

**IN THE SUPREME COURT OF VICTORIA
AT
CRIMINAL DIVISION**

S E C R

BETWEEN:

DIRECTOR OF PUBLIC PROSECUTIONS

- and -

**APPLICATION FOR ACCUSED TO CONDUCT LIMITED PREPARATORY
CROSS-EXAMINATION**

Date of document:	Solicitor's code:
Filed on behalf of:	DX:
[name of solicitor]	Telephone:
[name of legal practice]	Ref:
[professional address]	Email:

1. Pursuant to s 198B of the *Criminal Procedure Act 2009* the accused makes application for an Order to conduct limited preparatory cross-examination of the following witness or witnesses, on the following issues:

Name of witness	Issue	Purpose & Justification
<i>Name and *hand-up brief/*depositions page number</i>	<i>Indicate the issues identified by the accused to which the proposed questioning relates</i>	<i>Indicate the purpose of the proposed questioning, and the justification for the Order having regard to ss 198B(3) & (4)</i>
1.		
2.		

**Delete/insert rows as required*

1. Does the DPP oppose the application in whole or in part? ***Yes / No**

*If yes, name all witnesses and/or issues in respect of which the prosecution opposes the application, and the basis of such opposition:

2. Are any of the witnesses under 18 years of age or cognitively impaired? ***Yes / No**

*If yes, name all such witnesses:

*If yes, is an intermediary sought for such witness(es)? ***Yes / No**

3. Are there any s18 *Evidence Act 2008* ('Evidence Act') issues? ***Yes / No**

*If yes, name all witnesses in respect of which there are s18 Evidence Act issues:

4. Are there any s128 Evidence Act issues? ***Yes / No**

*If yes, name all witnesses in respect of which there are s128 Evidence Act issues:

5. Do any of the witnesses have unavailable dates within the next 3 months? ***Yes / No**

*If yes, provide details of the unsuitable dates (including reasons for unavailability):

Name of Witness	Unsuitable Date(s)	Reason(s) for Unavailability

6. Do any of the witnesses require an interpreter? ***Yes / No**

*If yes, name which witnesses require an interpreter & the applicable language:

7. What is the total estimated duration of the hearing of the s198B examinations?

Dated:

Signed: _____

Signed: _____

Name:

Name:

Solicitor/Counsel for the Accused

Solicitor/Counsel for the DPP

**Delete if not applicable*