

SCHEDULE 1

Rule 3

Form BC1

NOTICE OF APPLICATION FOR LEAVE TO ADDUCE EVIDENCE OF THE BAD CHARACTER OF A PERSON OTHER THAN AN APPELLANT (Section 100(4) of the 2003 Act)	
<i>Details required</i>	<i>Notes</i>
<p>1. Details of applicant</p> <p>Name:</p> <p>Service No. (if applicable)</p> <p>Unit/address</p>	
<p>2. Case details</p> <p>Name of appellant(s):</p> <p>Name of judge advocate (where appointed):</p> <p>Date of Summary Appeal:</p> <p>Offence(s).</p>	<p><i>Give brief details of the offence or offences to which this application applies.</i></p>
<p>3. Details of this application</p> <p>Please provide the following details</p> <p>(a) the particulars of the bad character evidence including how it is to be introduced or elicited in the proceedings. This should also include the names of the relevant non-appellants and all other relevant witnesses; and</p> <p>(b) the grounds of admissibility under section 100 of the 2003 Act.</p> <p>4. Extension of time</p> <p>Are you applying for an extension of time for service? (yes/no)</p> <p>If so please provide details.</p> <p>Signed.</p> <p>Dated:</p>	<p><i>Section 100 of the 2003 Act</i></p> <p><i>Please attach any relevant documentation.</i></p>

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Form BC2

NOTICE OF INTENTION TO ADDUCE EVIDENCE OF APPELLANT'S BAD CHARACTER
(Section 101(1) of the 2003 Act)

<i>Details required</i>	<i>Notes</i>
<p>1. Details of party giving notice</p> <p>Name:</p> <p>Whether respondent or co-appellant:</p>	
<p>2. Case details</p> <p>Name of appellant(s):</p> <p>Name of judge advocate (where appointed):</p> <p>Date of Summary Appeal:</p> <p>Offence(s).</p> <p>3. Details of this Notice</p> <p>To the named appellant:</p> <p>You are hereby given notice that bad character evidence, particulars of which are detailed below, is to be adduced or elicited in these proceedings.</p> <p>The particulars of that bad character evidence are as follows.</p>	<p><i>Give brief details of the offence or offences to which this application applies.</i></p> <p><i>In this section state:</i></p> <p><i>a) a description of the bad character evidence and how it is to be adduced or elicited in the proceedings (including the names of any relevant witnesses); and</i></p> <p><i>b) the grounds for the admission of evidence of the appellant's bad character under section 101 of the 2003 Act.</i></p> <p><i>Please attach any relevant documentation.</i></p>
<p>4. Extension of time</p> <p>Are you applying for an extension of time for service? (yes/no)</p> <p>If yes, state your reasons.</p>	
<p>Signed:</p> <p>Dated:</p>	

Form BC3

NOTICE OF APPLICATION TO EXCLUDE EVIDENCE OF APPELLANT'S BAD CHARACTER
(Section 101(3) of the 2003 Act)

<i>Details required</i>	<i>Notes</i>
<p>1. Details of the appellant</p> <p>Name:</p> <p>Address/unit</p> <p>Date of Birth:</p>	
<p>2. Case details</p> <p>Date of Summary Appeal:</p> <p>Offence(s).</p> <p>Date that you were served with the notice that bad character evidence is to be adduced in these proceedings:</p>	
<p>3. Details of the application</p> <p>Include the following information:</p> <p>(a) why the admission of bad character evidence would have such an adverse effect on the fairness of the proceedings that the court should not admit it;</p> <p>(b) details as to the length of time between the matters to which the bad character evidence relates and the matters which form the subject of the finding appealed against</p> <p>(c) if you are applying for the exclusion of this evidence on grounds other than section 101(3) of the 2003 Act, please set out such objections.</p>	<p><i>Note that an application to exclude this evidence under section 101(3) of the 2003 Act can only be made if you have been notified of a party's intention to adduce this evidence under subsection 101(1)(d) (it is relevant to an important matter in issue between the appellant and the respondent) or subsection 101(1)(g) (that the appellant has made an attack on another person's character). Section 101(4) of the 2003 Act.</i></p>
<p>4. Extension of time</p> <p>Are you applying for an extension of time for service (yes/no)</p> <p>If so, state your reasons</p>	
<p>Signed:</p>	
<p>Dated:</p>	

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Form H1

**NOTICE OF INTENTION TO ADDUCE HEARSAY EVIDENCE
(Section 114(1) of the 2003 Act)**

<i>Details required</i>	<i>Notes</i>
<p>1. Details of party giving notice</p> <p>Name:</p> <p>Whether respondent, appellant or co-appellant:</p> <p>2. Case details</p> <p>Name of appellant(s):</p> <p>Name of judge advocate (where appointed):</p> <p>Date of Summary Appeal:</p> <p>Offence(s):</p>	<p><i>Give brief details of those offences to which this application applies.</i></p>
<p>3. Details of this Notice</p> <p>Notice is hereby given of my intention to adduce hearsay evidence in these proceedings, particulars of which are detailed below.</p> <p>The particulars of that hearsay evidence are as follows.</p> <p>a. Details of hearsay evidence to be adduced.</p> <p>b. Specific grounds under s.114(1) of the 2003 Act relied upon.</p> <p>c. Further details of grounds (if appropriate).</p> <p>4. Extension of time</p> <p>Are you applying for an extension of time for service? (yes/no).</p> <p>If yes, state your reasons.</p> <p>Signed:</p> <p>Dated:</p>	<p><i>In this section enter:</i></p> <p><i>a) a detailed description of the hearsay evidence to be adduced; and</i></p> <p><i>b) the grounds for the admission of hearsay evidence under section 114(1) of the 2003 Act</i></p> <p><i>c) where the ground relied upon is that it is in the interests of justice for it to be admitted (s.114(1)(d)) the relevant factors to which the court must have regard in s.114(2) are to be set out.</i></p> <p><i>Please attach any relevant documentation</i></p>

Form H2

NOTICE OF INTENTION TO OPPOSE ADMISSION OF HEARSAY EVIDENCE	
<i>Details required</i>	<i>Notes</i>
1. Details of party opposing the admission of hearsay evidence Name: Whether respondent, appellant or co-appellant:	
2. Case details Date of Summary Appeal: Offence(s): Date that you were served with the notice of intention to adduce hearsay evidence:	
3. Details of this notice Include the following information: a. Details of the hearsay evidence that you want to exclude. b. Grounds for excluding the evidence:	<i>Give a description of the hearsay evidence that you want to exclude from the proceedings. Specify whether you object to all or part of that evidence.</i> <i>Set out the grounds for excluding the hearsay evidence that you object to. Any relevant skeleton argument or case law that might bear on the issue may be attached to this notice.</i>
4. Extension of time Are you applying for an extension of time within which to give notice (yes/no) If so, state your reasons Signed: Dated:	