

(insert front sheet)

**NOTICE OF INTENTION TO INTRODUCE EXPERT OR ALIBI EVIDENCE**

*Criminal Procedure Act 1921 s 124*

TO THE DIRECTOR OF PUBLIC PROSECUTIONS

**Written statement – Expert evidence**

The defendant (*name of defendant*).....  
intends to introduce expert evidence  
at trial/during submissions on sentence (*delete whichever is inapplicable*)  
from (*insert name and field of expertise of expert*)  
.....  
.....

The witness will give the following evidence: (*set out concisely the general nature of the evidence and what it tends to establish*)  
.....  
.....  
.....

**Written statement – Alibi evidence**

The defendant (*name of defendant*).....  
intends to introduce alibi evidence at trial from (*insert name*)  
.....  
.....

The address of the person to give alibi evidence is (*delete if inapplicable*)  
.....  
.....

The witness will give the following evidence: (*set out concisely the general nature of the evidence and what it tends to establish*)  
.....  
.....  
.....

**Declaration**

I verify and declare that the statements contained in this notice are true to best of my knowledge and belief.

**Date:**

(signed) .....  
Defendant (*where the defendant is unrepresented*)

(signed) .....  
Solicitor for the defendant in the presence of the defendant (*where the defendant is represented by a legal practitioner*)

**Warning**

The Court determining proceedings for an indictable offence may refuse to admit evidence in the proceedings that is sought to be adduced by a party who has failed to comply with section 124 of the *Criminal Procedure Act 1921*.

**Note**

Section 124 of the *Criminal Procedure Act 1921* requires that this notice be signed by the defendant personally or be signed, in the presence of the defendant, by a legal practitioner representing the defendant or, in the case of a body corporate, by a legal practitioner representing the body corporate.

**Note**

If the Director of Public Prosecutions is not provided with notice of intention to introduce expert evidence within the timeframe provided for in section 124 of the *Criminal Procedure Act 1921*, the Court may, on application by the prosecutor, adjourn the case to allow the prosecution a reasonable opportunity to obtain expert advice on the proposed evidence if the defendant is to be permitted to adduce the evidence.