

THE CASE IS GO, NOW ITS TIME FOR THE SHOW



AVOIDING GETTING CAUGHT IN COURT

**THESE TWO OFFICERS HAVE JUST
FOUND OUT THEY NEED TO
GIVE EVIDENCE IN COURT**



THE PRINCIPLE OF THE MODEL LITIGANT

As a level of Government there is a documented expectation that a Council, as a prosecuting agency, will conduct itself and its prosecutions to the highest level required under legislation and professional standards.

This extends to officers in their roles as investigators, informants and witnesses within the Court process. If you feel like you are being held to a higher standard than others, it is because you are

TERMS

REASONABLE DOUBT – The level of proof required in a criminal case, to meet points of legislative proof.

REASONABLE PERSON – a fair minded , impartial person, knowing of all the facts. The only reasonable person that matters is the Magistrate.

WITNESS – has direct evidence of fact , they saw it or heard it or did it.

INFORMANT – person making the allegation, the investigator, provides an overview to magistrate through their testimony.

THE GOLDEN RULE

RESPECT

- the process, the parties, the institution, and yourself.

Judgement starts the minute you enter the
courtroom

RESPECT THE PROCESS

- BE PREPARED, KNOW YOUR EVIDENCE, REFERENCE TO NOTES IS NOT AUTOMATIC.
- ANSWER QUESTIONS DIRECTLY, SUCCINCTLY.
- WHILE WAITING FOR YOUR CASE, DON'T LOOK BORED .

RESPECT THE PARTIES

- ANY FEELINGS OR JUDGEMENTS ABOUT DEFENDANTS , WITNESSES ARE NOT BROUGHT INTO COURT, PRESENT YOUR EVIDENCE IMPARTIALLY.
- DEFENDANTS CAN REPRESENT THEMSELVES, THEY CAN CROSS EXAMINE YOU, DON'T ARGUE WITH THEM.
- CONDUCT YOURSELF PROFESSIONALLY TOWARDS ALL PARTIES AT ALL TIMES.

RESPECT THE INSTITUTION

- BOW WHEN ENTERING OR LEAVING COURTROOM.
- KEEP TALKING AND MOVEMENT TO A MINIMUM, AND NEVER WHILE SOMEONE IS TAKING THE OATH.
 - BEING EARLY IS BEING ON-TIME.
- TESTIMONY AND ANSWERS ARE DIRECTED TO THE MAGISTRATE, HE NEEDS THE INFORMATION TO MAKE THE DECISION.

RESPECT YOURSELF

- YOUR ATTIRE, DRESS TO IMPRESS.
- PROFESSIONAL LANGUAGE.
- BE HONEST AT ALL TIMES.
- MAGISTRATES REMEMBER INFORMANTS/WITNESSES.

THE FOUR P'S

PROFESSIONAL

PREPARED

PRESENTATION

PRACTICE

PRACTICE

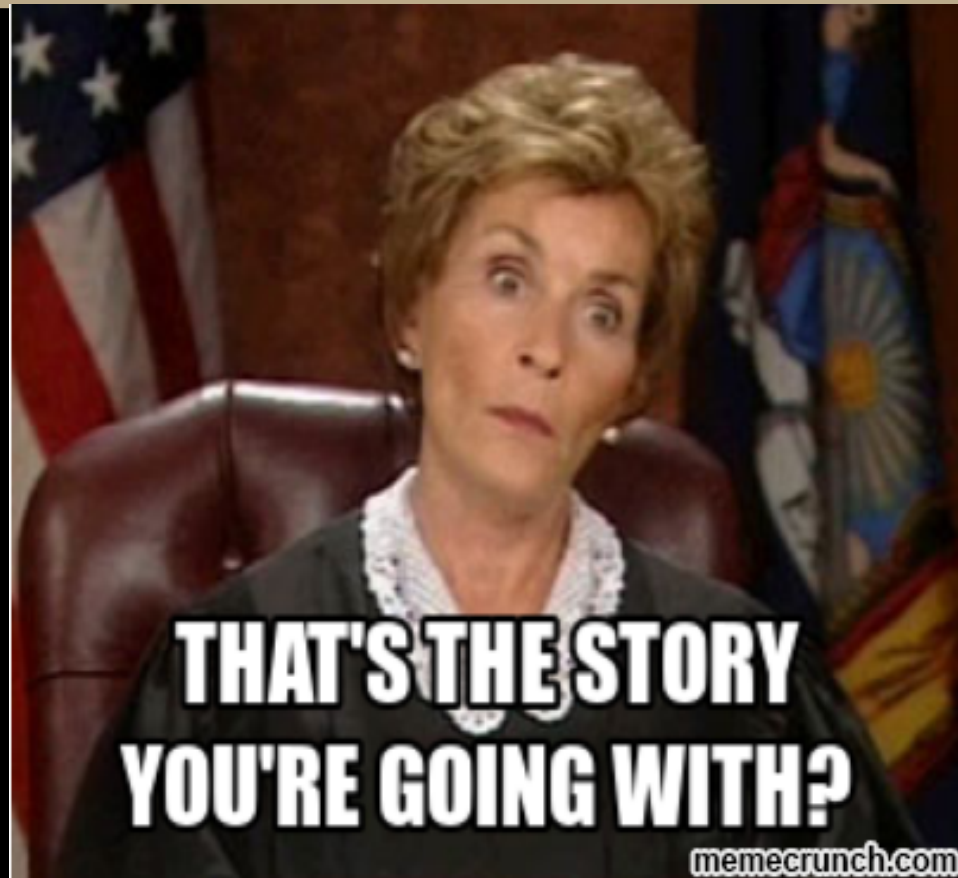
ATTEND COURT TO OBSERVE EVEN WHEN YOU DON'T
HAVE A CASE.

ORGANISE OR FIND OUT WHO CAN FACILITATE REALISTIC
MOCK COURT TRAINING.

TALK TO YOUR PROSECUTOR ABOUT CONCERNS.

MANAGERS ALLOCATE TIME FOR THIS DEVELOPMENT
FOR THEIR STAFF

THE FINAL WORD



YOU DON'T WANT TO SEE
THIS