

Community Courts Application Form

Pursuant to Practice Direction 38

Sentencing Act 1995 (NT), Section 107D

Offender Details	
Name:	DOB:
Current Address:	
Contact phone number/s:	Language spoken:
File number/s:	IJS number:
Legal representative name and agency:	Email address and phone number:
Prosecutor and agency (DPP or Police Prosecution):	Email address and phone number:
Offender location: ☐ In custody ☐ Bail ☐ NTA / Summons	
Documents Attached: ☐ Agreed facts ☐ Other: _____	
Community Court location applied for: _____	
Has the offender entered a plea of guilty? ☐ Yes ☐ No Date of plea: _____	
Can the offending be finalised in the Local Court? ☐ Yes ☐ No	
Does the prosecution consent to the offender being sentenced in accordance with the Community Court sentencing procedure? ☐ Yes ☐ No	
Prosecutor name: _____	
Signature: _____ Date: _____	

Please provide details of the offender's connection to the community where they are seeking to be sentenced in accordance with the Community Court sentencing procedure:

☐ Raised in the community and has cultural obligations within the community

☐ Has strong family ties to the community ☐ Speaks the language of the community

☐ Other: _____

Does the offender have any other current active files? If so, please provide file number and the charges related to that file (including victim if appropriate):

File number: _____

Charges: _____

When is the matter next listed, and what for? _____

File number: _____

Charges: _____

When is the matter next listed, and what for? _____

COMMUNITY COURT – OFFENDER CONSENT FORM

(Pursuant to Practice Direction No 38)

This paper is about the Community Court. Before you sign, please make sure you understand everything on this page. If you do not understand something, please ask your lawyer.

You can ask for an interpreter to help you.

What is Community Court?

Community Court is a special court for Aboriginal people. The Law and Justice Group from your community will speak with you and help the Judge understand your life, culture and what you need. The Judge will then decide your sentence.

Community Court is different from a regular court. It is more respectful of your culture and community.

What you are agreeing to do

If you sign this form, you are agreeing to:

- Talk to the Law and Justice Group members about your life, your needs, and your plans for the future.
- Go to any programs or support services that Community Court asks you to attend.
- Tell the Community Court and Law and Justice Group members how you are going with these programs.
- Come to court when you are told to, for progress check-ins and for your sentence.

What you need to know about your private information

By taking part in Community Court, you understand that:

- The Law and Justice Group members will talk with you and write down information about your personal life and culture so they can help you.
- They may share this information with the programs and services you are referred to, so those services can better support you.
- The Law and Justice Group will write a report about you called an Aboriginal Experience Report and give it to the Judge, your lawyer and the Prosecutor.
- The Law and Justice Group may talk to the person or people you harmed, and to other community members. What they say may be included in the report.
- Your information may be shared with the Department of Attorney General and Justice to help evaluate how Community Court is working – but your name will not be used.
- Your personal information will be kept safe and private. It will only be shared when it is needed for Community Court.

- If you do not go to your appointments with services, the court may be told about this.

What you are agreeing to

By signing this form, you agree to:

- Apply to have your sentence done through the Community Court process.
- Law and Justice Group members looking at your court papers. This includes your charges, the facts you agreed to, your previous offences, and any exhibits shown in court. It may also include other current charges, so the Law and Justice Group can understand your whole situation
- Allow the Law and Justice Group members to share and talk about your information with: your lawyer, the Prosecutor, Community Corrections, the Community Court Judge and Registrar, and any services you are referred to.
- Allow your information to be used for evaluation purposes, where your name will not be used and you cannot be identified.

You can say no

You do not have to agree to Community Court. This is your choice.

If you agree now but change your mind later, you can withdraw from Community Court at any time. If you withdraw, your case will go back to the regular Local Court for sentencing.

Consent

☐ I have read this form (or it has been read and explained to me). I understand what I am agreeing to, and I want to take part in Community Court.

Name: _____

Signature: _____

Date: _____

File number/s: _____