

IN THE SUPREME COURT OF VICTORIA
AT MELBOURNE
COMMON LAW DIVISION
JUDICIAL REVIEW AND APPEALS LIST

S ECI 202XX 00000

BETWEEN:

[XXX]

Appellant

- and -

[XXX]

Respondent

ORDER

JUDICIAL OFFICER: Judicial Registrar

DATE MADE:

ORIGINATING PROCESS: Notice of Appeal pursuant to s 272 of the *Criminal Procedure Act 2009* filed on *Click to insert date*.

HOW OBTAINED: Application by summons for directions [and for leave to appeal out of time] pursuant to r 3A.05(1) of the *Supreme Court (Criminal Procedure) Rules 2017* (“the Rules”) filed on *Click to insert date*.

ATTENDANCE:

- OTHER MATTERS:
- A. The purpose of paragraph 11 of this order is to provide the Court with a single combined list and folder of authorities in electronic form. In accordance with Practice Note SC Gen 3, authorities are to be from authorised reports where available and in RTF or searchable PDF format. Subject to any contrary direction by the trial judge, authorities themselves are not to be filed or served in hard copy.
 - B. On *Click to insert date* the appellant filed an affidavit under r 3A.04 of the Rules together with the exhibits to that affidavit.
 - C. *[Where made by consent:]* The order is made “on the papers”. The Court was satisfied that the parties who are to be bound consent to the terms of this order and all relevant correspondence has been placed on the Court file.
 - D. Orders 11 to 16 have been made on the Court’s own motion, to facilitate remote hearings and the use of electronic resources during Court hearings.

- E. This order is signed by the Judicial Registrar pursuant to r 60.02(1)(b) of the Rules.

THE COURT ORDERS [BY CONSENT] THAT:

Amendment *[if applicable]*

1. The appellant have leave to file and serve an amended Notice of Appeal on or before *Click to insert date*.

Appearance

2. The respondent file and serve a notice of appearance on or before *Click to insert date*.

Hearing

3. [The appellant's application for leave to appeal and, if leave is granted,] The appeal be listed for hearing on *Click to insert date* with an estimate of *[insert estimated number of days hearing time]*.

Affidavits

4. The appellant file and serve any further affidavits, including, where applicable, an affidavit exhibiting the transcript of any relevant hearing, upon which he/she/it intends to rely on or before *Click to insert date*.
5. *[If applicable]* The requirements of r 3A.05(4) of the Rules be dispensed with.
6. The respondent file and serve any [further] affidavits upon which he/she/it intends to rely on or before *Click to insert date*.
7. Original exhibits to all affidavits filed are to be made available to the Court at the hearing.

Submissions and lists of authorities

8. The appellant:
 - (a) file and serve a written outline of submissions; and
 - (b) serve a list of authorities,on or before *Click to insert date*.
9. The respondent:
 - (a) file and serve a written outline of submissions in response; and
 - (b) serve a list of all authorities not also relied upon by the appellant together with electronic copies of any such authorities,

on or before *Click to insert date*.

10. The appellant:

- (a) file and serve a written outline of submissions in reply; and
- (b) serve any additions to the list of authorities,

on or before *Click to insert date*.

11. The appellant file and serve by means of an email containing a link to a combined list of authorities in RTF or searchable PDF form on or before 23 September 2020. Each citation in the combined list is to be hyperlinked to an individual file containing the text of the authority. The combined list of authorities is to be filed by email containing a link to the authorities, to judicialreview@supcourt.vic.gov.au.

Court book

12. By 23 September 2020, the appellant serve on the respondent a draft e-court book, being a PDF document containing all documents, in chronological order, on which he/she/it intends to rely.

13. By 24 September 2020, the respondent serve on the appellant a supplementary draft e-court book, being a PDF document containing any additional documents, in chronological order, on which he/she/it intends to rely.

14. By 25 September 2020, the appellant file and serve the e-court book. The e-court book is to be filed by email containing a link to the e-court book, to judicialreview@supcourt.vic.gov.au.

15. Each of the PDF documents should be:

- (a) in fully text-searchable PDF format;
- (b) with stamped page numbers that correspond with the display page numbers of the PDF, which, in the case of supplementary e-books, commence by immediately following on after the ending number of the previous pdf; and
- (c) bookmarked with the short-form name of each document.

16. The court book should:

- (a) be a single PDF merging the PDF documents prepared by the appellant and respondent; and
- (b) commence with an index identifying the date, description and starting page number of each individual document, including where possible hyperlinks.

Costs/Liberty to apply

17. Costs be reserved.

18. The parties have liberty to apply.

DATE AUTHENTICATED:

JUDICIAL REGISTRAR