

To be inserted by Court

Case Number:

Date Filed:

FDN:

ELECTION FOR TRIAL BY JUDGE ALONE
Juries Act 1927 s 7

[*SUPREME/DISTRICT*] Select one COURT OF SOUTH AUSTRALIA
 CRIMINAL JURISDICTION

R

v

[FULL NAME]
Defendant

Lodging party	Defendant [<i>Enter number</i>]	
	<small>Party title</small>	<small>Full Name of party</small>
Name of law firm/office		
<small>If applicable</small>	<small>Law firm/office</small>	<small>Solicitor</small>
Name of authorised officer		
<small>If body corporate and no law firm/office</small>	<small>Full Name</small>	

Next 2 boxes displayed if election by Defendant

Election

I, the Defendant, elect under section 7(1)(a) of the *Juries Act 1927* to be tried by Judge alone in respect of all of the charges in the Information dated [date]. Note if two or more persons are jointly charged, no election may be made unless all concur in the election. Note trials by Judge alone are not available for federal offences

I acknowledge that I have received prior legal advice about making this election.

.....
Signature of Defendant

.....
Full name of Defendant

.....
Date

before me

Signature and title of attesting witness
witness must be a Justice of the Peace, Lawyer, Commissioner for Affidavits, Notary Public or Police Officer

.....
Printed name of witness stamp here if applicable

Only complete the next signature panel if consent made by solicitor

.....
Signature of Solicitor authorised by Defendant to elect on their behalf

.....
Name

.....
Date

Certificate by Legal Practitioner mandatory

I, [name of individual barrister/solicitor] certify that:

1. I am a lawyer holding a current practising certificate under the *Legal Practitioners Act 1981*;
2. I am acting in this proceeding as the Defendant's
 - solicitor.
 - counsel.
3. I have advised the Defendant on all matters relevant to the Defendant making an election for trial by Judge alone under section 7(1)(a) of the *Juries Act 1927* in respect of all charges in the Information dated [date].

.....
Signature of legal practitioner

.....
Full name of legal practitioner

.....
Date

Only complete next box if election made by counsel

Election

I, [name of individual barrister/solicitor] certify that:

1. I am a lawyer holding a current practising certificate under the *Legal Practitioners Act 1981*.
2. I am acting for the Defendant in this proceeding.
3. I believe that the Defendant is unfit to instruct counsel or give rational instructions in respect of all charges in the Information dated [date].
4. I have considered all matters relevant to the making of an election.
5. I consider that a trial by Judge alone would be in the best interests of the Defendant.
6. I exercise my independent discretion under section 269W of the *Criminal Law Consolidation Act 1935* and elect under section 7(1)(a) of the *Juries Act 1927* that the Defendant be tried by Judge alone in respect of these charges.

.....
Signature of legal practitioner

.....
Full name of legal practitioner

.....
Date

Service

The party filing this document is required to serve it on all other parties in accordance with the Rules of Court.