**ELECTION FOR TRIAL IN DISTRICT COURT**

**Criminal Procedure Act 1921 s 117**

[*MAGISTRATES/ENVIRONMENT RESOURCES AND DEVELOPMENT*] **Select one** COURT OF SOUTH AUSTRALIA

CRIMINAL JURISDICTION

[***FULL NAME*]**

**Informant**

**v**

**[*FULL NAME*]**

**Defendant**

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| **Lodging party** | Defendant [*Enter number*] |  |
|  | **Party title** | **Full Name of party** |
| Name of law firm/office |  |  |
| **If applicable** | **Law firm/office** | **Responsible Solicitor** |
| Name of authorised officer |  |
| **If body corporate and no law firm/office** | **Full Name** |

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| **Election**I, the Defendant am charged with [*a*] minor indictable offence[*s*] [*Enter whether it is a minor indictable offence or multiple offences*]on the Information dated [*date*].I elect for trial of this matter before the District Court of South Australia. I am aware that under section 7(2) of the *Juries Act 1927* I may not elect for a trial by Judge alone sitting without a jury.…………………………………………Signature of Defendant………………………….Datebefore 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 next box if election made by counsel**

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| **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 have the authority of the Defendant to elect on their behalf for trial of this matter before the District Court of South Australia. I have informed the Defendant that under section 7(2) of the *Juries Act 1927* they may not elect for a trial by Judge alone sitting without a jury.
4. The Defendant received legal advice about the consequences of electing for trial in the District Court before the signing of this form.

…………………………………………Signature of legal practitioner…………………………………………Full name of legal practitioner………………………….Date |

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| **Notice to the Lodging Party:** **(1)      An election does NOT take effect until this completed form is filed in the Court.  IT MUST BE LODGED** **by the second hearing of the Information.**                             **(2)       You may not elect for trial before a Judge sitting without a jury (section 7(2) of the *Juries Act 1927*)** |

**Only complete if filed by a solicitor**

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| **Certification by solicitor mandatory if Defendant represented**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. **Select appropriate**
3. The Defendant received legal advice about the consequences of electing for trial in the District Court before the signing of this form.

…………………………………………Signature of solicitor…………………………………………Full name of solicitor………………………….Date |

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