishment	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
48. Interview friend for ATSI adult person present	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
49. Support person for an impaired person present	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
50. Interpreter present	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
51. Consular office/embassy notified	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
52. Warning administered before questioning re indictable offence(s) commenced	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Confessions/Admissions—admissibility	Arresting officer			Brief checker			Prosecutor agrees		
	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
53. Administration of safeguards electronically recorded	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
54. All confessions/admissions electronically recorded	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
55. Correct procedure for reading back a written record	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
56. Correct procedure adopted where suspect does not want to answer any questions	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
57. Correct procedure adopted where suspect later agrees to be interviewed	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Arrest situations**

58. Suspect advised of arrest and nature of the offence	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
59. Written details of arresting officer provided	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
60. Parent/Chief executive advised of child's arrest	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
61. Arrestee served with a copy of Bench Charge Sheet(s)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Witnesses**

62. Witnesses subpoenaed	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
63. List/Availability of Witnesses (QP 0323) attached	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
64. PACT Police Referral completed and attached (QP 0376)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Timely delivery of brief**

65. Brief received by brief checker 17 days before hearing date (Brisbane committals only)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
66. Delivery of brief to PPC/DPP 14 days before hearing (if not, explain reasons for lateness and action taken)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Overall investigation**

67. Investigation sufficient (If not, include comments over page)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
68. Recommendations:									
(i) Further action by arresting officer required. (attach instructions)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(ii) Substitute or withdraw charges (report attached)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
69. Comments (see attachment) <i>OUTSTANDING STATEMENT</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Arresting officer**

Family name: HEARN Given name(s): James  
 Rank: HEARN Reg. no.: 31566 Date: 13/02/2019

**Brief checker**

Family name: Wilcox Given name(s): Grant  
 Rank: Sgt Reg. no.: 6645 Date: 22-2-19

**Prosecutor**

Family name: \_\_\_\_\_ Given name(s): \_\_\_\_\_  
 Rank: \_\_\_\_\_ Reg. no.: \_\_\_\_\_ Date: \_\_\_\_\_

# FORMAT OF BRIEFS OF EVIDENCE

Please place the Prosecutions copy at the top and the defence copy at the bottom for delivery to prosecutions.

***Please provide all original exhibits with your brief.*** If the exhibit is not able to be submitted with the brief e.g. due to size, or of another nature e.g. sensitive evidence, ensure that the item is available for the prosecutor at the time of committal/trial.

**NOTE – THE BELOW TABLE APPLIES FOR WHAT IS REQUIRED FOR EACH DEFENDANT – AND ESPECIALLY WHEN CHARGED CONJOINTLY!!**

If in doubt please contact Prosecutions or the Brief Manager.

PROSECUTIONS COPY	ORIGINALS COPY	DEFENCE COPY
Note to Prosecutor/Partial Brief Notice	-	-
Comment Sheet	-	-
Witness Availability form	-	-
Index to Brief (2 copies)	Index to Brief	Index to Brief
Precis (when you have 6 or more statements)	-	Precis (when you have 6 or more statements)
Witness Statements – copies (s.93A transcript must be included)	Original Witness Statements (s.93A transcript must be included)	Witness Statements – copies (s.93A transcript must be included)
Transcript of interview – if it exists	Transcript of interview – if it exists	Transcript of interview – if it exists
Copies of Documentary exhibits	Copies of Documentary exhibits	Copies of Documentary exhibits
Copy of NTA/Summons	Copy of NTA/Summons	Copy of NTA/Summons
QP9	QP9	QP9
Bench Charge Sheet	Bench Charge Sheet	Bench Charge Sheet
Current Criminal History (for ALL matters)	Current Criminal History (for ALL matters)	Current Criminal History (for ALL matters)
Current Traffic History (for ALL matters)	Current Traffic History (for ALL matters)	Current Traffic History (for ALL matters)
Copy of DVD/CD	Copy of DVD/CD	Copy of DVD/CD
Copy of Photographs (numbered and separate)	Copy of Photographs (numbered and separate)	Copy of Photographs (numbered and separate)

*Briefs of evidence which do not conform to these instructions will require rectification by the investigating officer by collecting it from PPC and returning it correctly formatted within 2 days.*

For your information only:-

The following is a guide for the order of material to be placed within a brief of evidence for forwarding to prosecutions. The number of briefs of evidence to be supplied is usually made known by the local prosecution office, however, if in doubt follow OPM 3.8.9.

1. **Notes for Prosecutor – ONE ONLY** – on prosecution's copy only! (see OPM 3.8.5(iii) & (v));
2. **Comment Sheet** (form QP324) – ONE ONLY – original on the prosecution's copy only (OPM 3.8.14);
3. **Index to Brief** – The prosecutors brief must contain 2 copies of the index (1 for brief; 1 for receipt) (form QP0541)
4. **List/Availability of witnesses** (form QP323) – ONE ONLY – original on Prosecution's copy only (OPM 3.8.2(xi));
5. **Précis** – where there are 6 or more witness statements (OPM 3.8.4) Prosecutions and defence brief only;
6. **Witness statements** (form QP0125) – usually arresting and corroborating officer's statements first – then complainant's statement – then usually order witnesses will give their evidence – normally in a chronological order of events. (OPM 3.8.5);
7. **Transcripts of electronic interview** – where applicable (OPM 3.8.8) NOTE – A transcript is required for all s.93A interviews!
8. **Copy of any certificates or documentary exhibits**
9. **Copy of bench charge sheet/summons or notice to appear** (OPM 3.8.2(ix));
10. **Copy of form QP9 Court Brief** (OPM 3.8.2(x))
11. **Copy of DVD/CD** Ensure that each disc – either audio or video – is clearly marked as to the author and situation eg. Const Marks 11233, field interview deft 12/4/10 – or S/Const McAdam 20435, ROI 23/5/09;
12. **Copy of photographs** – one for each copy of the brief and an extra copy for each extra defendant – ensure that all photographs are sorted and number then produced in an envelope clearly marked with the subject and case file (see OPM 3.8.12);

**BAIL:**

- ☐ Allowed bail - Undertaking forwarded ODPP/CDPP
- ☐ Bail allowed but not entered
- ☐ Supreme Court Bail
- ☒ Remanded in custody
- ☐ Committal Bail (Registry - Varied)
- ☐ Childrens Court of Queensland Bail

**DOCUMENTS ATTACHED:**

- ☐ List of Witnesses
- ☐ List of Exhibits
- ☐ List of Other Exhibits

**Contact Officer:** LYNETTE R RANDLE, TOOWOOMBA

**Contact Phone:** (07) 4591 4700

**TO:**

Office of the Director of  
Public Prosecutions  
PO BOX 1800  
TOOWOOMBA QLD 4350

**AND TO:**

Deputy Sheriff  
Supreme and District Courts  
PO BOX 1800  
TOOWOOMBA QLD 4350

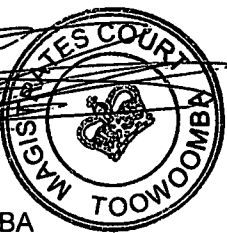
Sch 4/3/3

**REMAND IN CUSTODY - Conviction not applicable**

It is ordered that the defendant be remanded in custody..

Refer to the above section(s) for the next court appearance details.

PROPER OFFICER  
Date: 18/07/2019  
Place: TOOWOOMBA



**8. Notice of *Evidence Act* Section 93A Device Statement in a Relevant Proceeding (QP 0547)**

Where the prosecution considers a witness statement to be an *Evidence Act* section 93A device statement a written notice (QP 0547) is to be attached: s. 590AOA(2).

**9. Statements of persons who are dead or incapable of testifying** [s. 590AH(2)(f) and 590C(2) (b) to (d)]

The prosecution intends to adduce evidence under s. 93B of the *Evidence Act 1977* in relation to the following:

Name of person making the representation	Reason person is unavailable to give evidence	Name of person who saw heard or perceived the representation	Details of representation and the circumstances in which it was made

**10. Witnesses who would tend to help the case of the accused person**  
(and who are not proposed prosecution witnesses)

[s. 590AB(2)(b)]

No.	Name	Role	Statement attached Y/N	Number of pages

**Receipt Acknowledgement**

I, \_\_\_\_\_, acknowledge receipt of the above-mentioned items or copies.

Signatures:

\_\_\_\_\_

(Person receiving items)

\_\_\_\_\_

(Date)

\_\_\_\_\_

(Prosecutions)

\_\_\_\_\_

(Date)



