

1990 - No. 111

**SUPREME COURT ACT 1970 - RULE**

NEW SOUTH WALES



*[Published in Gazette No. 29 of 23 February 1990]*

**SUPREME COURT RULES (AMENDMENT No. 236) 1990**

1. These rules are made by the Rule Committee on 12 February 1990.
2. The Criminal Appeal Rules are amended as follows:
  - (a) After rule 31C insert:

**PRISONS ACT 1952.**

- 31D. A licensee may apply to the Court under section 71 of the Prisons Act 1952 by sending to the Registrar a form of application in Form VBA duly completed.
- 31E. Where the Registrar has received a form of application in Form VBA duly completed, the secretary of the Board shall, unless the Court otherwise orders, at the request of the Registrar, forward to him copies of all reports, documents and other information placed before the Board and a copy of that part of the minutes in which the reason for the determination was recorded.
- (b) From Rules 36, 51 and 71 omit "Corrective Services Commission of New South Wales" where appearing and insert instead "Director-General of Corrective Services".
- (c) After Form VB insert:

VBA.

CRIMINAL APPEAL ACT, 1912.

Serious Offenders Review Board and *(name of applicant)*

*Application to the Court*

To the Registrar:

The                      day of                      19                      .

I apply to the Court for a direction to be given by the Court to the Serious Offenders Review Board that the information upon which the Board on *(date)* made a decision to (revoke vary\*) my licence was (false misleading irrelevant\*)

The information which I contend was (false misleading irrelevant") is set forth on page 2 hereof.

*(signed)* #

Applicant.

\* *Strike out any word or words which is or are not applicable.*

# *This application must be signed by the applicant and, if he cannot write, his mark must be attested by a witness whose name and address must be given.*

The applicant must answer the following question:

Do you desire to appear in person at the hearing or determination of your application?

If the answer is "yes", the applicant must state the grounds on which he contends he should be allowed to do so.

*(Page 2 of application)*

The following information was false: *(set out the information)*  
or

The following information was misleading: *(set out the information)* or

The following information was irrelevant: *(set out the information)*.

**EXPLANATORY NOTE**

(This note does not form part of the rules)

1. The purposes of the above Amendment are:
  - (1) to prescribe the procedure on an application to the Court of Criminal Appeal under s. 71 of the Prisons Act 1952.
  - (2) to make other provisions of a minor, consequential or ancillary nature.
2. Words or figures underlined in the above rules are intended to be represented in italics if printed.

B. H. BROWN, Secretary of the Rule Committee.