



Supreme Court of Victoria

Protocol: Uplift Requests

1. INTRODUCTION

1. The purpose of this protocol is to outline the arrangement for requests to the Supreme Court to hear matters that do not fall within the Court's exclusive jurisdiction.

2. COMMENCEMENT

- 2.1 This protocol was previously outlined in the minutes of the Criminal Liaison Group Meeting on 2 October 2017, and will apply to all requests to have a matter uplifted to the Supreme Court.
- 2.2 This protocol sets out those previously notified requirements.

3. PROCEDURE

- 3.1 The crown or accused should make a formal request in writing to have a matter uplifted to the Supreme Court.
- 3.2 Any request should be provided no later than two weeks before the committal date, in order to allow the Principal Judge time to consider the request.
- 3.3 The letter should outline the basis of the request, and include at least the following information:
 - (a) The nature and seriousness of the offending;
 - (b) Whether the case will require the interpretation of statutory provisions that have not yet been judicially considered;
 - (c) Whether the Court's decision may be required to provide guidance to other courts; and
 - (d) The estimated duration of any trial.
- 3.4 Letters should be sent via email to the Criminal Division Registry criminaldivision@supcourt.vic.gov.au, and should be marked for the attention of the Judicial Registrar.



- 3.5 All letters should be copied to the other parties, and should state the other parties' view in regards to the uplift request (where that is known).
- 3.6 Any request made via telephone will be declined and the caller will be advised to put their request in writing.
- 3.7 Once a decision has been made by the Principal Judge, the Criminal Division Registry will notify all parties of the outcome.
- 3.8 Any enquiries in relation to this procedure should be directed to the Criminal Division Registry at criminaldivision@supcourt.vic.gov.au or via telephone on 9603 9146.