LICENSING COURT OF SOUTH AUSTRALIA

PRACTICE DIRECTION NO 2

TRIAL DIRECTIONS

I, Brian Patrick Gilchrist, the Licensing Court Judge, by virtue of the provisions of section 16A of the *Liquor Licensing Act 1997* and Rule 7 of the *Licensing Court Rules 2012* do hereby make the following Practice Direction.

At directions hearings conducted following a review of or an appeal from a decision of the Commissioner (Rule 16) or a reference from the Commissioner (Rule 17) the Court in issuing directions for the effective conduct of the proceedings shall expect the parties to be able to provide the Judge with such information as is necessary to enable appropriate orders to be made.

These may include a direction that witness statements be prepared and served, time limits being set for the obtaining of and service of expert reports, the preparation of, filing and service of a trial book and the making of directions in the form of the document attached hereto and titled "Licensing Court Trial Directions".

Dated this 4th of July 2012



Judge Brian Gilchrist
The Licensing Court Judge

LICENSING COURT
Trial Directions

File No
Name of parties:
Date:
Appearances:
For the
For the

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1. This matter has been listed for trial on at am/pm for a day hearing. If the trial is not completed within that time, further dates will be set by the trial judge.

2. The general issues are:

3 The **APPLICANT** intends to call non-expert evidence from the following:
(i)
(ii)
If the applicant intends to rely upon written statement(s)* such statement(s) must be served by.

4. (a) The **APPLICANT** will rely on expert reports from:
(i)
(ii)
Copies of these reports have been/will be provided to the objector by.
(b) Updated reports will be provided to .....by.....

5. The ..... intends to call non-expert evidence from the following:
(i)
(ii)
If the ..... intends to rely upon written statement(s)* such statement(s) must be served by.

6. (a) The ..... will rely on expert reports from:
(i)
(ii)
Copies of these reports have been/will be provided to the applicant by
(b) Updated reports will be provided to the applicant by.....

*The statement shall serve as evidence in chief subject to the author being available for cross-examination. If a party wishes to supplement the written statement with oral evidence the party will need to seek leave from the trial judge. If a witness is not required for cross examination the other party shall give notice of that fact as soon as practicable:

7. Has counsel be retained if so, please nominate. .....

8. The applicant shall file and serve .....copies of a trial book by ..... containing such documents as directed.

9. There shall be a compliance conference to ascertain whether the above orders have been complied with which shall be conducted on .....at .....am/pm.

Dated: **Judge**

Parties should check the location of the hearing in the Case List in 'The Advertiser' on the morning of the hearing or in the Case List on the 7th Floor, Riverside Centre, North Tce, Adelaide or on the Court's website **http://www.industrialcourt.sa.gov.au/**.