## Supreme Court Of Bermuda

## PRE-TRIAL AND CASE MANAGEMENT HEARINGS

**CRIMINAL PROCEDURE RULES 2013** 

CRIMINAL JURISDICTION AND PROCEDURE ACT 2015
DISCLOSURE AND CRIMINAL REFORM ACT 2015

**CRIMINAL CODE ACT 1907** 



PRACTICE DIRECTION FORM 1 (issued by the Registrar 27 January 2017)

## PROSECUTION DISCLOSURE NOTICE

GUIDANCE NOTES UNDER PRACTICE DIRECTION No. 3 of 2017
MUST BE READ THOROUGHLY PRIOR TO COMPLETION OF THIS FORM

THE KING V				
Indictment No.	of 20			
DATE SENT FROM THE MAGISTRATES' COURT TO THE SUPREME COURT:	DATE OF FIRST APPEARANCE IN THE SUPREME COURT:			
DAYOF20	DAYOF20			
DATE ARRAIGNED (if plea(s) entered):				
DAY OF	20			
PROSECUTION COUNSEL:	DEFENCE COUNSEL:			
SECTION 3 DISCLOSURE AND	CRIMINAL REFORM ACT 2015			
	ATERIAL			
1	2			
Was the Defence served with a written summary of the Prosecution's case?	Was the Defence served with a copy of the Information?			
YES NO	YES NO			
Was the Defence served with copies of all witness statements?	Was the Defence served with copies of all video and audio recordings of witness interviews?			
YES NO	YES N/A NO			
Was the Defence served with all expert reports?	Was the Defence served with copies of all maps, charts or other visual aids for trial?			
YES N/A NO	YES N/A NO			
Was the Defence served with copies of all recordings of inculpatory or mixed statements of the Accused?	8 Was the Defence served with copies of all transcripts for statements described in 7?			
YES N/A NO	YES N/A NO			
WHERE THE REPLY TO ANY OF THE ABOVE QUESTIONS IS 'NO', THE				
PROSECUTOR MUST APPLY TO THE COURT UNDER SECTION 30 OF THE CRIMINAL				
JURISDICTION AND PROCEDURE ACT 2015 FOR AN ORDER ALLOWING AN EXTENSION OF TIME.				
GUIDANCE NOTES UNDER PRACTICE DIRECTION No. 3 of 2017				
MUST BE READ THOROUGHLY PRICE				

SECTION 4 DISCLOSURE AND CRIMINAL REFORM ACT 2015					
RELEVANT <u>UNUSED</u> MATERIAL					
Was the Defence served with all relevant unused material in possession of the Bermuda Police Service and the Director of Public Prosecution's office?	Does the Prosecutor assert there is no unused material in existence?				
YES NO	YES NO				
Was the Defence served with all written, video and audio recorded witness statements obtained by the Crown?	Was the Defence served with copies of all <b>Accused</b> statements (including exculpatory and no comment)?				
YES NO	YES N/A NO				
Was the Defence served with all unused expert reports and related notes?	Was the Defence served with all police notes?				
YES N/A NO	YES N/A NO				
Was the Defence served with all <b>custody records</b> in in this case or in connection to this case?	Was the Defence served with all <b>search reports</b> in this case or in connection to this case?				
YES N/A NO	YES N/A NO				
Was the Defence served with all warrants obtained in this case or in connection to this case?	Was the Defence served with all underlying warrant documents in this case or in connection to this case?				
YES N/A NO	YES N/A NO				
Was the Defence served with copies of any and all existing police disciplinary records for police officers involved or connected to the case?	Was the Defence served with copies of any and all existing antecedent records for civilian witnesses involved or connected to the case?				
YES N/A NO	YES N/A NO				
21  Has the Crown been made aware of any history of mental illnesses or psychological disorders in respect of all the Crown witnesses involved or connected to the case?  21A  If YES to 21, has the Prosecutor made the Defence aware of any such known history of mental illnesses or psychological disorders?					
YES N/A NO	YES N/A NO				
22 Did the Prosecution contact the Defence to explain the non-disclosure of any outstanding items and state a timeframe within which disclosure would be made?					
YES N/A	NO				
	TEREST APPLICATION				
Has the Prosecutor filed a Public Interest application under section 8 of DCRA?	23A  If YES to 23, has the Prosecutor given notice of the application to the Defence?				
YES N/A	YES N/A				
24 Does the Prosecutor intend to file a Public Interest application under section 8 of DCRA?	24A If YES to 24, what is the nature of the undisclosed evidence?				
VFS N/A					

NOTICE OF APPLICATION	FOR EXTENSION OF TIME
Does the Prosecution intend to make an application for an extension of a time for service of documents under section 30 of CJPA?	26 If YES to 25, is the material, which is the subject of the application, in the custody of the DPP's office?
YES NO	YES N/A NO
27  If YES to 25, is the material, which is the subject of the application, in the custody of the Bermuda Police Service?	28  If YES to 25, is the material, which is the subject of the application, in an overseas location?
YES N/A NO	YES N/A NO
in block capitals below or in a separate document and	nexed to this Form.

NOTICE OF JOINDER OF	CHAR	GES APPLICATION	
30	31		
Does the Prosecutor intend to make an application	If YES to 30, has the Prosecutor made the Defenc		
to join the charges on this Indictment to any other	aware of the intended joinder application?		
charges already before the Court (or not yet before			
the Court?)			
VEC	VEC	NI / A	
YES NO 32	YES	N/A No	0
If YES to 30, state the names of any other persons	(and case	numbers where applicable) who would be	he
joined as Defendants to this Indictment if the joinder			
,,	Tr ····	0 10 10 10 10 10 10 10 10 10 10 10 10 10	
27/4			
N/A			
33			
If YES to 30, state the names of any witnesses who	ose eviden	ce will be relied on to support the joind	er
application:			
N/A			
GUIDANCE NOTES UNDER PRA	CTICE DIR	ECTION No.3 OF 2017	
MUST BE READ THOROUGHLY PR			
THIS FORM MUST BE FILED AND SERVE			
THE DATE ON WHICH THE ACCUSED W	AS SENT	BY THE MAGISTRATES' COURT	
PROCECUTORS CALCULATION OF TO DAYS FROM DA	TE ACCUS	TED CENTER DOM MACICED ATTECONOMINE	
PROSECUTOR'S CALCUATION OF 70 DAYS FROM DA	TE ACCUS	SED SENT FROM MAGISTRATES COURT:	
DAY OF	·	20	
PROSECUTOR'S NAME PRINTED:			
DD OOD OF THO DIG OF ONLY THE TO			
PROSECUTOR'S SIGNATURE:			

REGISTRY DATE FILING STAMP SHOULD BE PLACED HERE: