Children’s Court Practice Direction No.4 of 2020

**Form CD**

**APPLICATION FOR DIVERSION HEARING ‘ON THE PAPERS’**

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| In the Children’s Court of Victoria at [*venue*] |       | Court Ref: |       |
| Informant: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| Prosecutor: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
|  Phone Nr: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Email: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Child: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
|  Phone Nr: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Email: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Legal Rep: Phone Nr: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Email: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |

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| **CONSENTS & ACKNOWLEDGMENT** |  **YES NO** |
| Does the accused child consent to the Diversion hearing proceeding ‘on the papers’? |  🞏 🞏 |
| Does the Prosecution consent to the Diversion hearing proceeding ‘on the papers’? |  🞏 🞏 |
| Does the accused child acknowledge to the Court responsibility for the offences listed in Part A below? |  🞏 🞏 |

1. **Charges to proceed in Diversion hearing (copies to be attached):**
2. **Charges to be withdrawn (if any):**

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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| **DOCUMENTS ATTACHED** |  **YES NO** |
| Completed Diversion notice signed by legal representatives for the Prosecution and Defence |  🞏 🞏 |
| Agreed summary of the facts |  🞏 🞏 |
| Victim impact statements (if any) |  🞏 🞏 |
| Agreed criminal history (if any) |  🞏 🞏 |
| Copy of charge(s) with any agreed amendments upon which Diversion is sought |  🞏 🞏 |
| A list of charges to be withdrawn (if any) if the matter proceeds to Diversion |  🞏 🞏 |
| Any mitigatory materials sought to be relied upon by the Defence |  🞏 🞏 |
| Any outline of Defence submissions (dot point format) |  🞏 🞏 |
| Any outline of Prosecution submissions (dot point format) |  🞏 🞏 |
| Any other Prosecution materials |  🞏 🞏 |

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**REQUEST FOR DIVERSION HEARING ON THE PAPERS**

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|  |
| [*Name and signature of child’s legal representative]* |

DATE:

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|  |
| [*Name and signature of Prosecutor]* |

DATE: