

Criminal Procedure Amendment (Pre-trial Disclosure) Bill

Amendments agreed to in Committee of the Whole for consideration of the Legislative Assembly's Message of 27 March 2001

Government amendments agreed to:

- No. 1. Insert before proposed section 47F (1) (a):
- (a) notice as to whether the accused person proposes to adduce evidence at the trial of any of the following contentions:
 - (i) insanity,
 - (ii) self-defence,
 - (iii) provocation,
 - (iv) accident,
 - (v) duress,
 - (vi) claim of right,
 - (vii) automatism,
 - (viii) intoxication,
- No. 2. Omit proposed section 47F (1) (b). Insert instead:
- (b) the names and addresses of any character witnesses who are proposed to be called at the trial by the accused person (but only if the prosecution has given an undertaking that any such witness will not be interviewed before the trial by police officers or the prosecuting authority in connection with the proceedings without the leave of the court),
- No. 3. Insert "or admissibility" after "accuracy" in proposed section 47F (2) (e).
- No. 4. Insert after proposed section 47F (2) (e):
- (f) notice as to whether the accused person proposes to dispute the admissibility of any other proposed evidence disclosed by the prosecuting authority and the basis for the objection,
- No. 5. Omit proposed section 47J (3) (c). Insert instead:
- (c) by sending it by post or facsimile to the prosecuting authority at the office of the prosecuting authority,
 - (d) by sending it by electronic mail to the prosecuting authority, but only if the prosecuting authority has agreed to notice being given in that manner.
- No. 6. Omit proposed section 47J (4) (c). Insert instead:
- (c) by sending it by post or facsimile to the legal practitioner of the accused person at the office of the legal practitioner,

- (d) by sending it by electronic mail to the legal practitioner, but only if the legal practitioner has agreed to notice being given in that manner.