

FORM 1

SENTENCE INDICATION

Practice Direction: Number ... of 2016

Request for Sentence Indication [Direction 3.3 'Procedure']

In the..... Court.....

The Queen
vs

.....

for

.....

This request is made by..... represented by
for the court to indicate:

[Please tick one or more where applicable]

- a sentence of a particular type
- a sentence of a particular quantum
- a sentence of a particular type or of a particular quantum
- a sentence that would not be imposed
- a combination of sentences

in relation to a proposed plea of guilty of.....

Include:

1. Summary of the facts as agreed by the prosecution and the defence.
2. Information as to any previous conviction(s) of the accused.

Dated this day of, 20

Signed.....
Defendant

Signed.....
Defence counsel

FORM 2

SENTENCE INDICATION

Practice Direction: Number of 2016

Defence Counsel’s authority to apply for Sentence Indication

[Direction 4.1 ‘Role of Defence Counsel’]

*(Where there will be a **written** application)*

In the Court

The Queen

vs

.....

for

.....

I hereby certify that my counsel....., has explained to me and I understand that:

1. I should only enter a plea of guilty if I am actually guilty of what I am pleading guilty of;
2. The indication I am seeking will only reflect the situation at the time the indication is given;
3. Any indication will only relate to matters about which the indication is sought and other proceedings which may follow automatically will not be dispensed with; and
4. Any indication does not affect my right to change my plea at any time prior to sentencing if I were to enter a plea of guilty.

Having been so advised I confirm that I wish to seek the sentence indication in terms of the Request for Sentence Indication to be signed by me today after I sign this authorisation.

Dated this day of, 20

Signed.....

Defendant

FORM 3

SENTENCE INDICATION

Practice Direction: Number of 2016

Defence Counsel’s authority to apply for Sentence Indication

[Direction 4.1 ‘Role of Defence Counsel’]

*(Where there will be an **oral** application)*

In the Court.....

The Queen

vs

.....

for

.....

I hereby certify that my counsel....., has explained to me and I understand that in relation to my proposed plea of guilty of.....:

1. I should only enter a plea of guilty if I am actually guilty of what I am pleading guilty of;
2. The indication I am seeking will only reflect the situation at the time the indication is given;
3. Any indication will only relate to matters about which the indication is sought and other proceedings which may follow automatically will not be dispensed with; and
4. Any indication does not affect my right to change my plea at any time prior to sentencing if I were to enter a plea of guilty.

Having been so advised I wish the court to indicate the following [*please tick one or more below where applicable*]:

- a sentence of a particular type
- a sentence of a particular quantum
- a sentence of a particular type or of a particular quantum
- a sentence that would not be imposed
- a combination of sentences.

Dated this day of, 20

Signed.....

Defendant