**NOTICE OF INTENTION TO ADDUCE ALIBI EVIDENCE**

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

CRIMINAL JURISDICTION

**[*FULL NAME*]**

**Informant**

**v**

**[*FULL NAME*]**

**Defendant/Youth**

|  |  |  |
| --- | --- | --- |
| **Lodging party** |  |  |
|  | **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** | |

|  |
| --- |
| **Notice of Intention to Adduce Alibi Evidence provision for multiple alibi witnesses**  The [*Defendant/Youth*] **select one**gives notice of intention to adduce alibi evidence from [*enter name of witness*] of [*enter address of witness*]*.*  The facts sought to be established by the evidence are:  **Facts sought to be established in numbered paragraphs**  The witness will give the following evidence:  **General nature of evidence and what it tends to establish in numbered paragraphs**  1. |

|  |
| --- |
| **To the Parties: WARNING**  If a Defendant/Youth fails to comply with rule 75.4 of the Joint Criminal Rules 2022:   * the Court may refuse to admit evidence in the proceeding that is sought to be adduced by that [*Defendant/Youth*] **select one**; * 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 by the prosecutor and taken into account by the Court in making findings. |

|  |
| --- |
| **Declaration Complete if Party not represented or elects to sign**  I, the [*Defendant/Youth*], declare that the statements contained in this Notice are true to the best of my knowledge and belief*.*  …………………………………………  Signature of Party  …………………………………………  Name printed  ………………………….  Date |

|  |
| --- |
| **Declaration Complete if Party represented and not a body corporate**  I, the [*solicitor/counsel*] for the [*Defendant/Youth*], 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/Youth*] that the statements are true to the best of the [*Defendant/Youth*]’s knowledge and belief*.*  …………………………………………  Signature of [*solicitor/counsel*] for the Party  …………………………………………  Name printed  In my presence……………………………………..  Signature of Party  ……………………………………..  Printed name of Party  ………………………….  Date |

|  |
| --- |
| **Declaration Complete if Party represented and is a body corporate**  I, the [*solicitor/counsel*] for the [*Defendant/Youth*], 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/Youth*] that the statements are true to the best of the [*Defendant/Youth*]’s knowledge and belief*.*  …………………………………………  Signature of [*solicitor/counsel*] for the [*Defendant/Youth*]  …………………………………………  Name printed  ………………………….  Date |

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