

To the Defendant: WARNING

If a Defendant fails to comply with section 124 of the *Criminal Procedure Act 1921*:

- the Court may refuse to admit evidence in the proceeding that is sought to be adduced by that Defendant;
- the Court may grant an adjournment on the application of another party if the evidence would prejudice the case of that party; and/or
- the failure may be made the subject of comment to the jury by the prosecutor or the Judge (or both).

Declaration Complete if Defendant not represented or elects to sign

I, the Defendant, declare that the statements contained in this Notice are true to the best of my knowledge and belief.

.....
Signature of Defendant

.....
Name printed

.....
Date

Declaration Complete if Defendant represented and not a body corporate

I, the *solicitor/counsel* circle one for the Defendant, declare that the statements contained in this Notice are true to the best of my knowledge and belief and I am informed by the Defendant that the statements are true to the best of the Defendant's knowledge and belief.

.....
Signature of *solicitor/counsel* circle one for the Defendant

.....
Name printed

In my presence.....
Signature of Defendant

.....
Printed name of Defendant

.....
Date

Declaration Complete if Defendant represented and is a body corporate

I, the *solicitor/counsel* for the Defendant, declare that the statements contained in this Notice are true to the best of my knowledge and belief and I am informed by the Defendant that the statements are true to the best of the Defendant's knowledge and belief.

.....
Signature of *solicitor/counsel* for the Defendant

.....
Name printed

.....
Date

Service

The party filing this document is required to serve it on the prosecution at the same time as the Form 73 Defence Case Statement is given to the prosecution, or otherwise as soon as practicable after becoming aware of changes to the alibi evidence available to the Defendant.