

IN THE SUPREME COURT OF VICTORIA
CRIMINAL DIVISION

S E C R

B E T W E E N:

DIRECTOR OF PUBLIC PROSECUTIONS

- and -

[ACCUSED]

NOTICE OF INTENTION TO ADDUCE TENDENCY EVIDENCE

To: *(insert full name of party to whom notice is to be given)*

1. I, *(insert full name of party giving notice)*, give notice, under subsection 97(1) of the *Evidence Act 2008*, that I intend to adduce evidence of character, reputation, conduct or tendency to prove that *(insert full name of person who it is alleged has, or had, the tendency)* has, or had, a tendency to act in a particular way, or to have a particular state of mind.

2. *(As required by regulation 8 of the Evidence Regulations, state:*

- (a) the substance of the evidence of the kind referred to in subsection 97(1) of the Evidence Act 2008 that the party giving the notice intends to adduce; and*
- (b) if that evidence consists of or includes, evidence of the conduct of a person – particulars of:*
 - (i) the date, time, place and circumstances at or in which the conduct occurred; and*
 - (ii) the name of each person who saw, heard or otherwise perceived the conduct.)*

3. *(Specify the character, reputation, conduct or tendency of which evidence is to be adduced.)*

4. *(Specify the tendency sought to be proved by the evidence.)*

Dated:

.....
(Signed, party giving notice or party's solicitor)