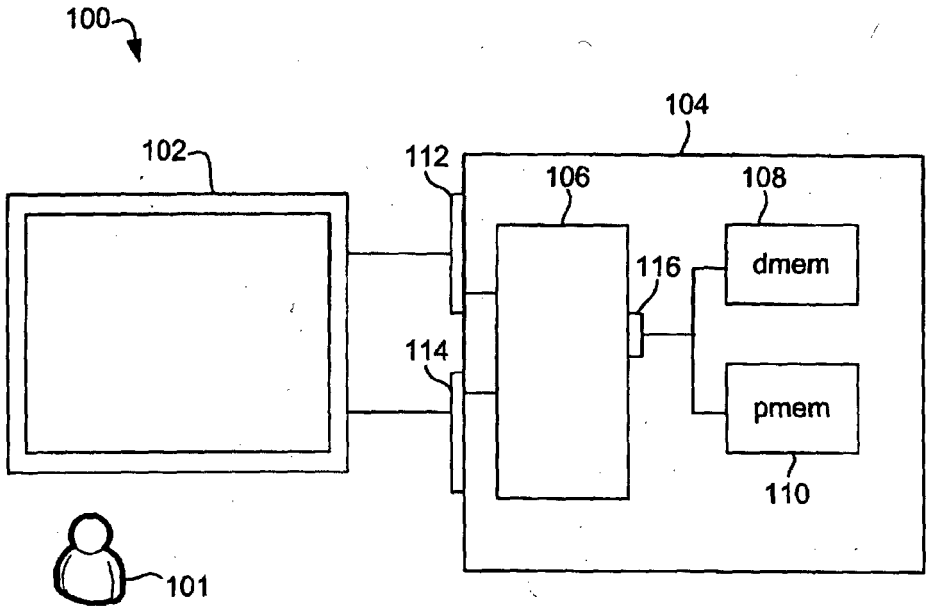

100
102
104
112
106
108
116
dmem
114
pmem
110
101

Fig. 1

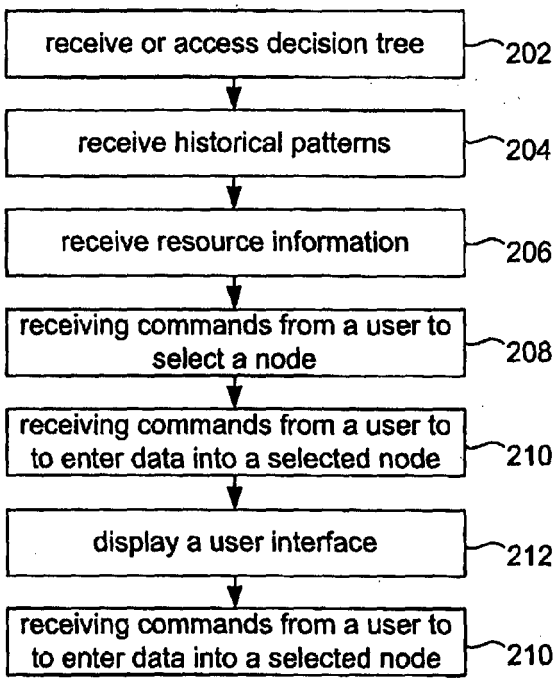

receive or access decision tree
202
receive historical patterns
204
receive resource information
206
receiving commands from a user to select a node
208
receiving commands from a user to to enter data into a selected node
210
display a user interface
212
receiving commands from a user to to enter data into a selected node
210

Fig. 2

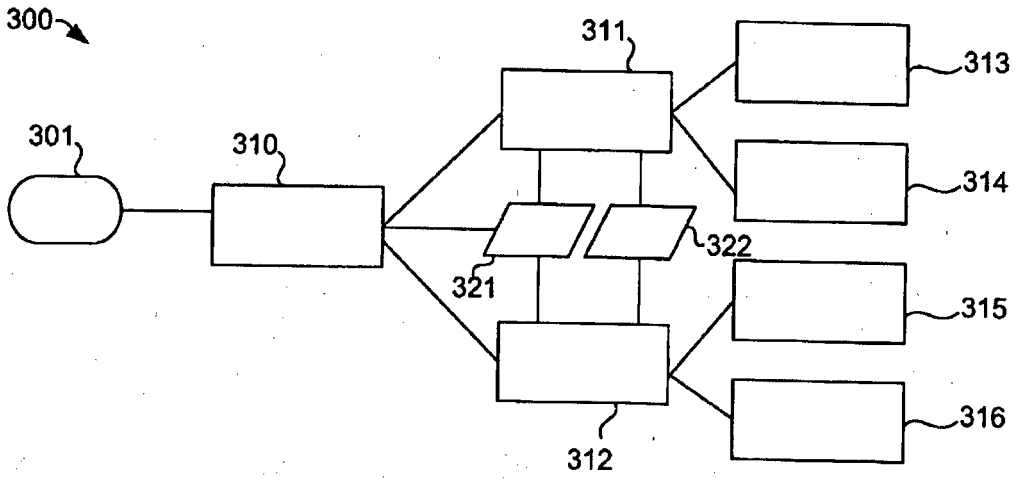


Fig. 3

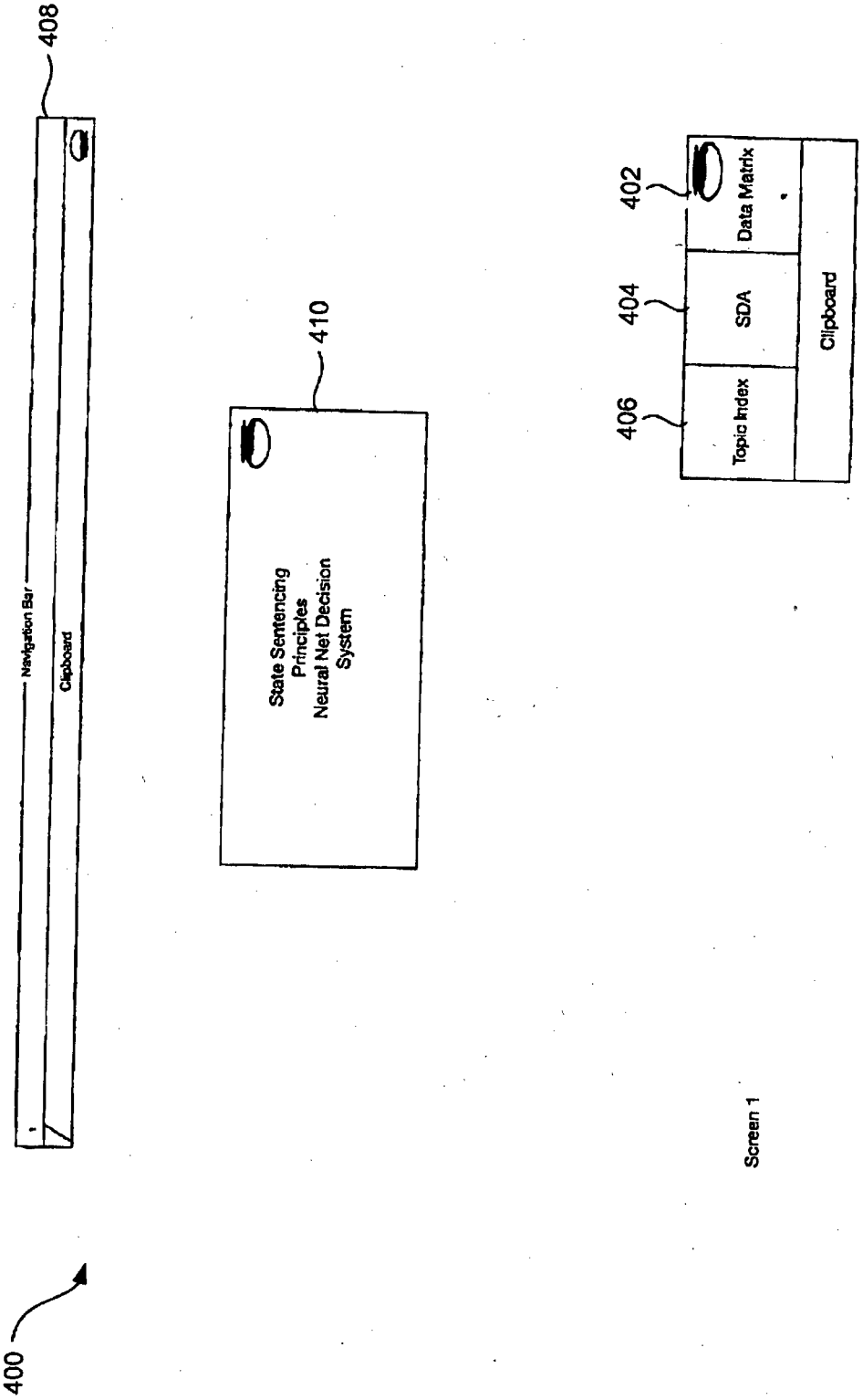

408
Navigation Bar
Clipboard
400
410
State Sentencing
Principles
Neural Net Decision
System
402
404
406
Data Matrix
SDA
Topic Index
Clipboard
Screen 1

Fig. 4

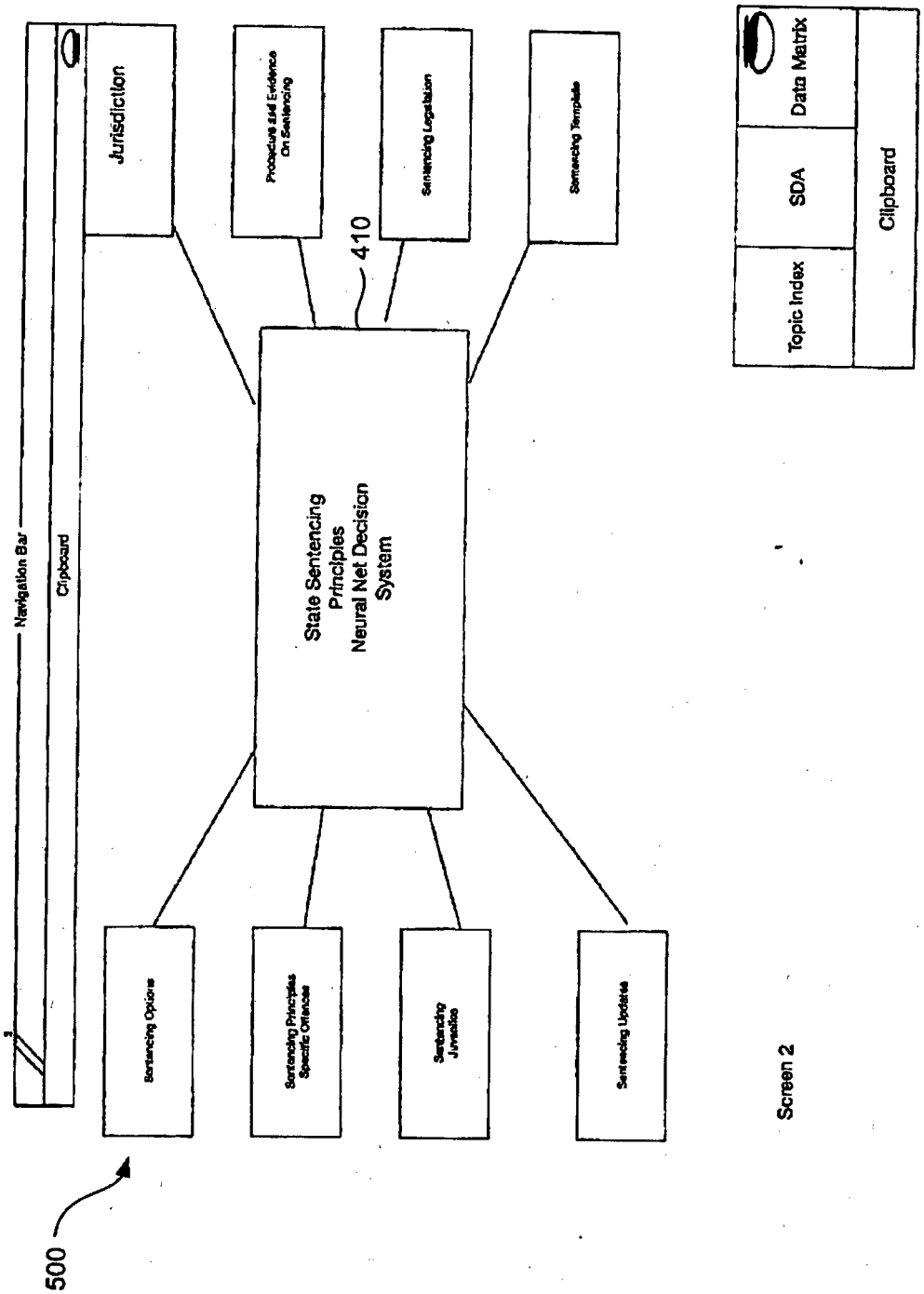

Navigation Bar
Clipboard
Jurisdiction
Prospective and Evidence On Sentencing
Sentencing Legislation
Sentencing Template
410
State Sentencing Principles Neural Net Decision System
Sentencing Options
Sentencing Principles Specific Offences
Sentencing Jurisdiction
Sentencing Updates
500
Topic Index
SDA
Data Matrix
Clipboard
Screen 2

Fig. 5

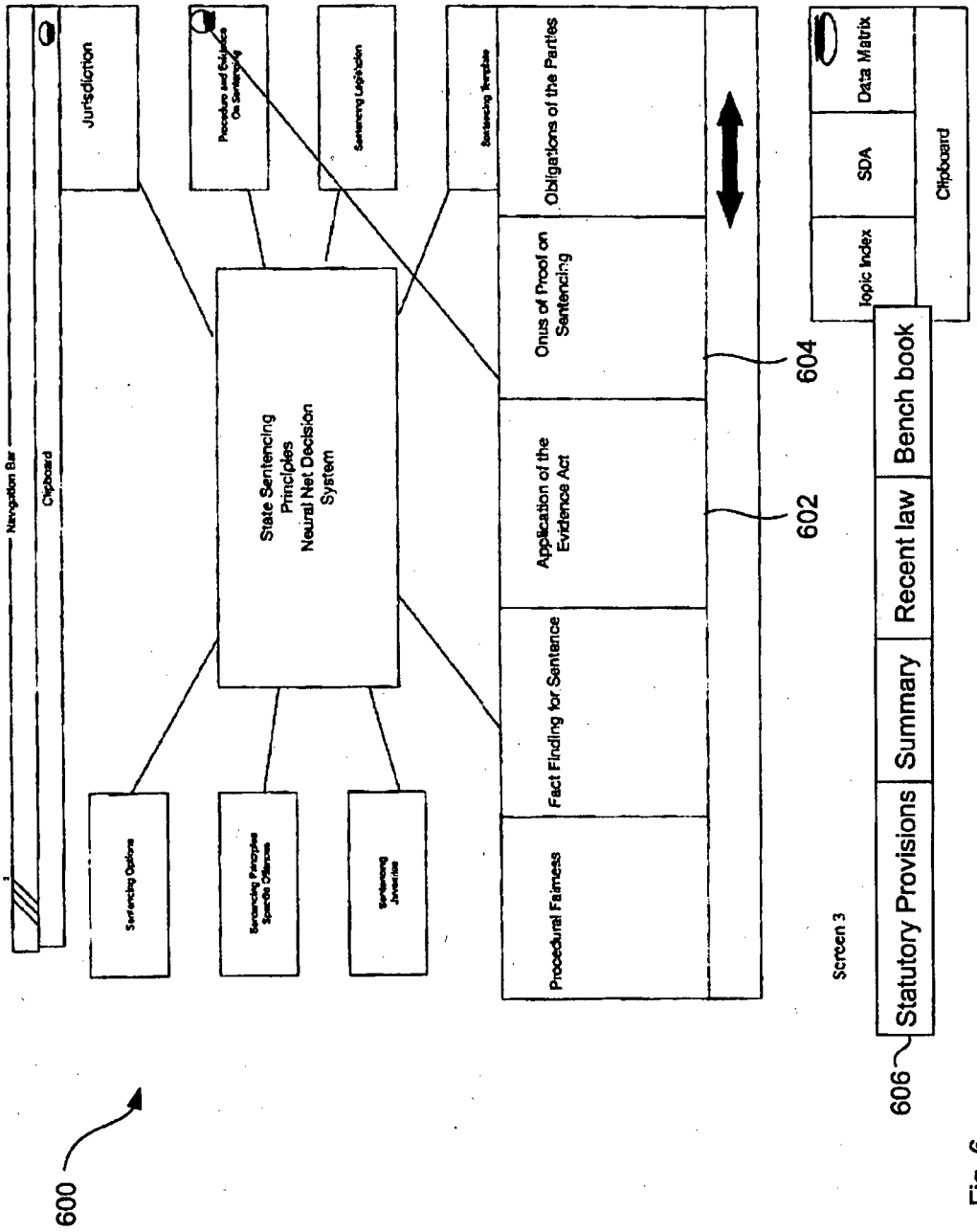

Navigation Bar
Clipboard
Jurisdiction
Sentencing Options
Sentencing Principles Specific Offences
Sentencing Juveniles
State Sentencing Principles Neural Net Decision System
Procedure and Subjects On Sentencing
Sentencing Legislation
Sentencing Template
Obligations of the Parties
Onus of Proof on Sentencing
Application of the Evidence Act
Fact Finding for Sentence
Procedural Fairness
604
602
Topic Index
SDA
Data Matrix
Clipboard
Screen 3
Statutory Provisions
Summary
Recent law
Bench book
606
600

Fig. 6

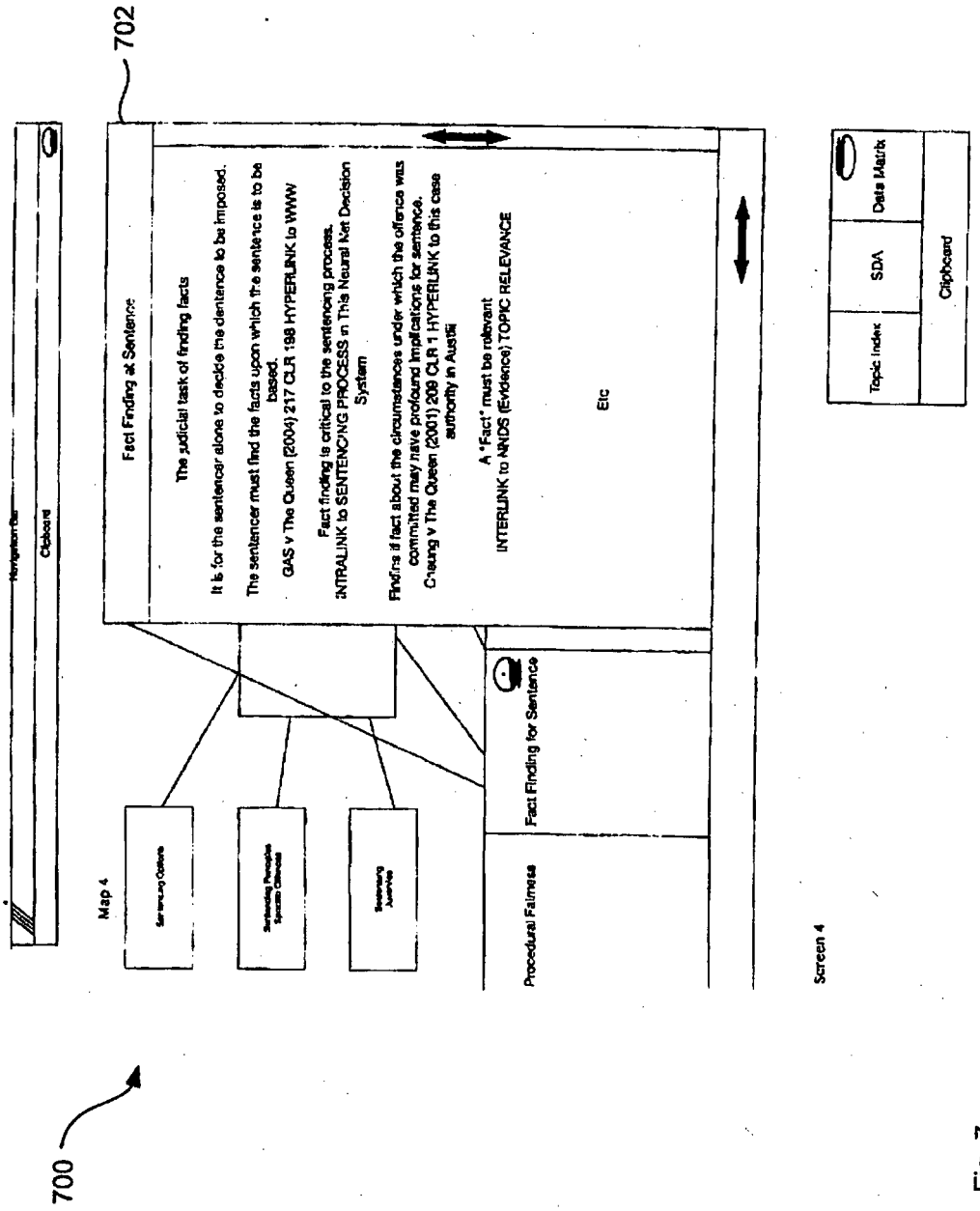

700
702
Fact Finding at Sentence
The judicial task of finding facts
It is for the sentencer alone to decide the sentence to be imposed.
The sentencer must find the facts upon which the sentence is to be based.
GAS v The Queen (2004) 217 CLR 198 HYPERLINK to WWW
Fact finding is critical to the sentencing process.
INTRALINK to SENTENCING PROCESS in This Neural Net Decision System
Findins if fact about the circumstances under which the offence was committed may have profound implications for sentence.
Cheung v The Queen (2001) 209 CLR 1 HYPERLINK to this case authority in Austlii
A "Fact" must be relevant
INTERLINK to ANDS (Evidence) TOPIC RELEVANCE
Etc
Map 4
Fact Finding for Sentence
Procedural Fairness
Screen 4
Topic Index
SDA
Data Matrix
Clipboard

Fig. 7

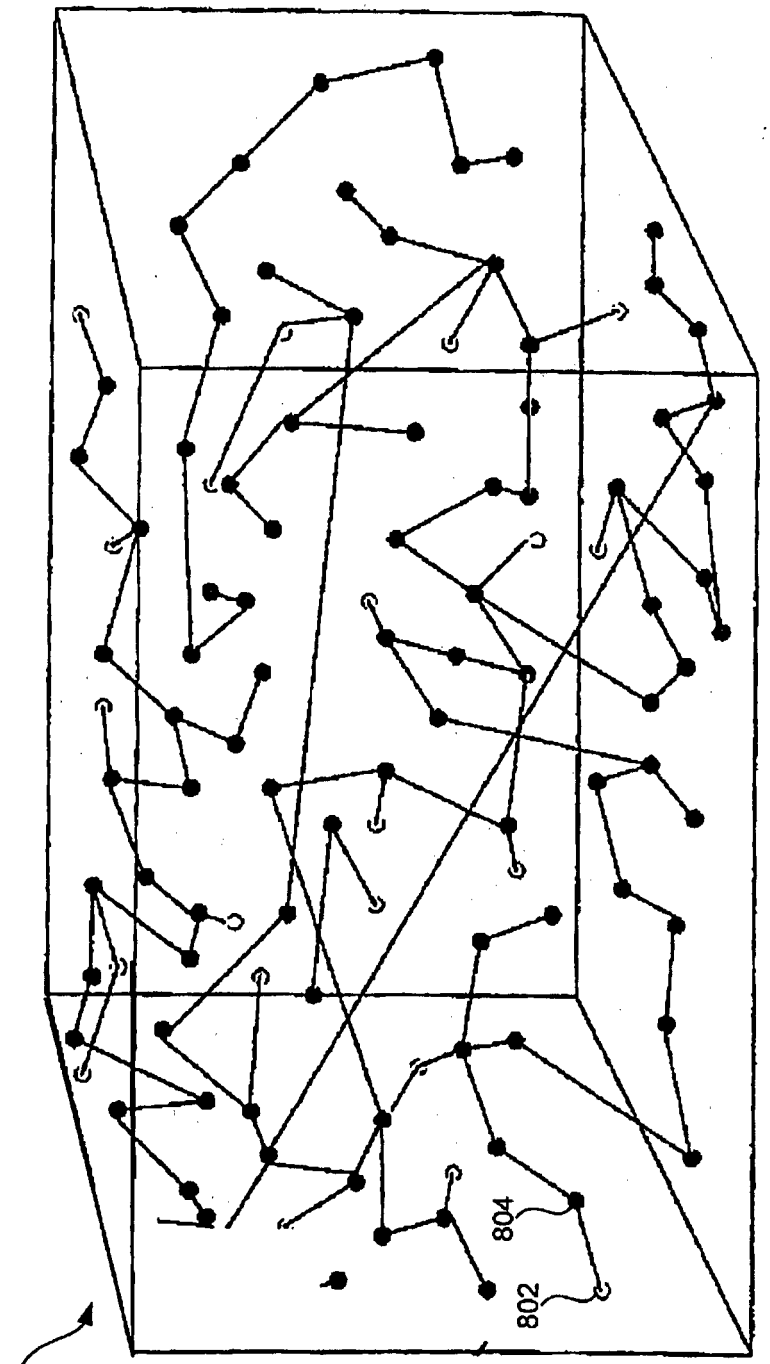


Fig. 8

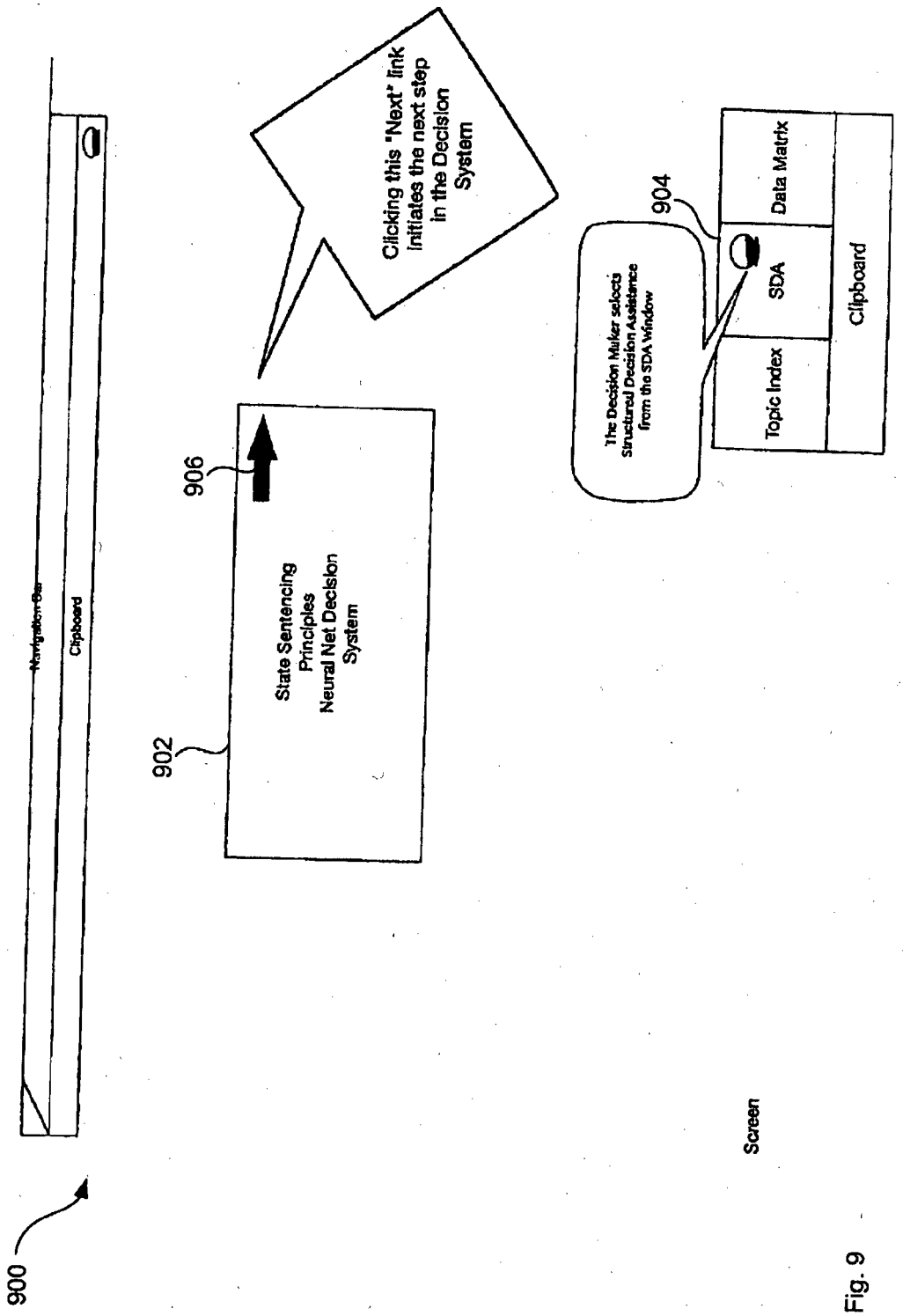

900
Navigation Bar
Clipboard
902
State Sentencing Principles Neural Net Decision System
906
Clicking this "Next" link initiates the next step in the Decision System
904
The Decision Maker selects Structured Decision Assistance from the SDA Window
Data Matrix
SDA
Topic Index
Clipboard
Screen

Fig. 9

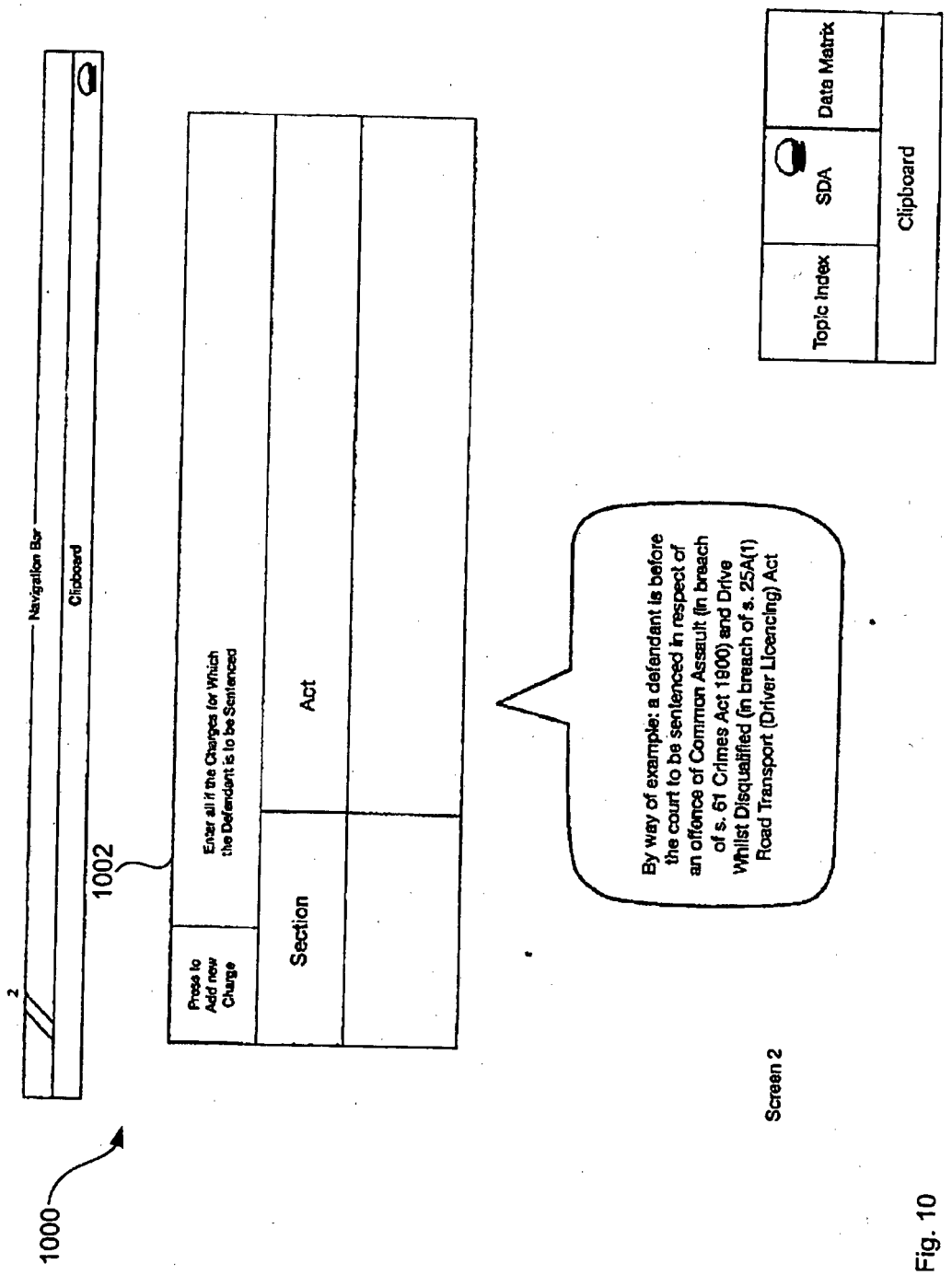

Navigation Bar
Clipboard
1002
Press to Add new Charge
Enter all of the Charges for Which the Defendant is to be Sentenced
Section
Act
By way of example: a defendant is before the court to be sentenced in respect of an offence of Common Assault (in breach of s. 61 Crimes Act 1900) and Drive Whilst Disqualified (in breach of s. 25A(1) Road Transport (Driver Licencing) Act
Topic Index
SDA
Data Matrix
Clipboard
Screen 2
1000

Fig. 10

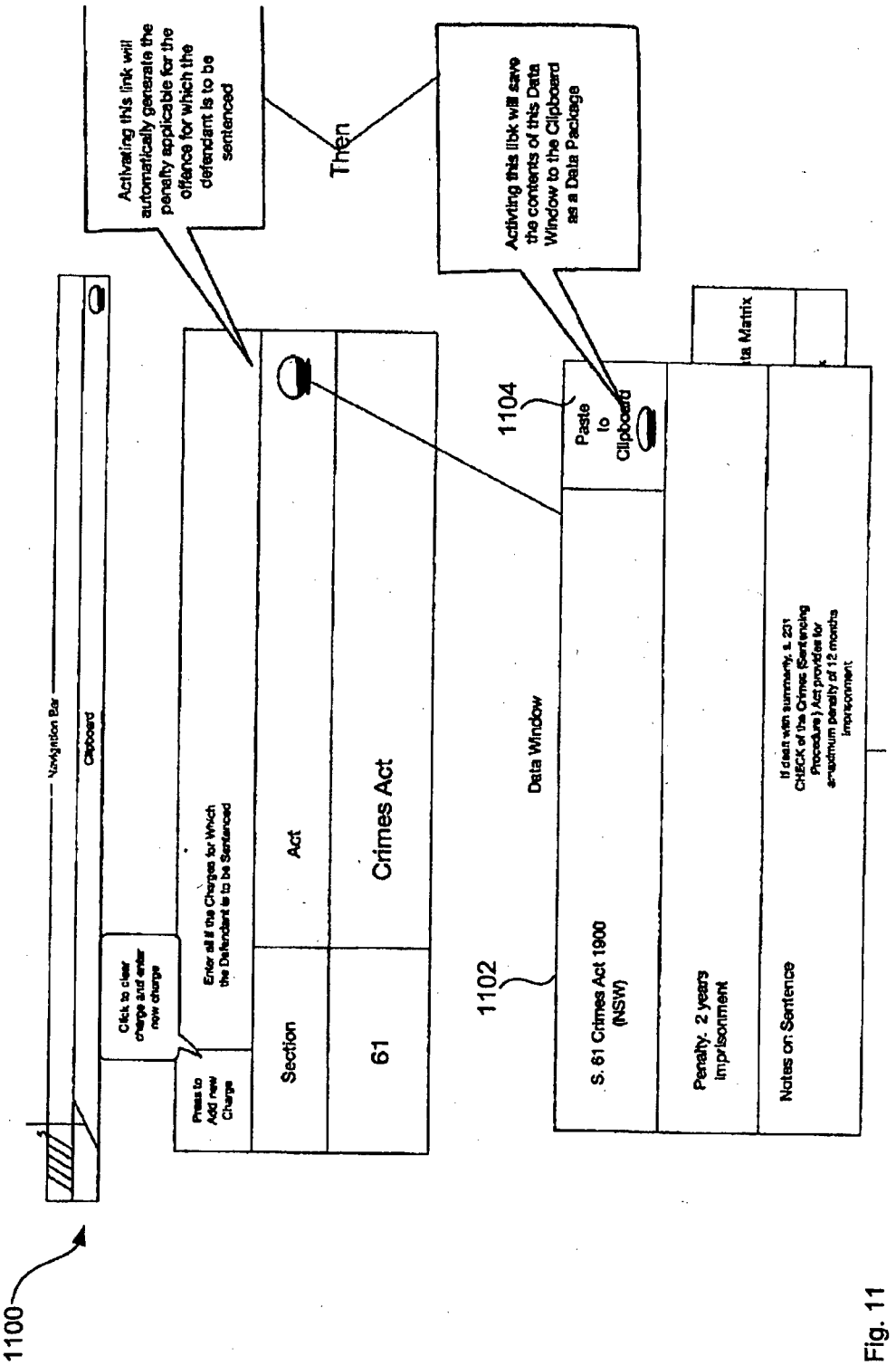

Activating this link will automatically generate the penalty applicable for the offence for which the defendant is to be sentenced
Then
Activiting this link will save the contents of this Data Window to the Clipboard as a Data Package
Navigation Bar
Clipboard
Click to clear charge and enter new charge
Enter all the Charges for Which the Defendant is to be Sentenced
Press to Add new Charge
Section
61
Act
Crimes Act
1104
Paste to Clipboard
1102
Data Window
S. 61 Crimes Act 1900 (NSW)
Penalty: 2 years imprisonment
Notes on Sentence
If dealt with summarily, s. 231 CHECK of the Crimes (Sentencing Procedure) Act provides for a maximum penalty of 12 months imprisonment
1100

Fig. 11

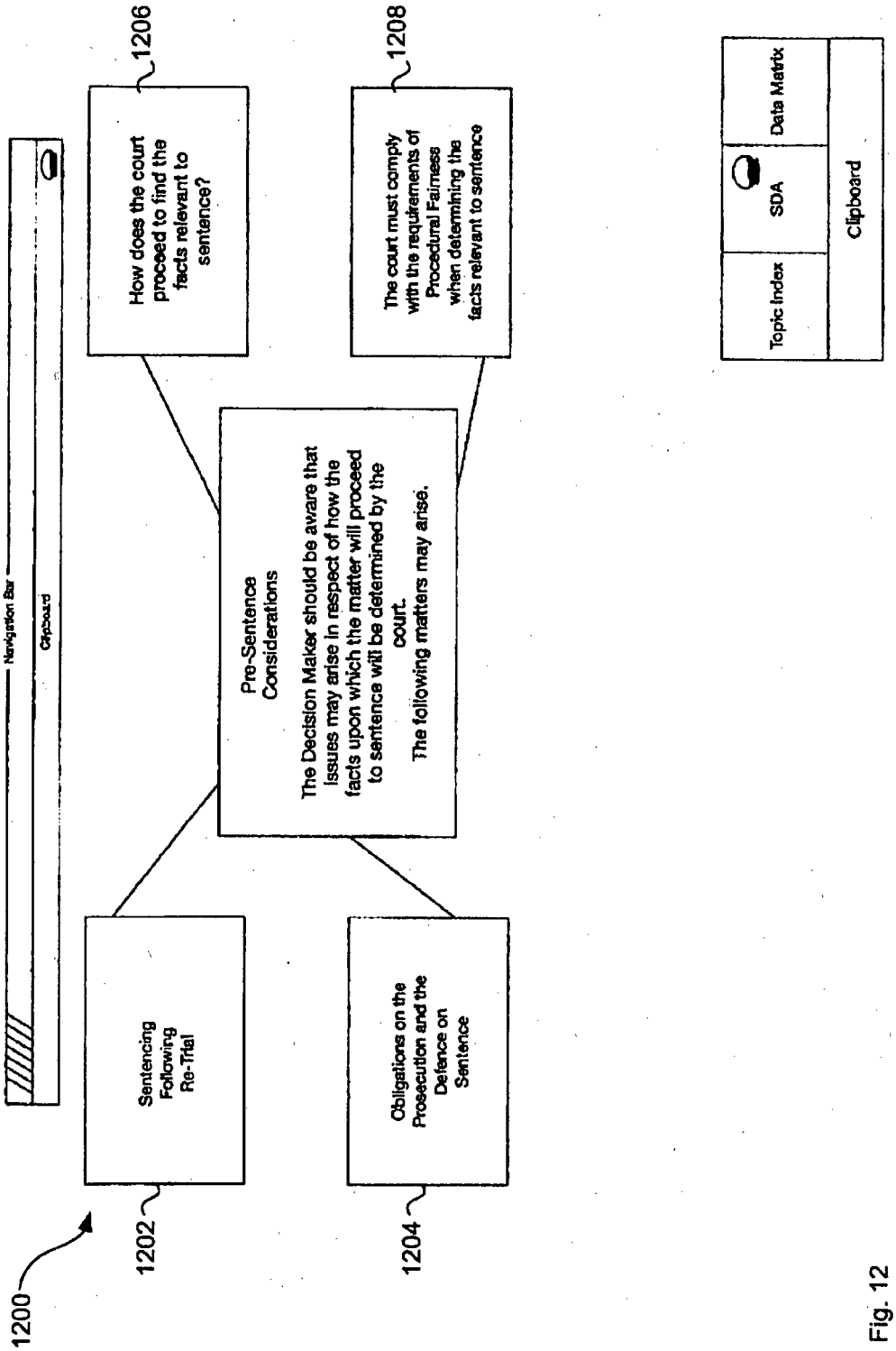

1200
1202
1204
1206
1208
Navigation Bar
Clipboard
Sentencing Following Re-Trial
Obligations on the Prosecution and the Defence on Sentence
Pre-Sentence Considerations
The Decision Maker should be aware that issues may arise in respect of how the facts upon which the matter will proceed to sentence will be determined by the court.
The following matters may arise.
How does the court proceed to find the facts relevant to sentence?
The court must comply with the requirements of Procedural Fairness when determining the facts relevant to sentence
Topic Index
SDA
Data Matrix
Clipboard

Fig. 12

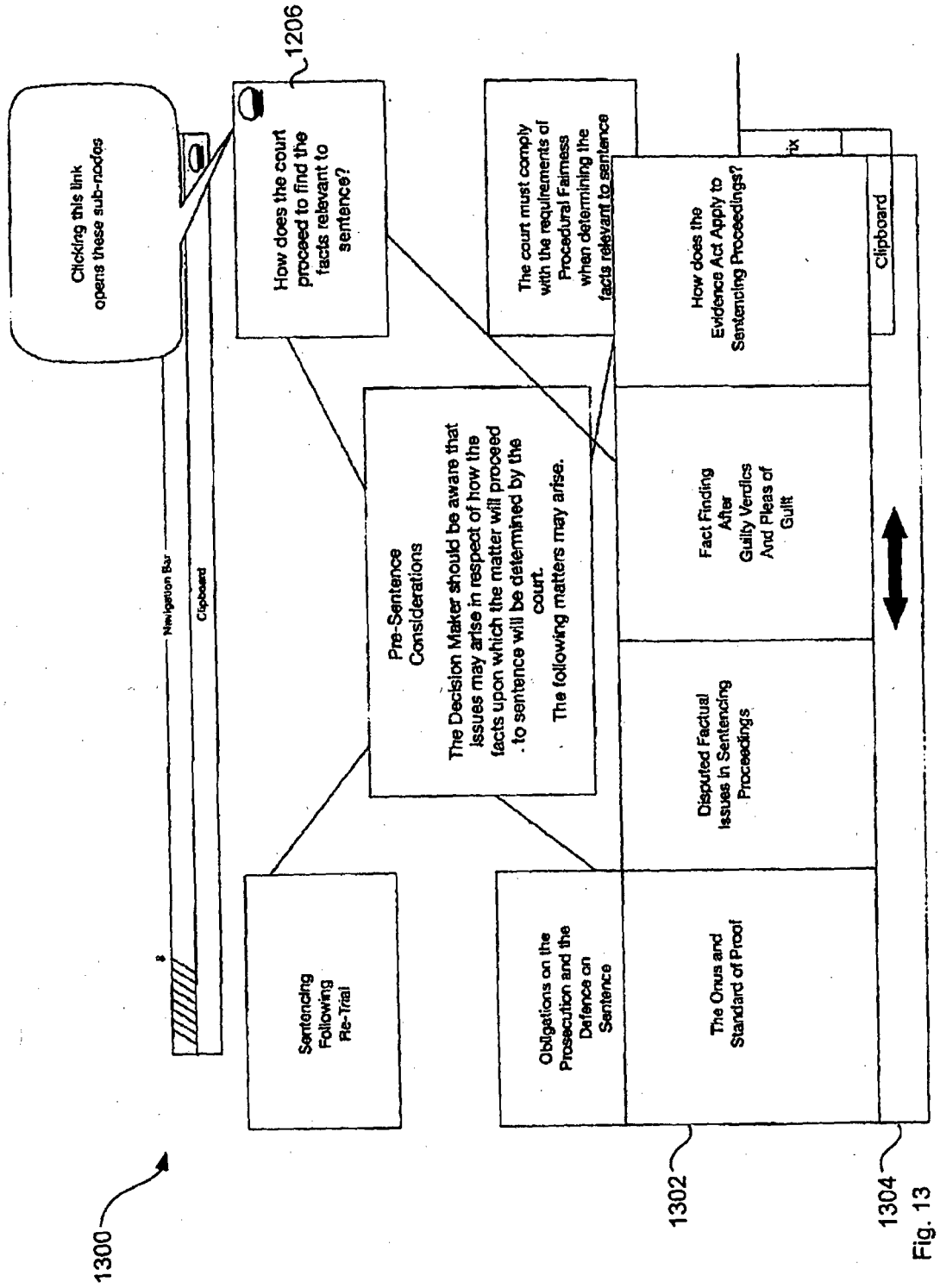

1206
Clicking this link opens these sub-nodes
How does the court proceed to find the facts relevant to sentence?
The court must comply with the requirements of Procedural Fairness when determining the facts relevant to sentence
How does the Evidence Act Apply to Sentencing Proceedings?
Clipboard
Navigation Bar
Clipboard
Pre-Sentence Considerations
The Decision Maker should be aware that issues may arise in respect of how the facts upon which the matter will proceed . to sentence will be determined by the court.
The following matters may arise.
Fact Finding After Guilty Verdics And Pleas of Guilt
Disputed Factual Issues in Sentencing Proceedings
Sentencing Following Re-Trial
Obligations on the Prosecution and the Defence on Sentence
The Onus and Standard of Proof
1300
1302
1304

Fig. 13

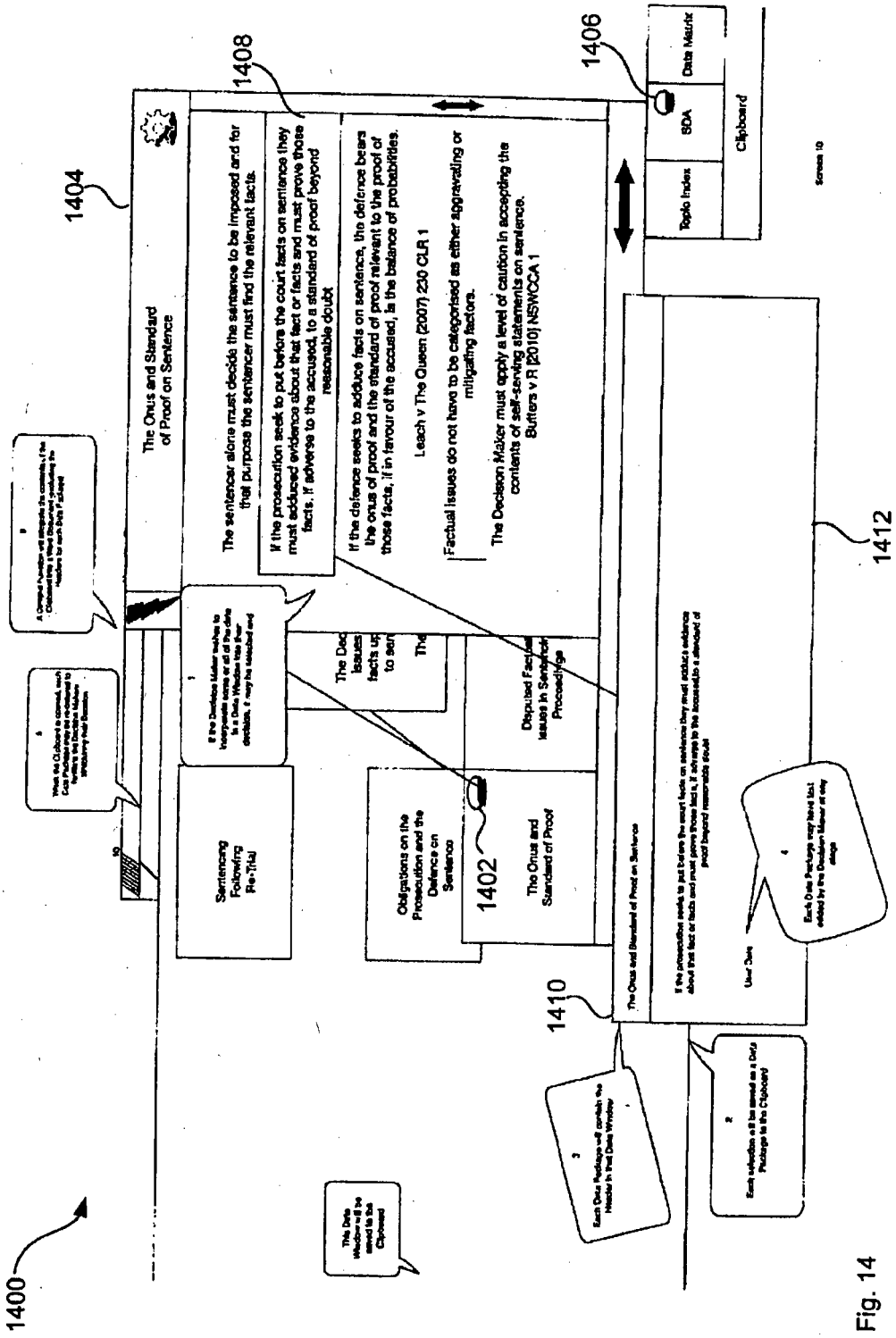

1400
1402
1404
1406
1408
1410
1412
The Onus and Standard of Proof on Sentence
The sentencer alone must decide the sentence to be imposed and for that purpose the sentencer must find the relevant facts.
If the prosecution seek to put before the court facts on sentence they must adduced evidence about that fact or facts and must prove those facts. If adverse to the accused, to a standard of proof beyond reasonable doubt
If the defence seeks to adduce facts on sentence, the defence bears the onus of proof and the standard of proof relevant to the proof of those facts, if in favour of the accused, is the balance of probabilities.
Leach v The Queen (2007) 230 CLR 1
Factual issues do not have to be categorised as either aggravating or mitigating factors.
The Decision Maker must apply a level of caution in accepting the contents of self-serving statements on sentence.
Butters v R [2010] NSWCCA 1
Sentencing Following Re-Trial
Obligations on the Prosecution and the Defence on Sentence
The Onus and Standard of Proof
Disputed Factual Issues in Sentencing Proceedings
Topic Index
SOA
Clipboard
Data Mart

Fig. 14

Fig 15

Fig 16

New

Undo

Admin

Username|Email	Admin
Name	Admin
User ID Number	201302
Date Joined	1/10/2014
Tel. Number	02 34567890
Mobile	02 3456789
Business Address	Veritas Decision Systems 9949 Ocean Drive Byron Bay NSW 2481
Account	Admin

Matters related to this user. Click arrow to go to the chosen matter.

10001255	Donoghue v Stevenson
10001254	Commissioner of Taxation v Rhor-Ting
10001253	DPP v Jeckyl
10001252	R v Dudley and Stephens
10001251	Marbury v Madison
10001250	Brown v The Board of Education (NSW)
10001249	Police v Clarence Darrow
10001248	DPP v Rossi
10001247	Neilsen v Property Development (Potts Point)
10001246	Munday v Hughes
10001245	Barwick v Commissioner for Taxation
10001244	Richardson v Gates
10001242JG	Interactive Bench Book
10001241	Hawkesbury Racing Association v Stubbs

16-06

Scroll Bar

16-04

User Name

Password

16-02

User Dashboard

Rec Delete / 3

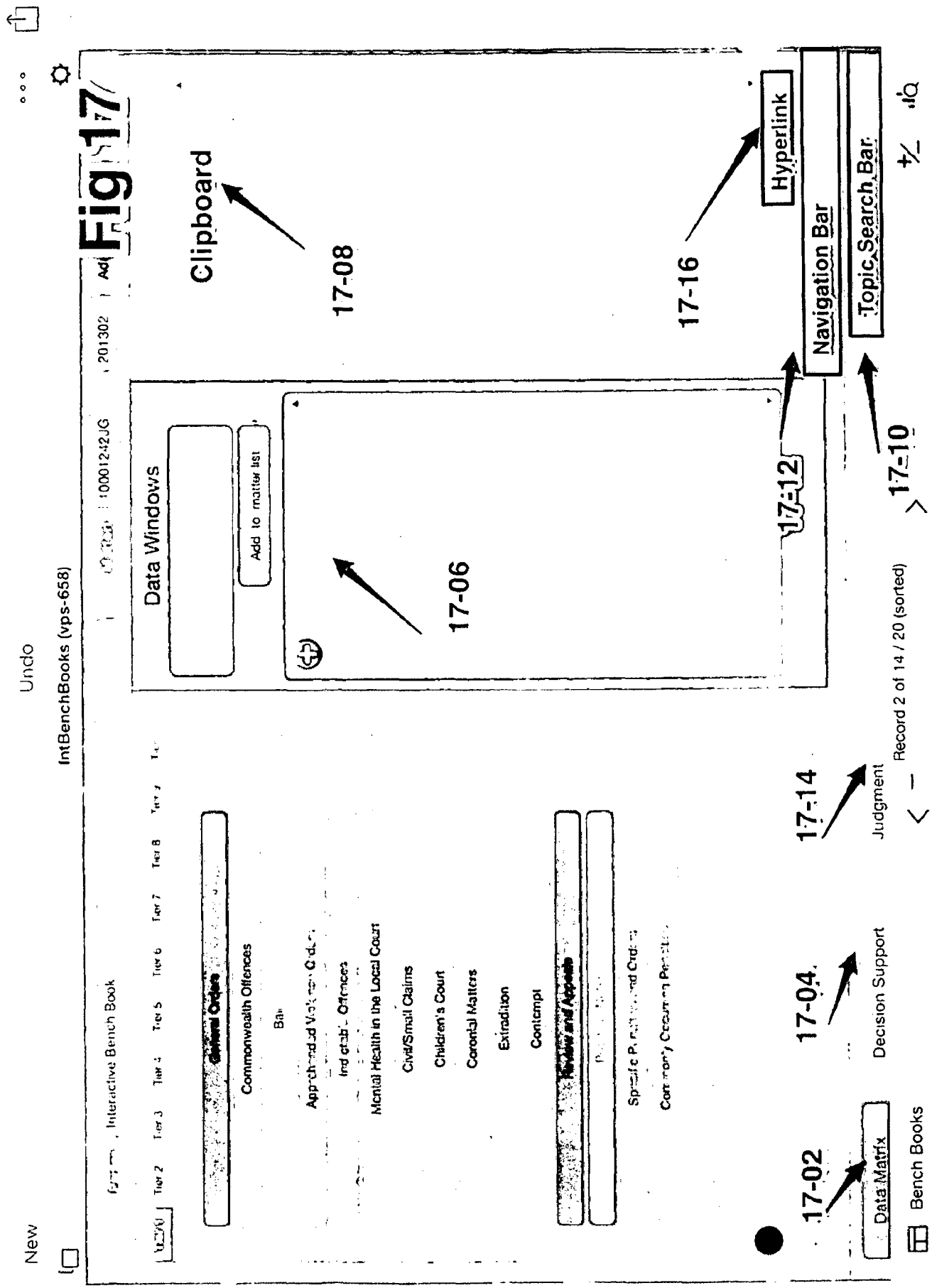
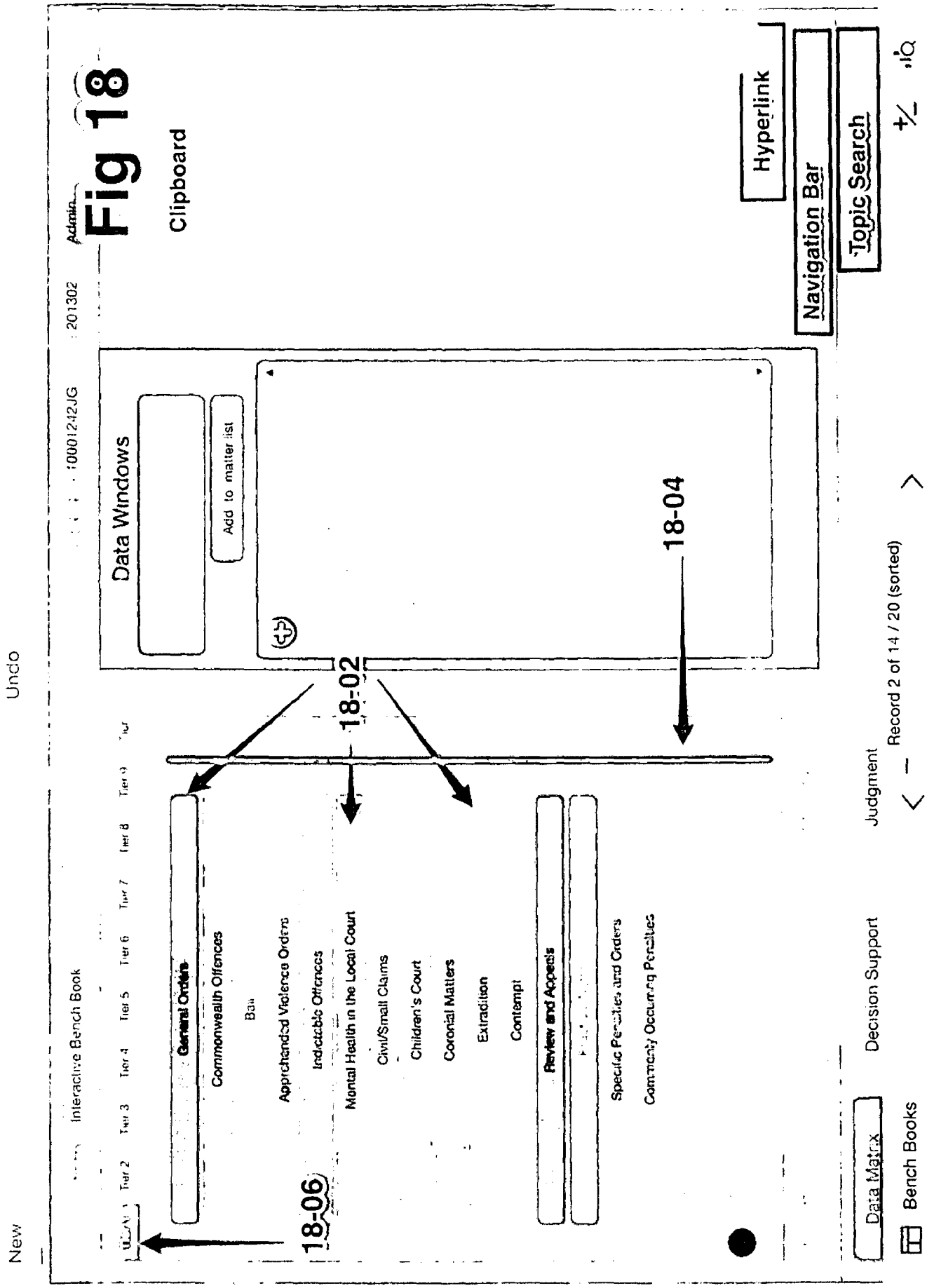

New
Undo
IntBenchBooks (vps-658)
Interactive Bench Book
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Commonwealth Offences
Civil/Small Claims
Children's Court
Coronial Matters
Extradition
Contempt
Data Windows
Add to matter list
Clipboard
17-08
17-06
17-16
Hyperlink
17-12
Navigation Bar
17-10
Topic Search Bar
17-14
Judgment
Record 2 of 14 / 20 (sorted)
17-02
Data Matrix
17-04
Decision Support
Bench Books

Fig 17


Fig 18
Clipboard
Hyperlink
Navigation Bar
Topic Search
Data Windows
Add to matter list
18-02
18-04
18-06
Interactive Bench Book
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
General Orders
Commonwealth Offences
Bail
Apprehended Violence Orders
Indictable Offences
Mental Health in the Local Court
Civil/Small Claims
Children's Court
Coronial Matters
Extradition
Contempt
Review and Appeals
Specific Penalties and Orders
Community Occurring Penalties
Judgment
Record 2 of 14 / 20 (sorted)
Data Matrix
Decision Support
Bench Books
Undo
New

New Undo

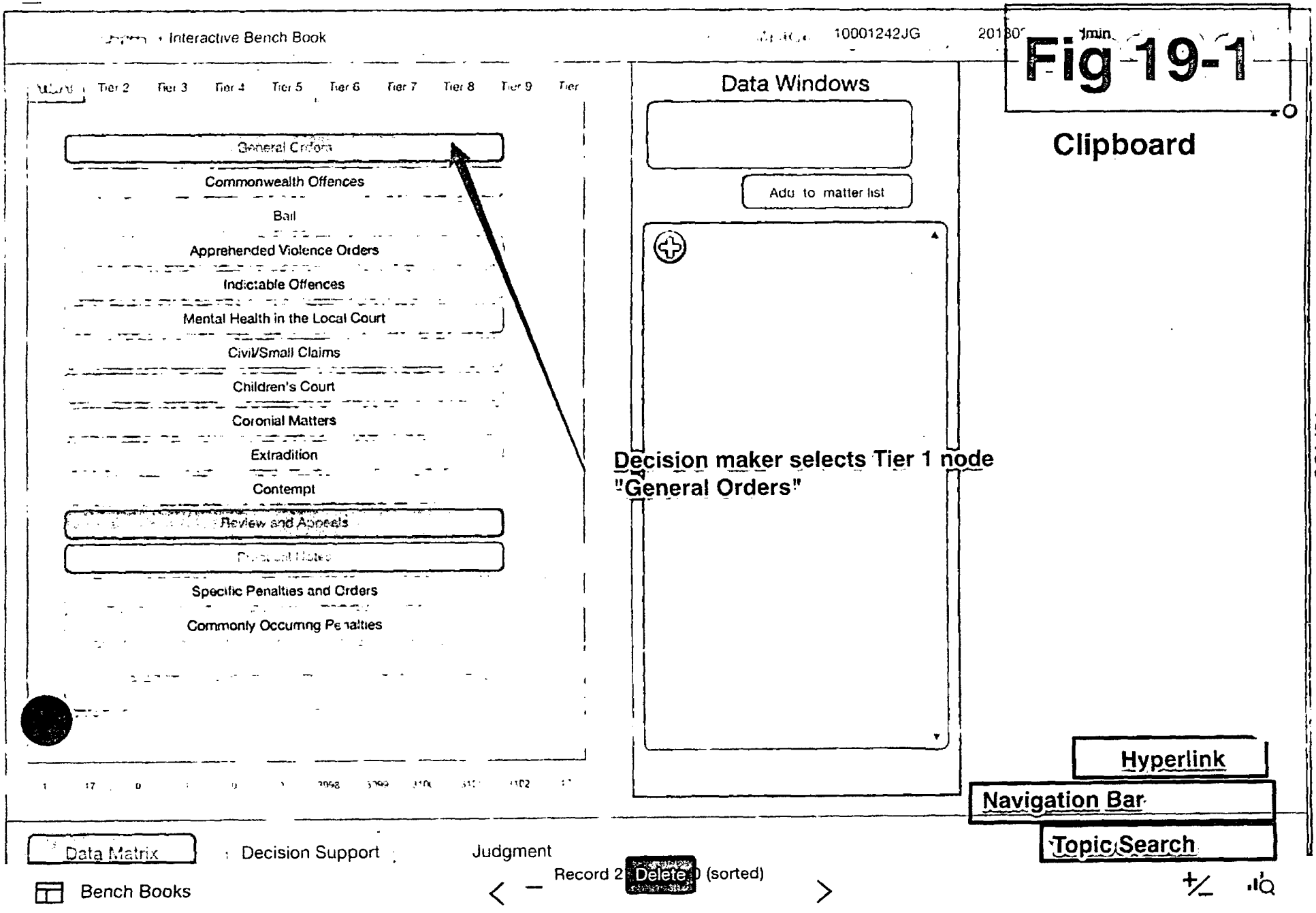


Fig 19-1

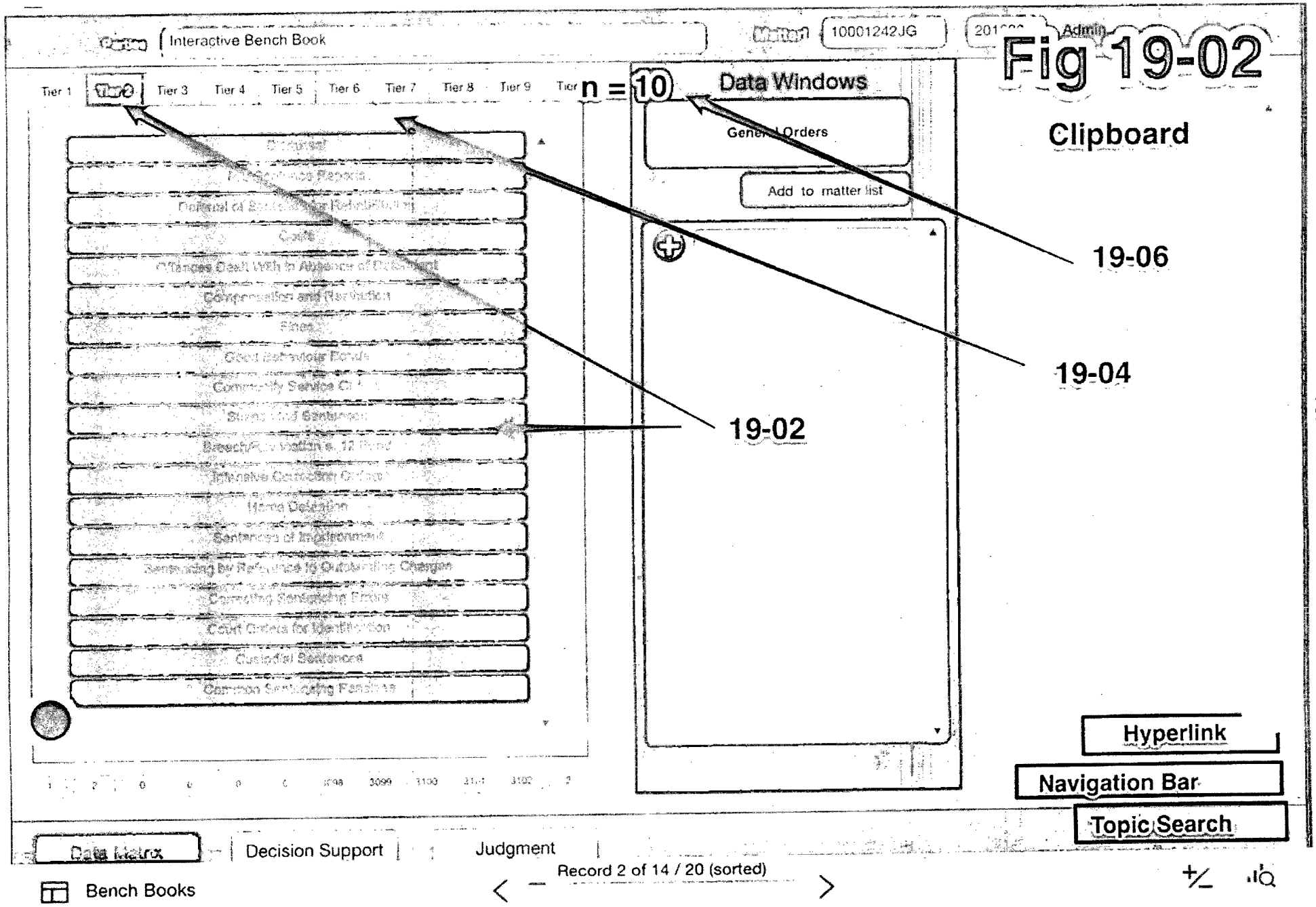

New
Undo
Interactive Bench Book
10001242JG
Admin
Tier 1
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
n = 10
Data Windows
General Orders
Add to matter list
Clipboard
19-06
19-04
19-02
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Record 2 of 14 / 20 (sorted)
Bench Books

Fig 19-02

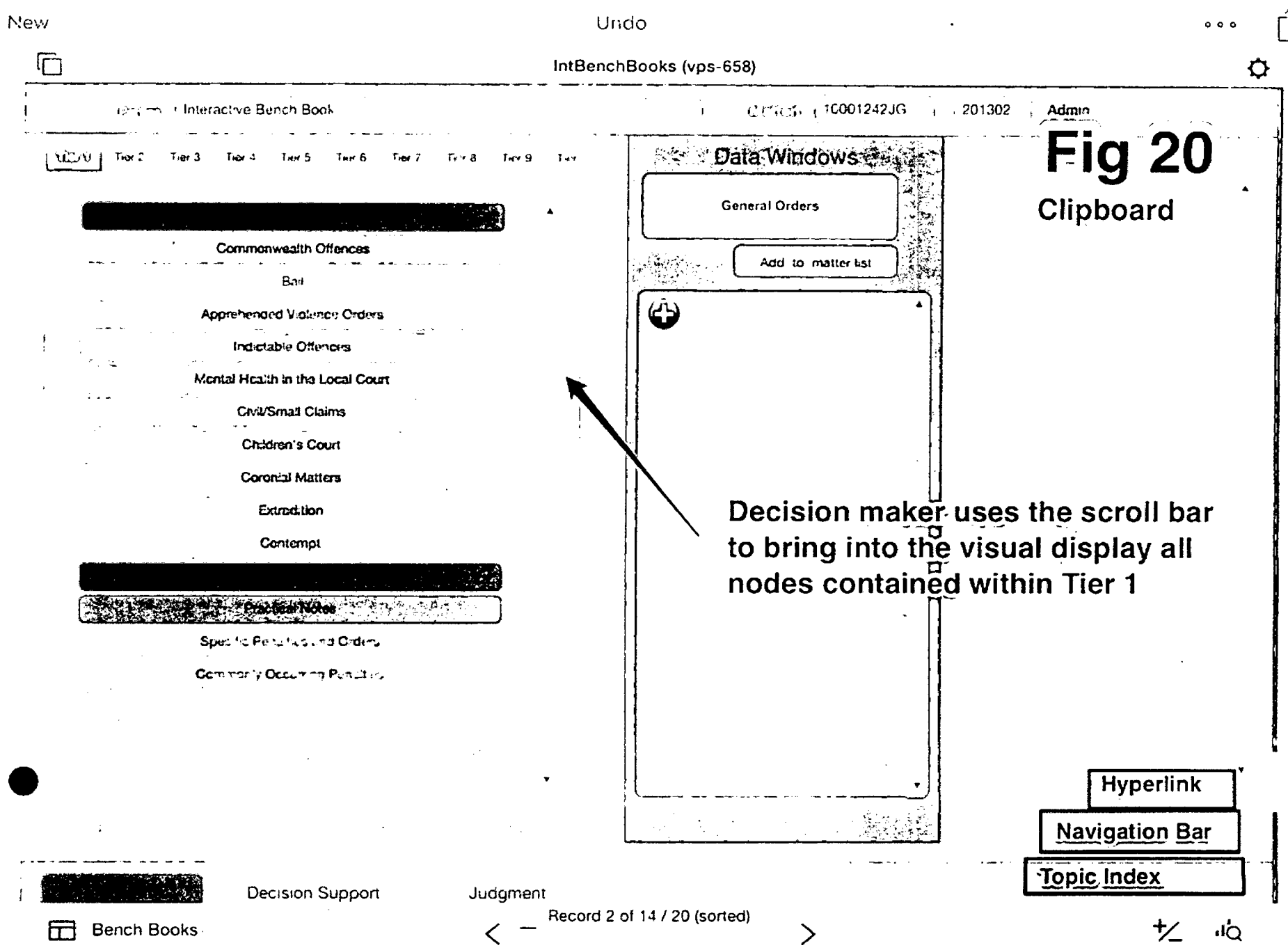


Fig 20

Clipboard

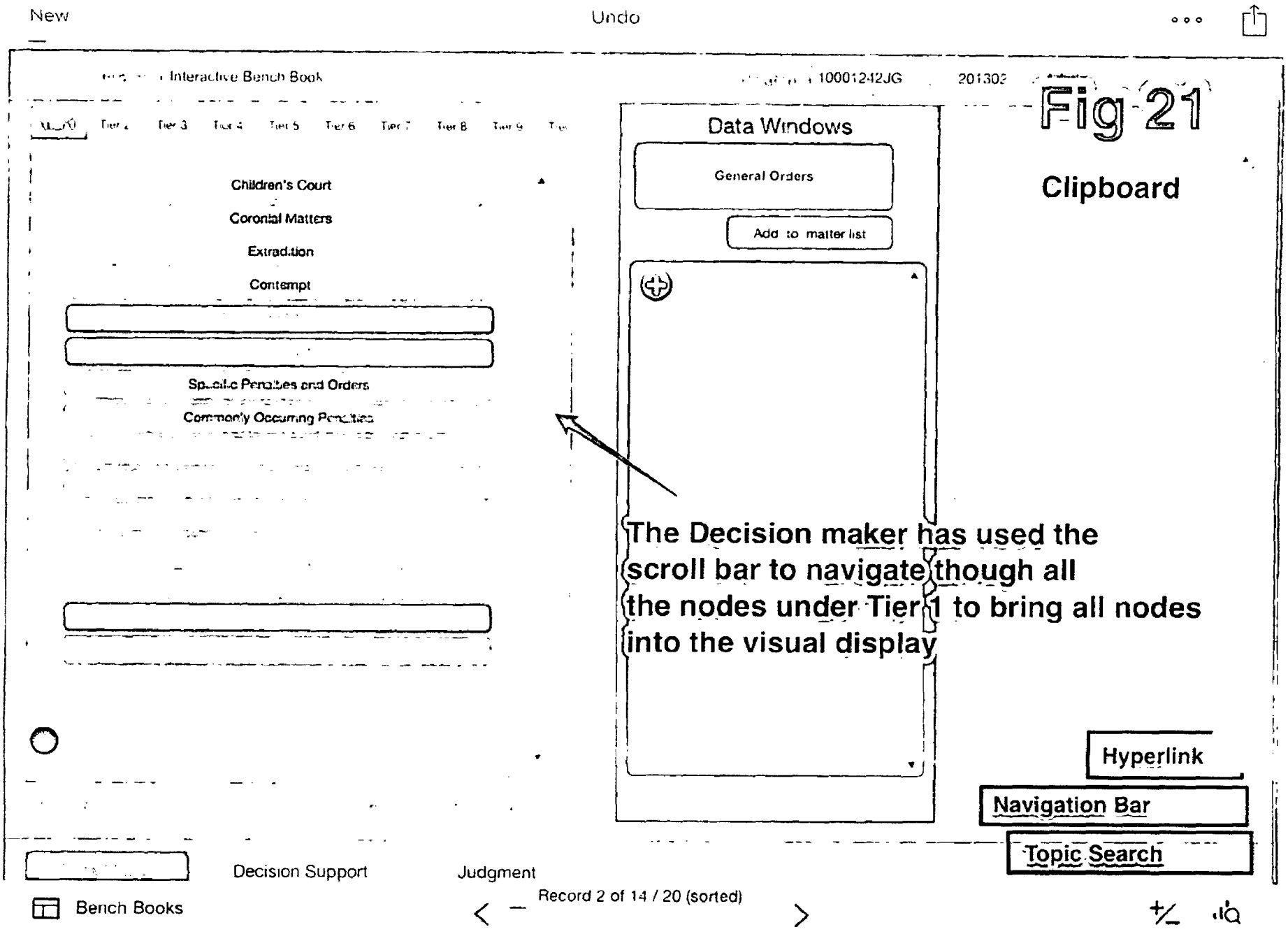
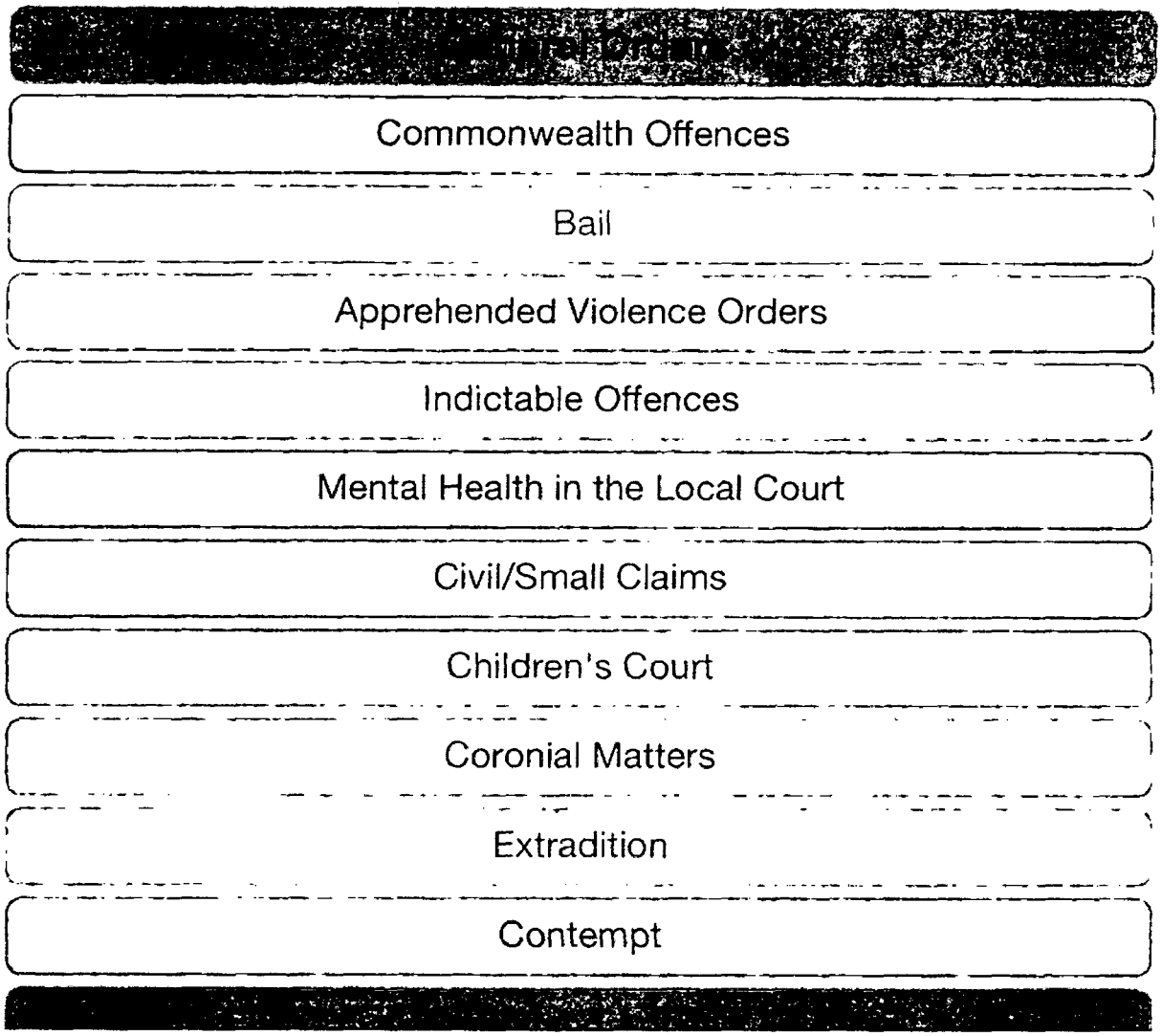

New
Undo
Interactive Bench Book
10001242JG
201302
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Children's Court
Coronial Matters
Extradition
Contempt
Specific Penalties and Orders
Commonly Occurring Penalties
Data Windows
General Orders
Add to matter list
Clipboard
The Decision maker has used the scroll bar to navigate though all the nodes under Tier 1 to bring all nodes into the visual display
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books
Record 2 of 14 / 20 (sorted)

Fig 21

Tier 1 | Tier 2 | Tier 3 | Tier 4 | Tier 5 | Tier 6 | Tier 7 | Tier 8 | Tier 9

Fig 22



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22/190
PCT/AU2014/000177

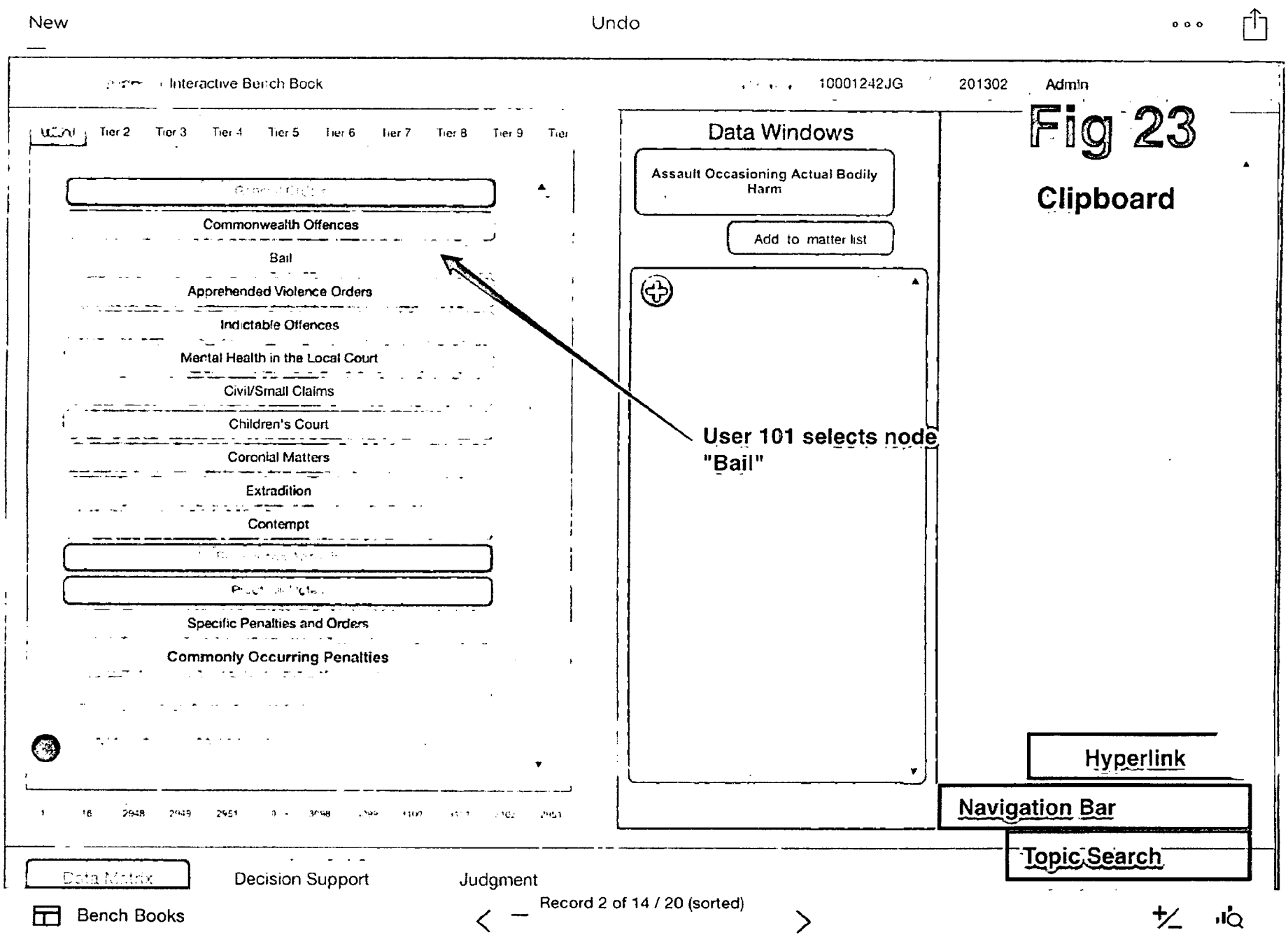

New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Commonwealth Offences
Bail
Apprehended Violence Orders
Indictable Offences
Mental Health in the Local Court
Civil/Small Claims
Children's Court
Coronial Matters
Extradition
Contempt
Specific Penalties and Orders
Commonly Occurring Penalties
Data Windows
Assault Occasioning Actual Bodily Harm
Add to matter list
User 101 selects node "Bail"
Clipboard
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Bench Books
Record 2 of 14 / 20 (sorted)

Fig 23

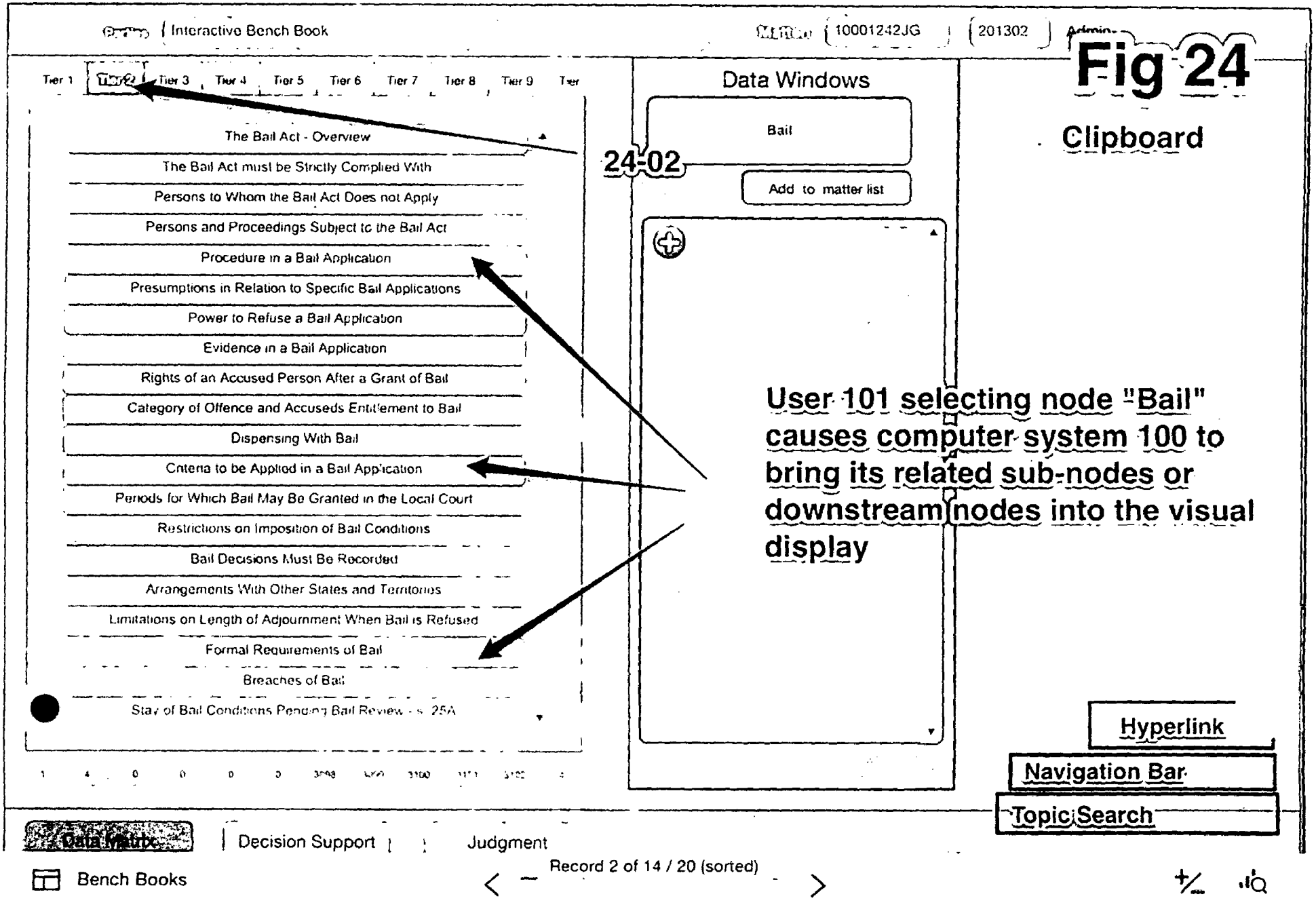
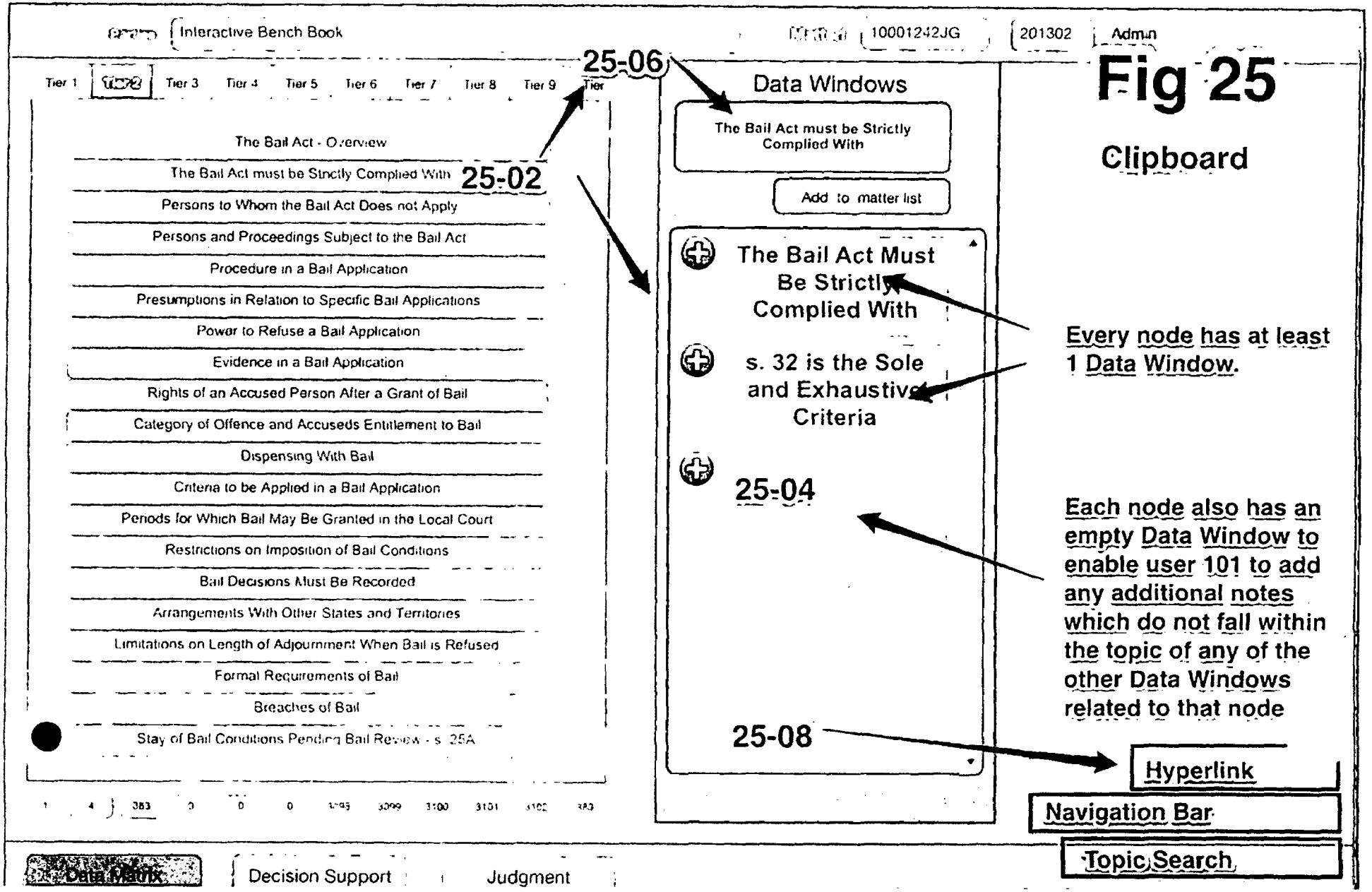


Fig 24

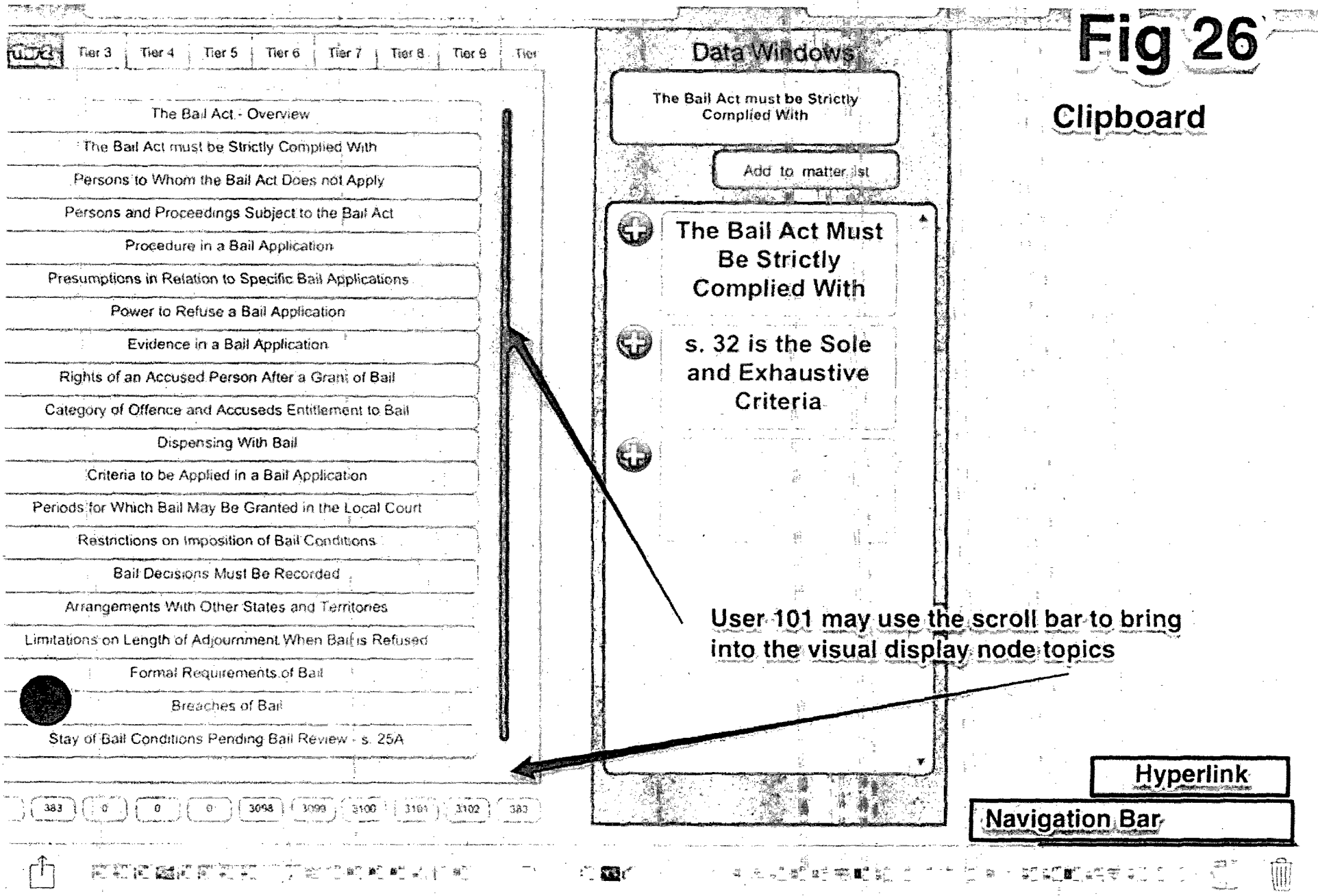
WO 2014/127433 24/190 PCT/AU2014/000177



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PCT/AU2014/000177

New Undo

Fig 26



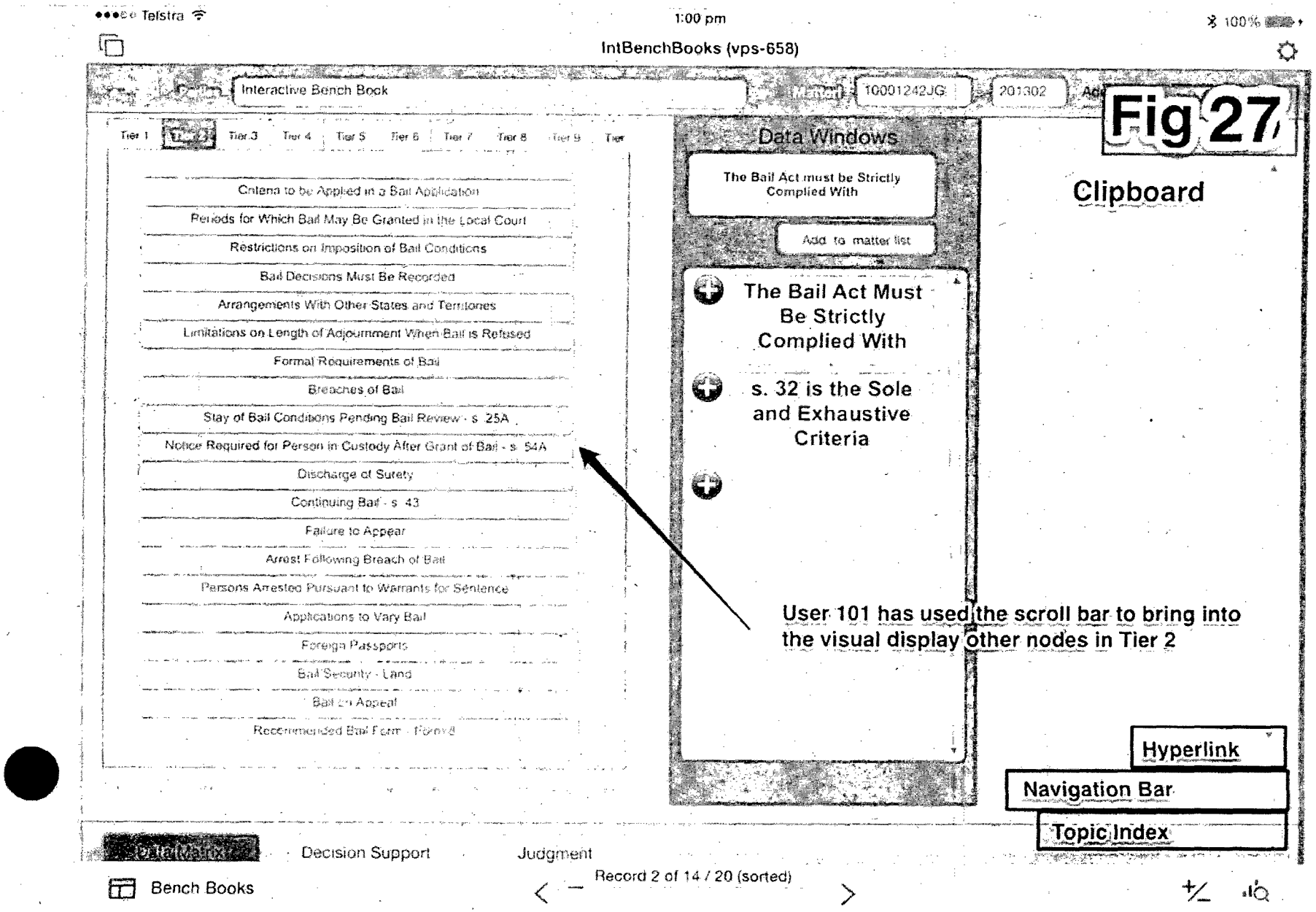

New
Undo
Telstra
1:00 pm
100%
IntBenchBooks (vps-658)
Interactive Bench Book
10001242JG
201302
Fig 27
Tier 1
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Criteria to be Applied in a Bail Application
Periods for Which Bail May Be Granted in the Local Court
Restrictions on Imposition of Bail Conditions
Bail Decisions Must Be Recorded
Arrangements With Other States and Territories
Limitations on Length of Adjournment When Bail is Refused
Formal Requirements of Bail
Breaches of Bail
Stay of Bail Conditions Pending Bail Review - s. 25A
Notice Required for Person in Custody After Grant of Bail - s. 54A
Discharge of Surety
Continuing Bail - s. 43
Failure to Appear
Arrest Following Breach of Bail
Persons Arrested Pursuant to Warrants for Sentence
Applications to Vary Bail
Foreign Passports
Bail Security - Land
Bail On Appeal
Recommended Bail Form - Form 8
Data Windows
The Bail Act must be Strictly Complied With
Add to matter list
The Bail Act Must Be Strictly Complied With
s. 32 is the Sole and Exhaustive Criteria
Clipboard
User 101 has used the scroll bar to bring into the visual display other nodes in Tier 2
Hyperlink
Navigation Bar
Topic Index
Decision Support
Judgment
Bench Books
Record 2 of 14 / 20 (sorted)

Fig 28

Clipboard

Data Windows

The Bail Act must be Strictly Complied With

The Bail Act Must Be Strictly Complied With

s. 32 is the Sole and Exhaustive Criteria

User 101 selects node "Criteria to be Used in a Bail Application?

Hyperlink

Navigation Bar

Topic Search

Record 2 of 14 20 (sorted)

Bench Books

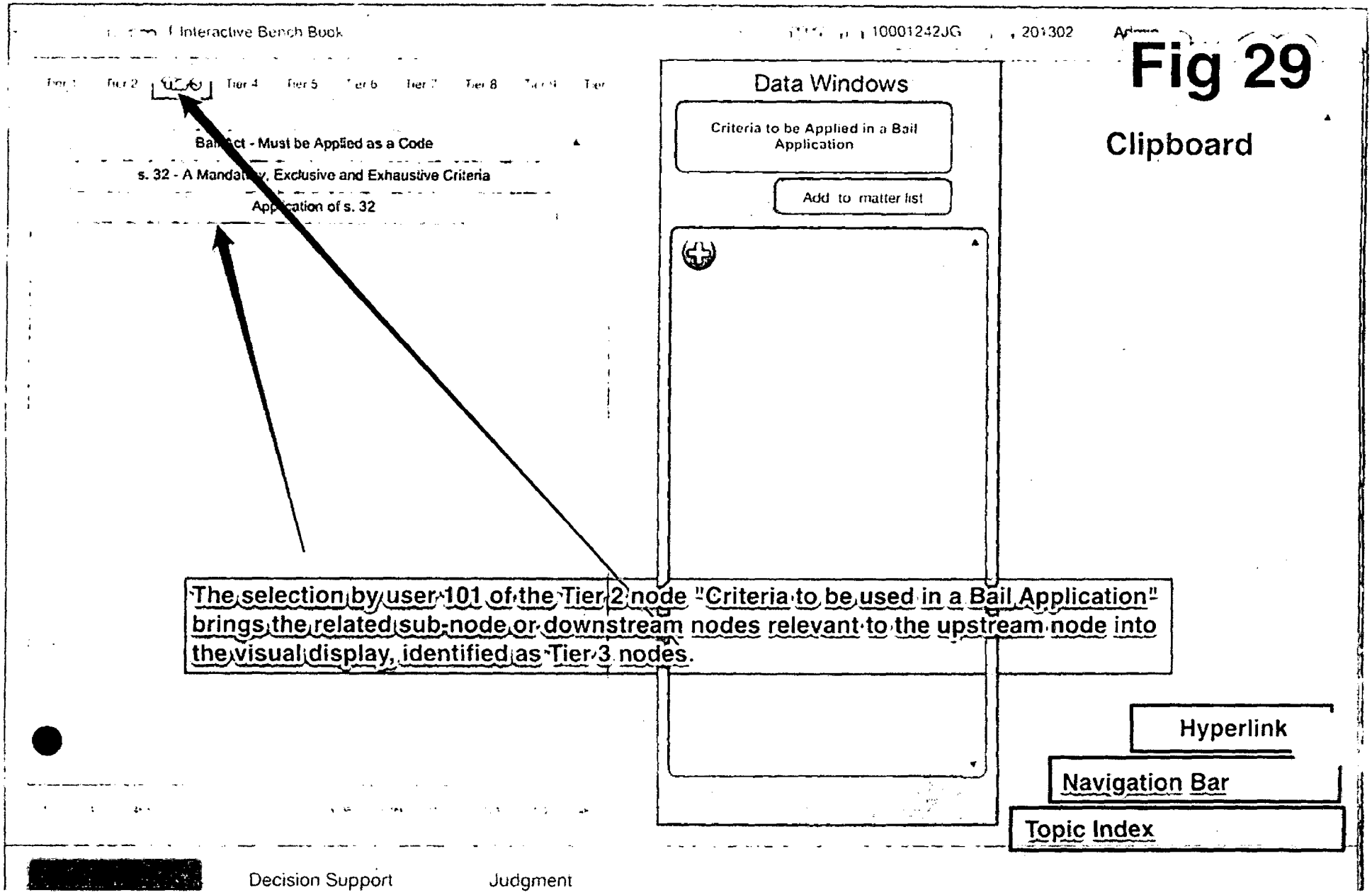
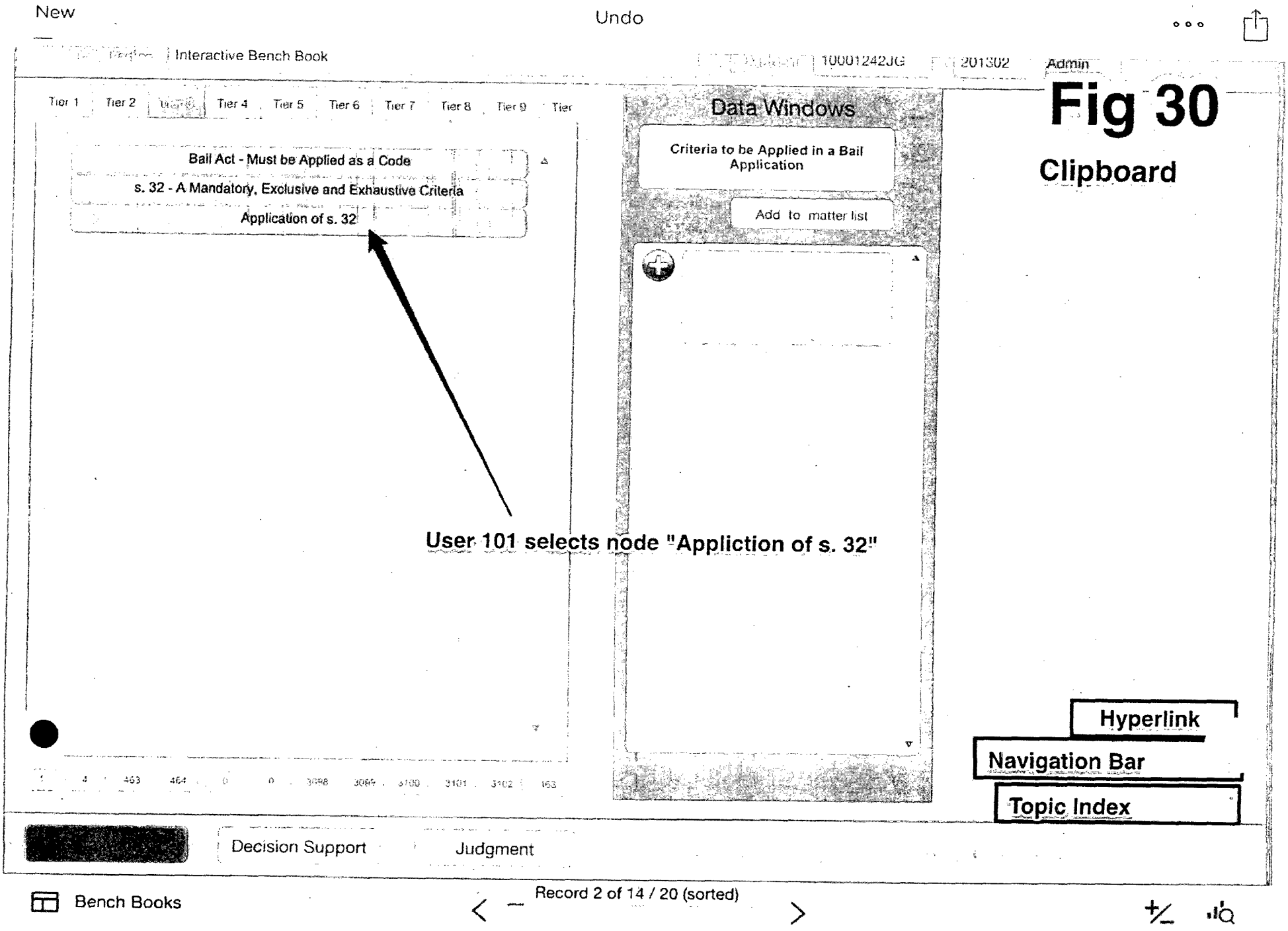


Fig 29

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New
Undo
Interactive Bench Book
Tier 1
Tier 2
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Bail Act - Must be Applied as a Code
s. 32 - A Mandatory, Exclusive and Exhaustive Criteria
Application of s. 32
Data Windows
Criteria to be Applied in a Bail Application
Add to matter list
User 101 selects node "Appliction of s. 32"
Fig 30
Clipboard
Hyperlink
Navigation Bar
Topic Index
Decision Support
Judgment
Bench Books
Record 2 of 14 / 20 (sorted)

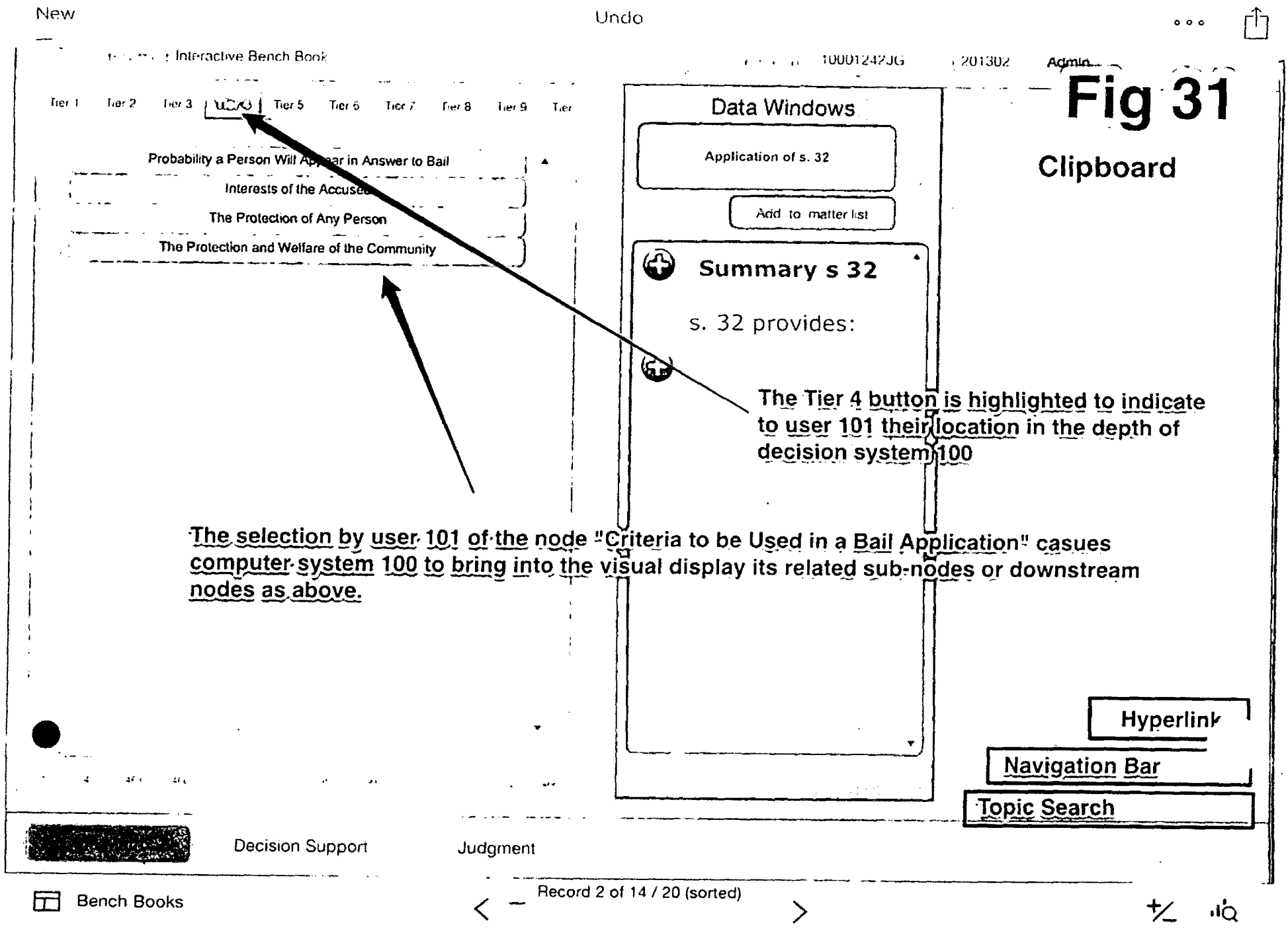


Fig 31

Clipboard

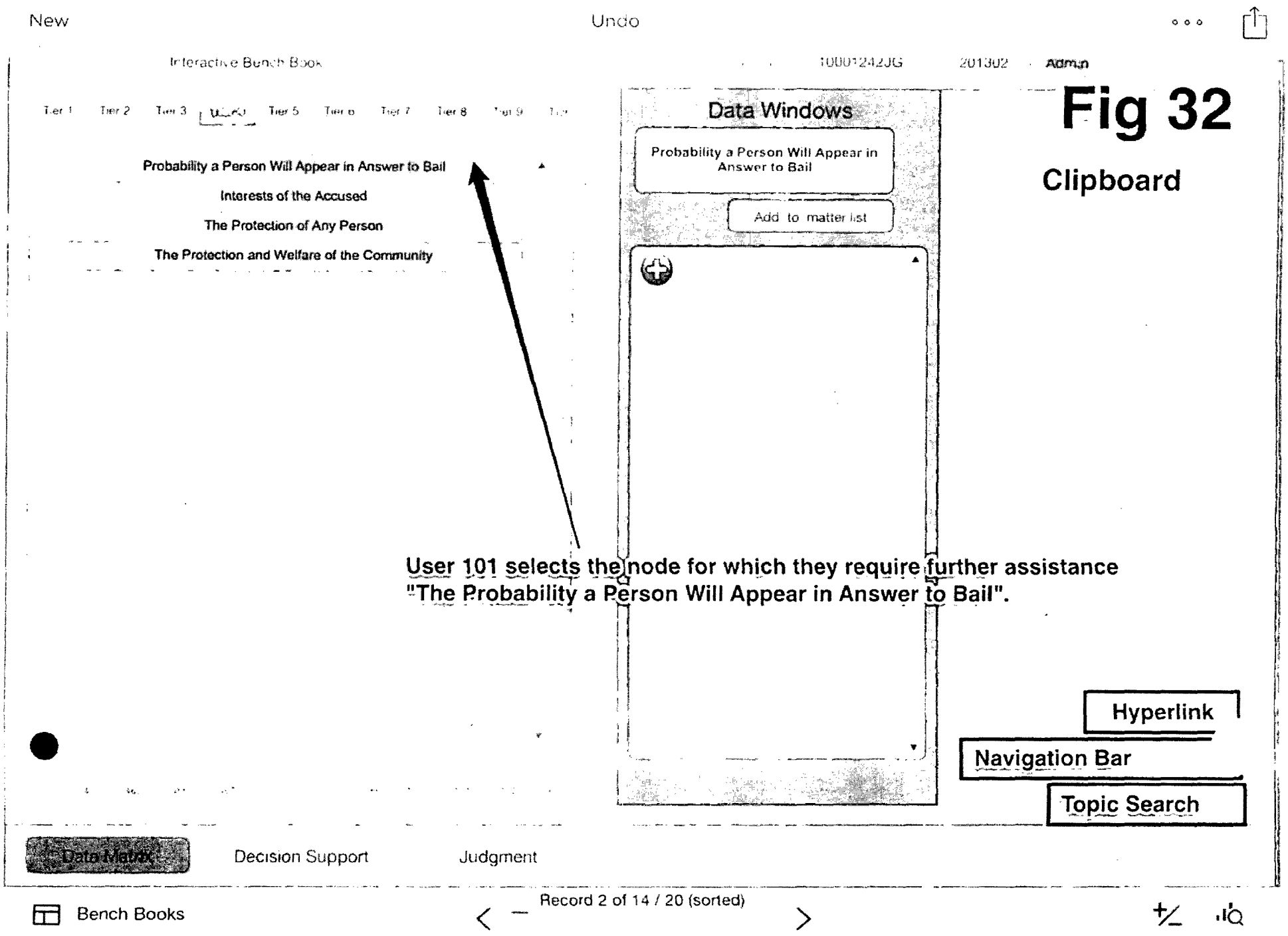
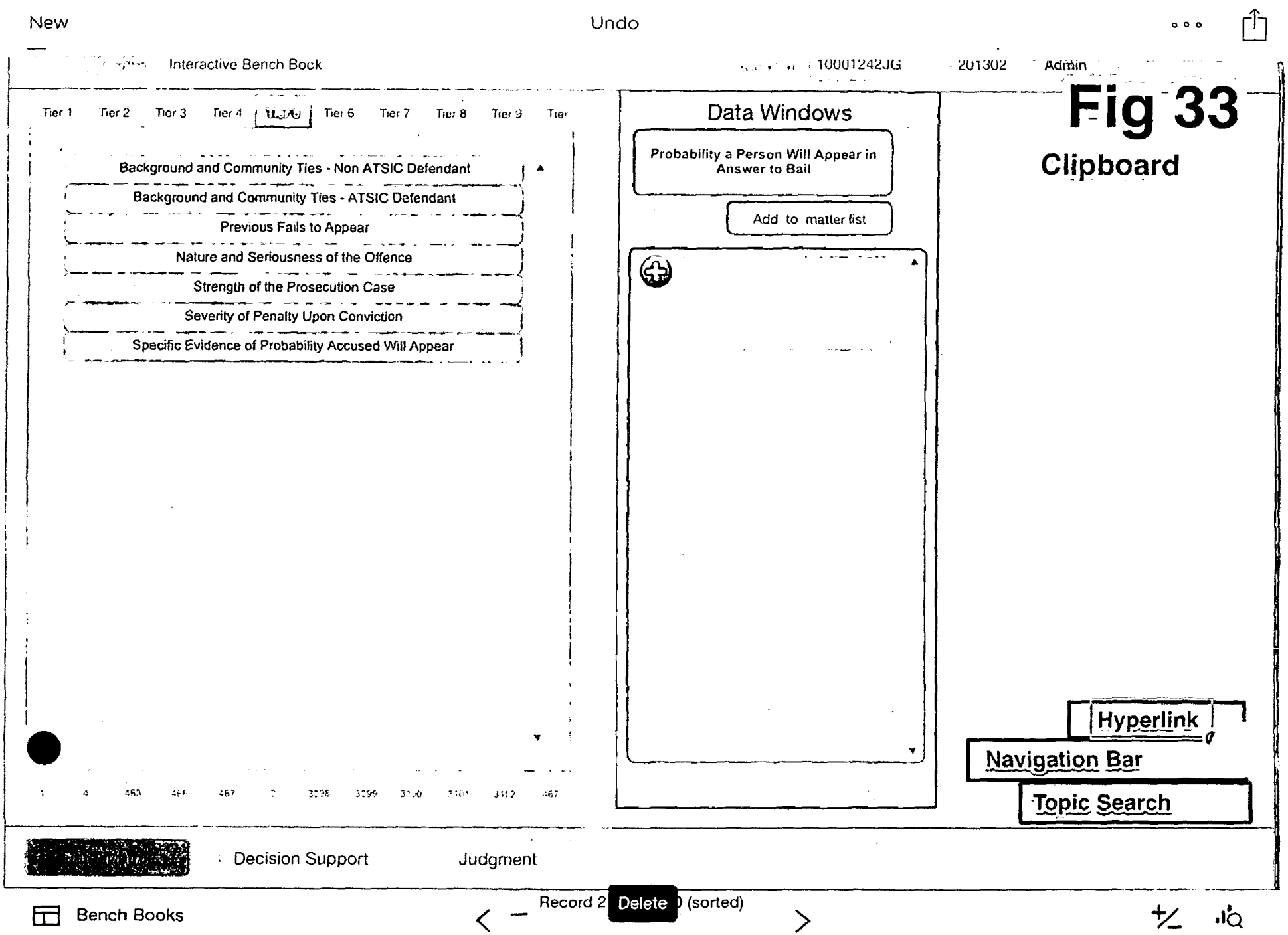


Fig 32

Clipboard



WO 2014/127433
PCT/AU2014/000177

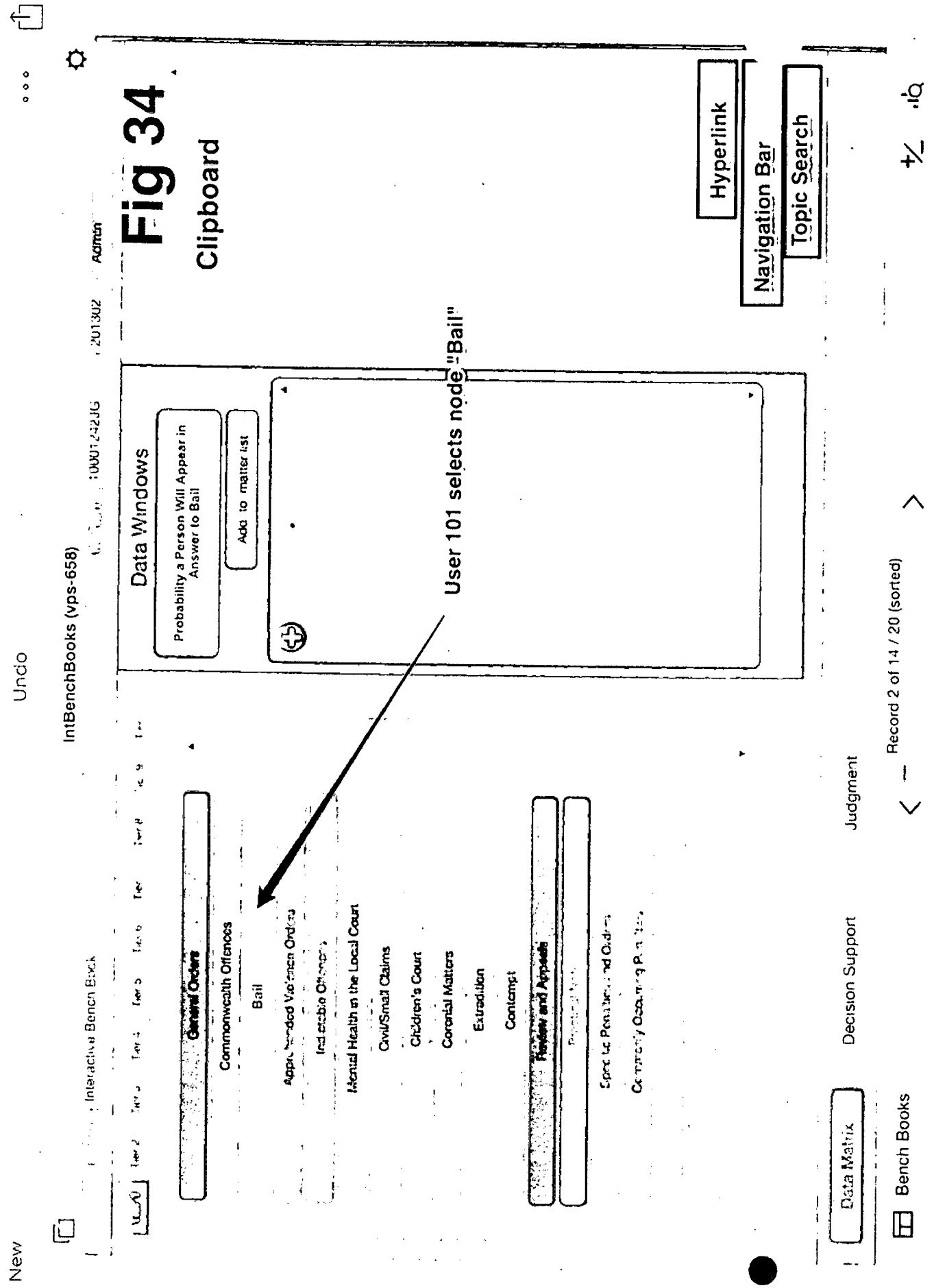

New
Undo
IntBenchBooks (vps-658)
Data Windows
Probability a Person Will Appear in Answer to Bail
Add to matter list
User 101 selects node "Bail"
Hyperlink
Navigation Bar
Topic Search
Clipboard
Commonwealth Offences
Bail
Mental Health in the Local Court
Civil/Small Claims
Children's Court
Coronial Matters
Extradition
Contempt
Review and Appeals
Data Matrix
Decision Support
Judgment
Bench Books
Record 2 of 14 / 20 (sorted)

Fig 34

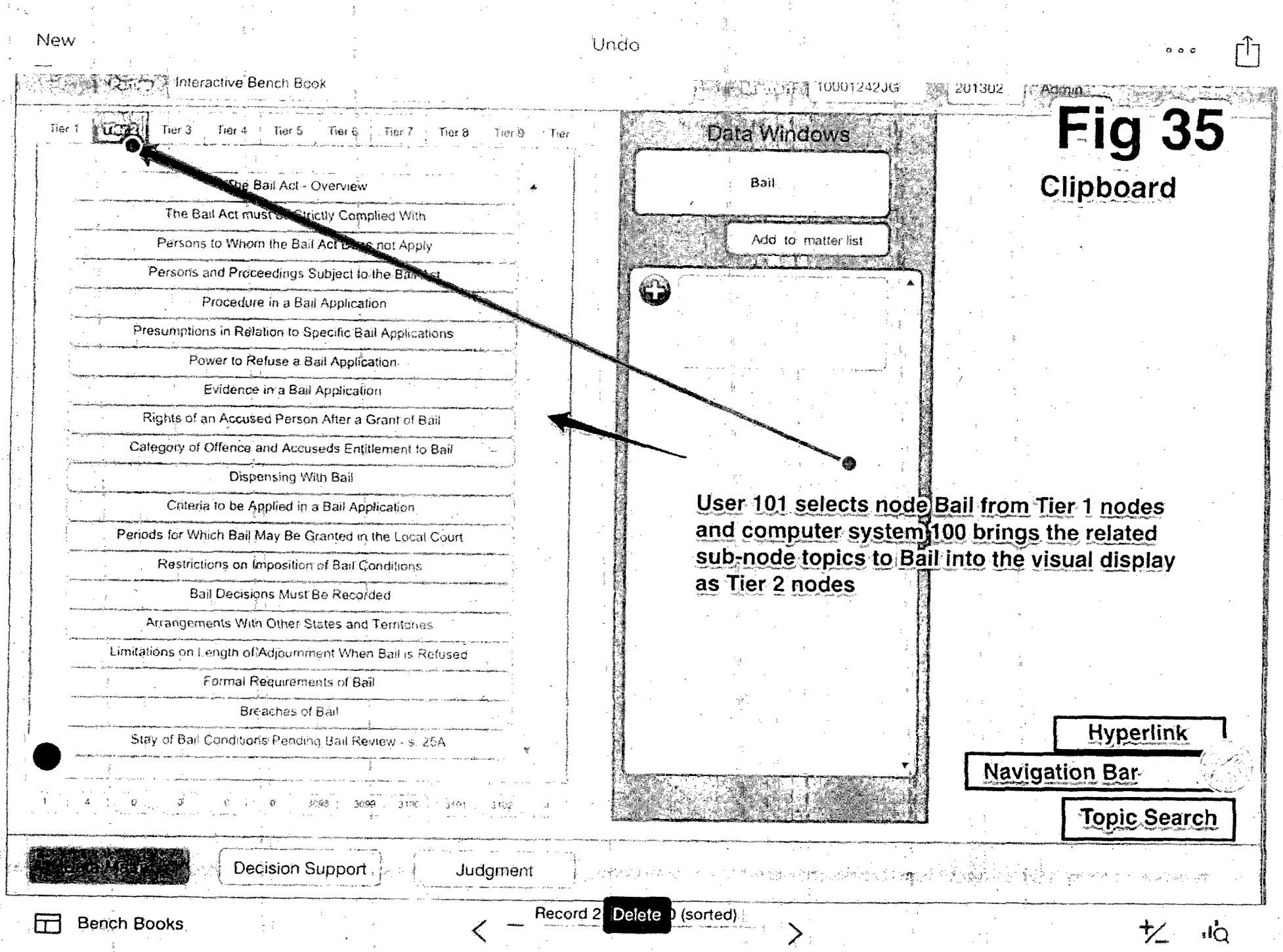


Fig 35

Clipboard

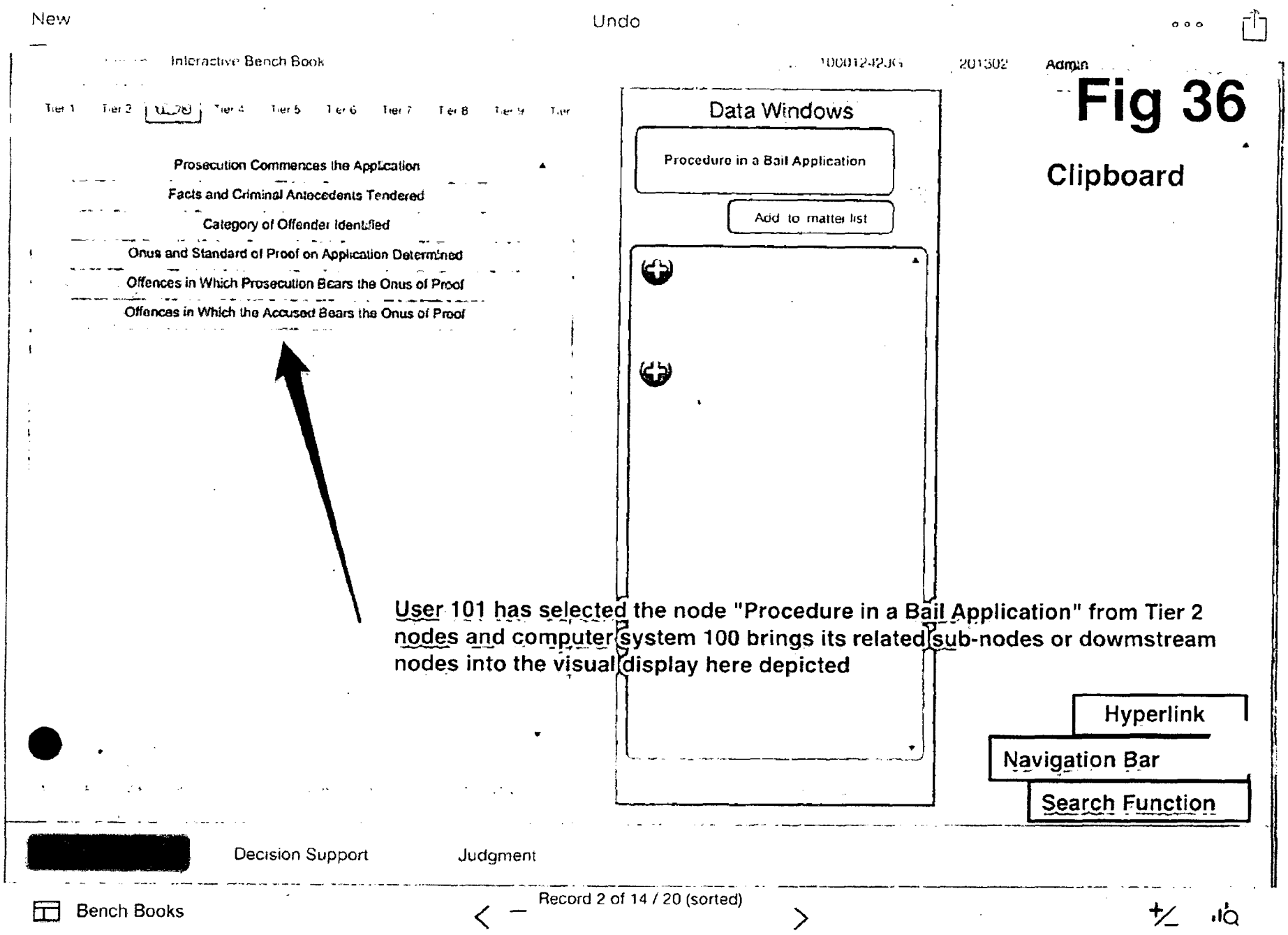
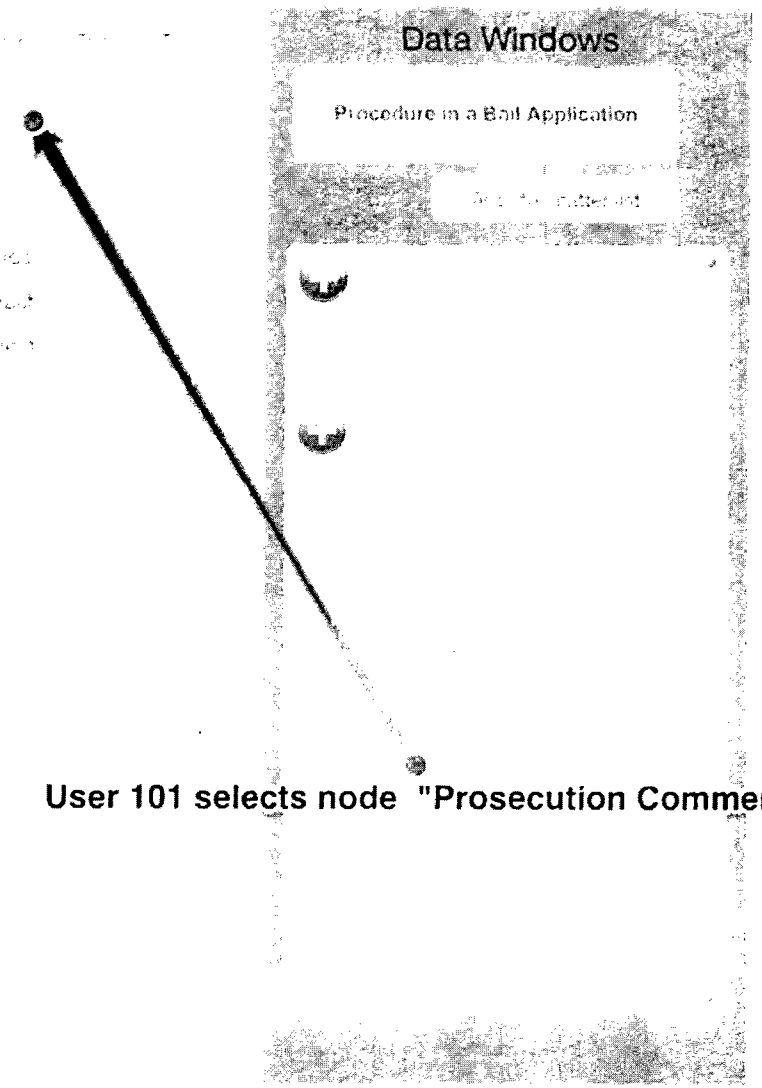

New
Undo
Interactive Bench Book
Admin
Tier 1
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Prosecution Commences the Application
Facts and Criminal Antecedents Tendered
Category of Offender Identified
Onus and Standard of Proof on Application Determined
Offences in Which Prosecution Bears the Onus of Proof
Offences in Which the Accused Bears the Onus of Proof
Data Windows
Procedure in a Bail Application
Add to matter list
Clipboard
User 101 has selected the node "Procedure in a Bail Application" from Tier 2 nodes and computer system 100 brings its related sub-nodes or dowmstream nodes into the visual display here depicted
Hyperlink
Navigation Bar
Search Function
Decision Support
Judgment
Bench Books
Record 2 of 14 / 20 (sorted)

Fig 36

New Undo

Fig 37-1

Clipboard



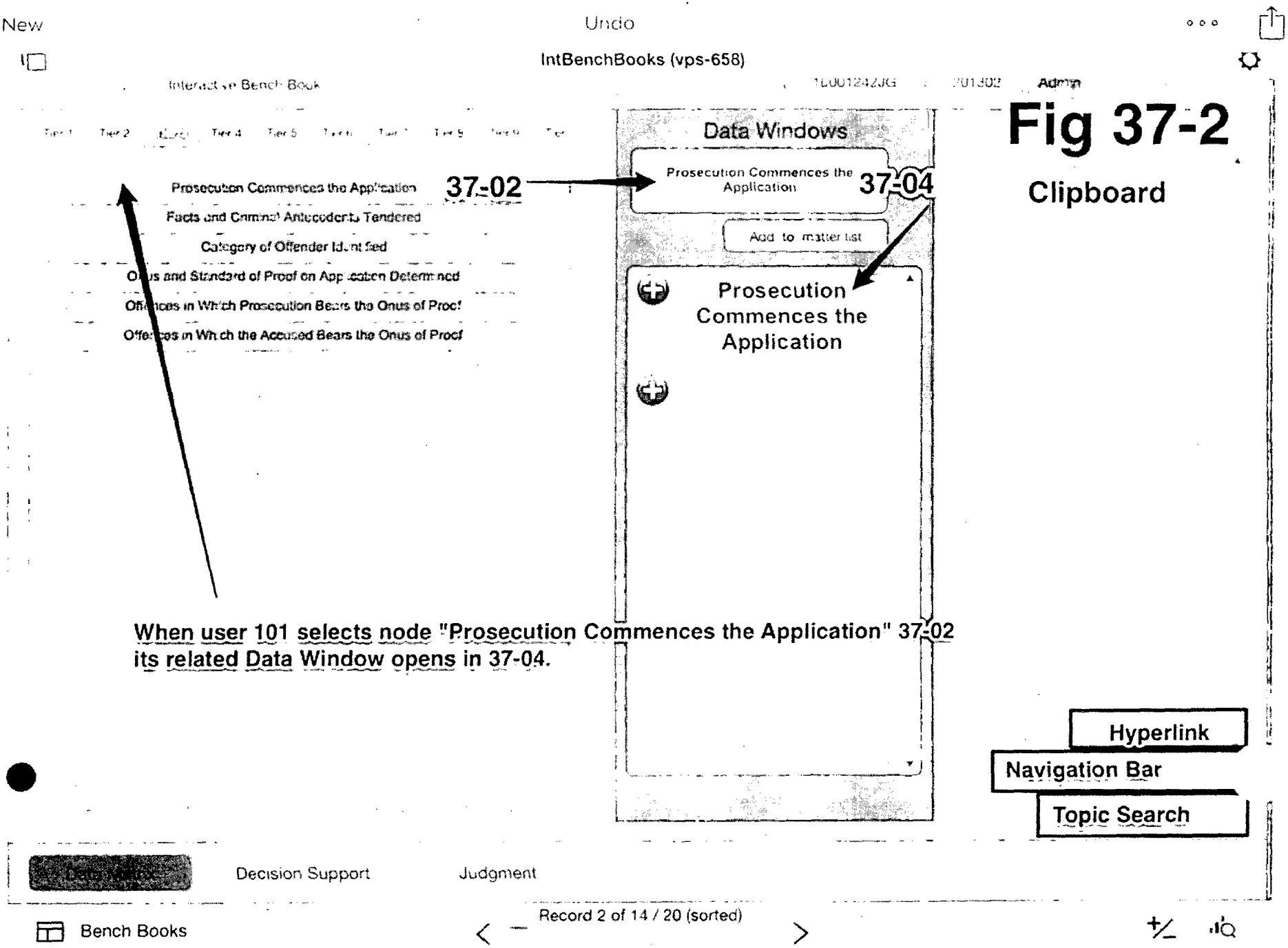
User 101 selects node "Prosecution Commences the Application"

Hyperlink
Navigation Bar
Topic Search

Data Matrix Decision Support Judgment

Bench Books

Record 2 Delete 0 (sorted)


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Undo
IntBenchBooks (vps-658)
Interactive Bench Book
Admin
Prosecution Commences the Application
37-02
Facts and Criminal Antecedents Tendered
Category of Offender Identified
Onus and Standard of Proof on Application Determined
Offences in Which Prosecution Bears the Onus of Proof
Offences in Which the Accused Bears the Onus of Proof
When user 101 selects node "Prosecution Commences the Application" 37-02 its related Data Window opens in 37-04.
Data Windows
Prosecution Commences the Application
37-04
Add to matter list
Prosecution Commences the Application
Fig 37-2
Clipboard
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books
Record 2 of 14 / 20 (sorted)

New Undo

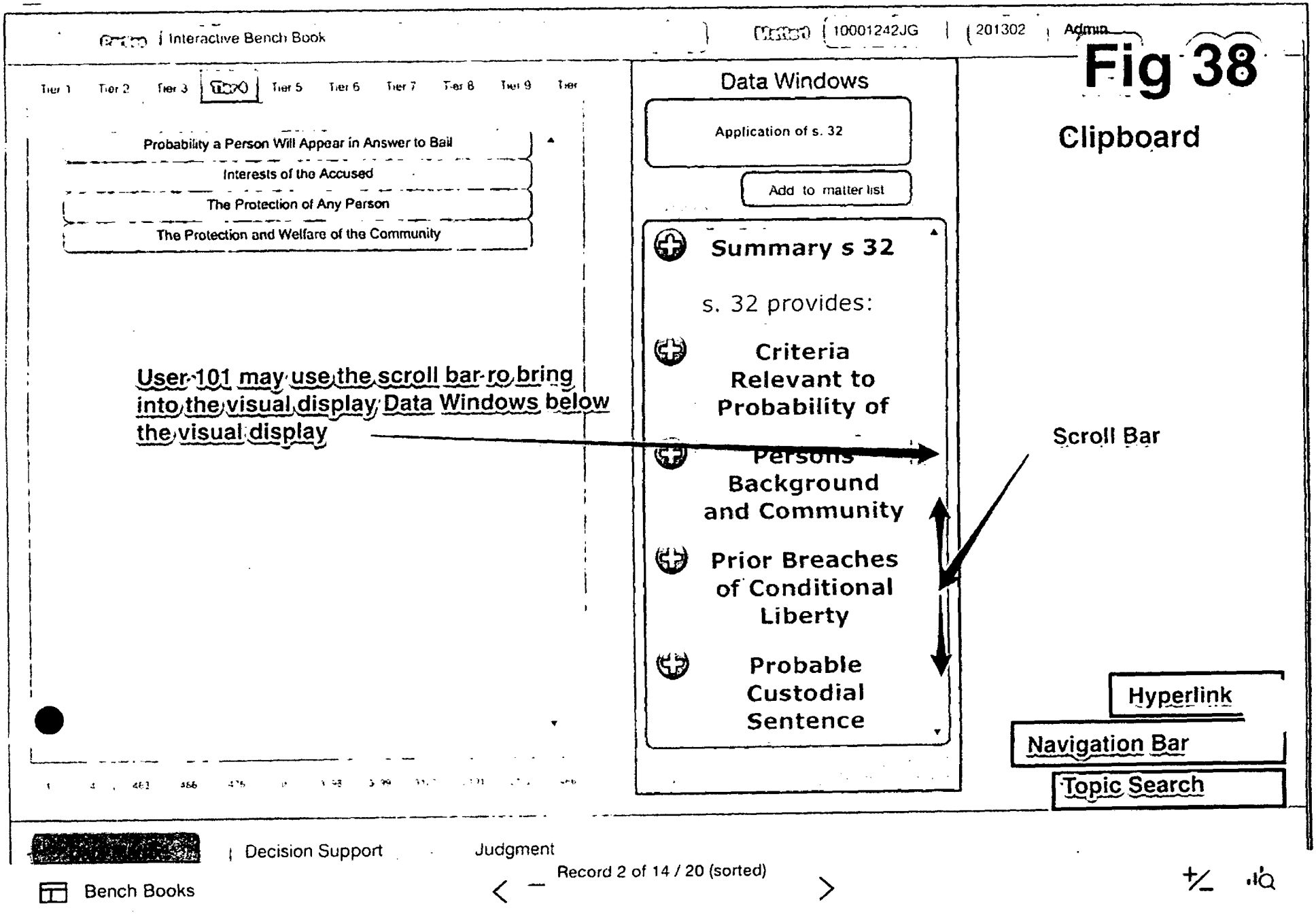


Fig 38

New Undo

Fig 39

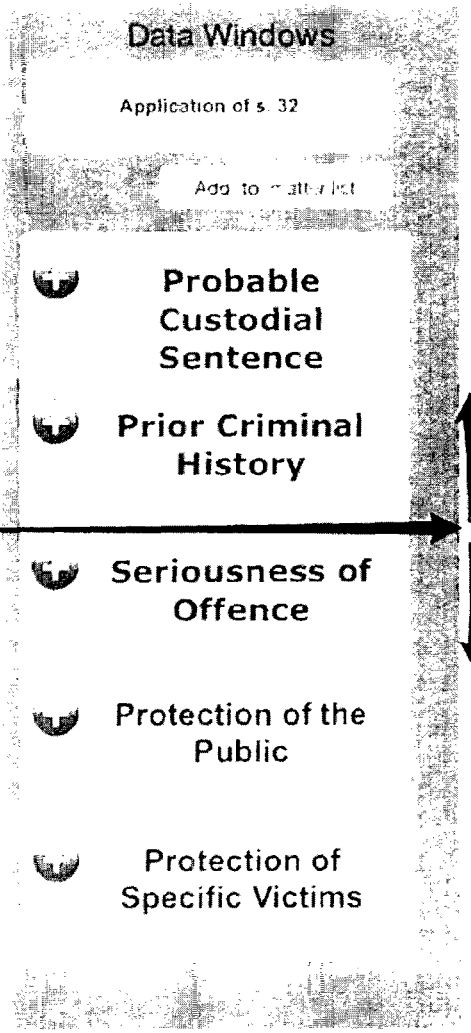
Clipboard

Probability a Person Will Appear in Answer to Bail

Interests of the Accused

The Protection of Any Person

The Protection and Welfare of the Community



User 101 has used the scroll bar to navigate through all the Data Windows scrolling through them in the visual display

Hyperlink

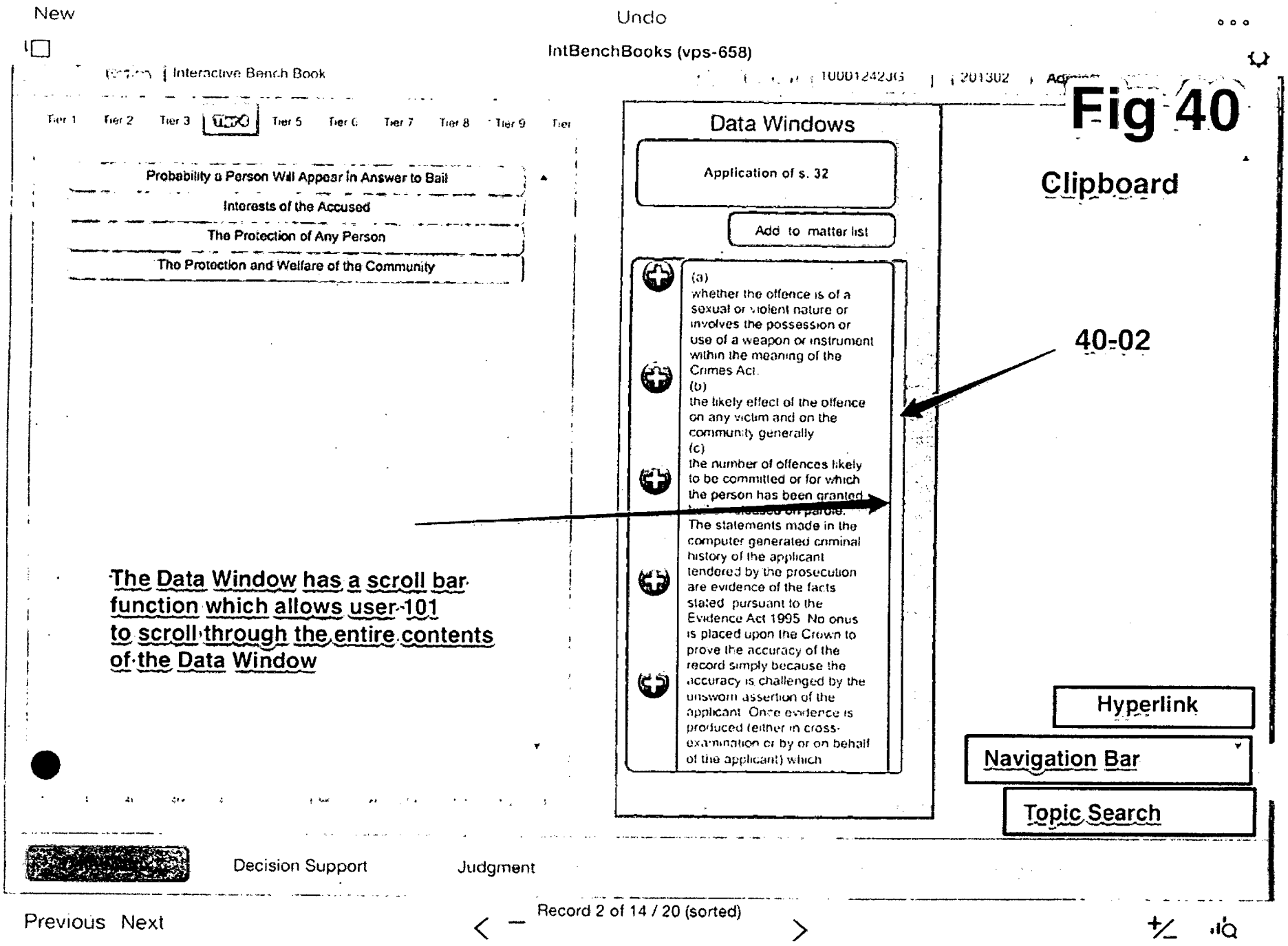
Navigation Bar

Topic Index

Decision Support Judgment

Bench Books

Record 2 of 14 / 20 (sorted)


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Tier 1
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Tier 3
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Probability a Person Will Appear in Answer to Bail
Interests of the Accused
The Protection of Any Person
The Protection and Welfare of the Community
Data Windows
Application of s. 32
Add to matter list
(a)
whether the offence is of a sexual or violent nature or involves the possession or use of a weapon or instrument within the meaning of the Crimes Act.
(b)
the likely effect of the offence on any victim and on the community generally
(c)
the number of offences likely to be committed or for which the person has been granted
The statements made in the computer generated criminal history of the applicant tendered by the prosecution are evidence of the facts stated pursuant to the Evidence Act 1995. No onus is placed upon the Crown to prove the accuracy of the record simply because the accuracy is challenged by the unsworn assertion of the applicant. Once evidence is produced (either in cross-examination or by or on behalf of the applicant) which
Fig 40
Clipboard
40-02
The Data Window has a scroll bar function which allows user 101 to scroll through the entire contents of the Data Window
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Previous
Next
Record 2 of 14 / 20 (sorted)

New Undo

Fig 41

Interactive Bench Book

Tier 1 Tier 2 Tier 3 Tier 5 Tier 6 Tier 7 Tier 8 Tier 9

Probability a Person Will Appear in Answer to Bail

Interests of the Accused

The Protection of Any Person

The Protection and Welfare of the Community

User 101 has used the scroll bar to navigate through the Data Window and to access all the information contained within that Data Window

Data Windows

Application of s. 32

Add to matter list

of 18 years or is an Aboriginal person or a Torres Strait Islander, or has an intellectual disability or is mentally ill, any special needs of the person arising from that fact, and

(vi)

if the person is a person referred to in s 9B(3), the nature of the person's criminal history, having regard to the nature and seriousness of any indictable offences of which the person has been previously convicted, the number of any [illegible] offences and the length of periods between those offences, and

(b1)

the protection of

(i)

any person against whom it is alleged that the offence concerned was committed, and

(ii)

the close relatives of any such person, and

(iii)

any other person the court considers to be in need of protection because of the

Clipboard

Scroll Bar

Hyperlink

Navigation Bar

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Data Matrix Decision Support Judgment

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Record 2 Delete (sorted)

New Undo

(c) of (2) whether an offence is a serious offence (but do not limit the matters that can be considered):

(a)

whether the offence is of a sexual or violent nature or involves the possession or us of a weapon or instrument within the meaning of the Crimes Act,

(b)

the likely effect of the offence on any victim and on the community generally

Fig 42

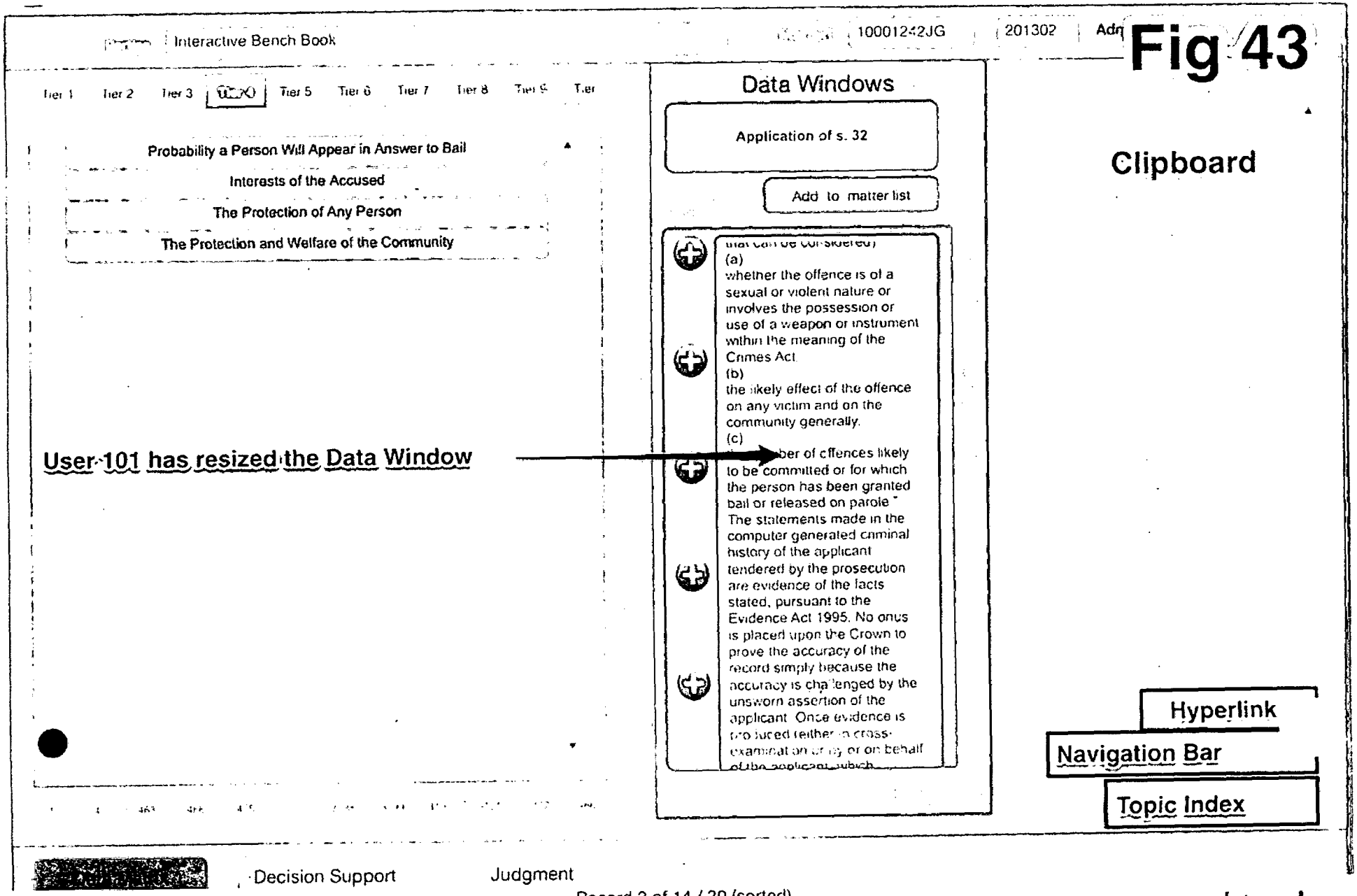
User 101 may increase the size of the Data Window to facilitate the ease with which it may be read and edited if desired.

The scroll bar facikity within the Data Window is retained

Previous Next

Record 2 of 14 / 20 (sorted)

Fig 43



WO 2014/127433 PCT/AU2014/000177

Summary s 32

s. 32 provides:
(a)
the probability of whether or not the person will appear having regard only to:
(i)
background and community ties as indicated (in the case of a person other than an Aboriginal person or a Torres Strait Islander) by the history and details of the person's



(iii)
needs of person to be free for any lawful purpose
(iv)
whether person is incapable by intoxication, injury or use of drug or is otherwise in danger of physical injury or in need of physical protection
(v)
if the person is under the age of 18 years, or is an Aboriginal person or a Torres Strait Islander, or has an intellectual

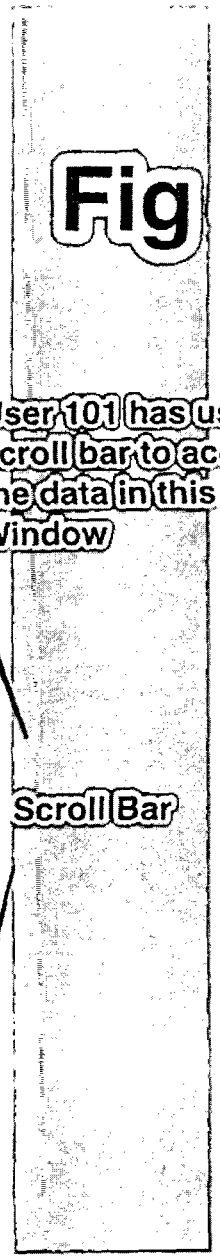
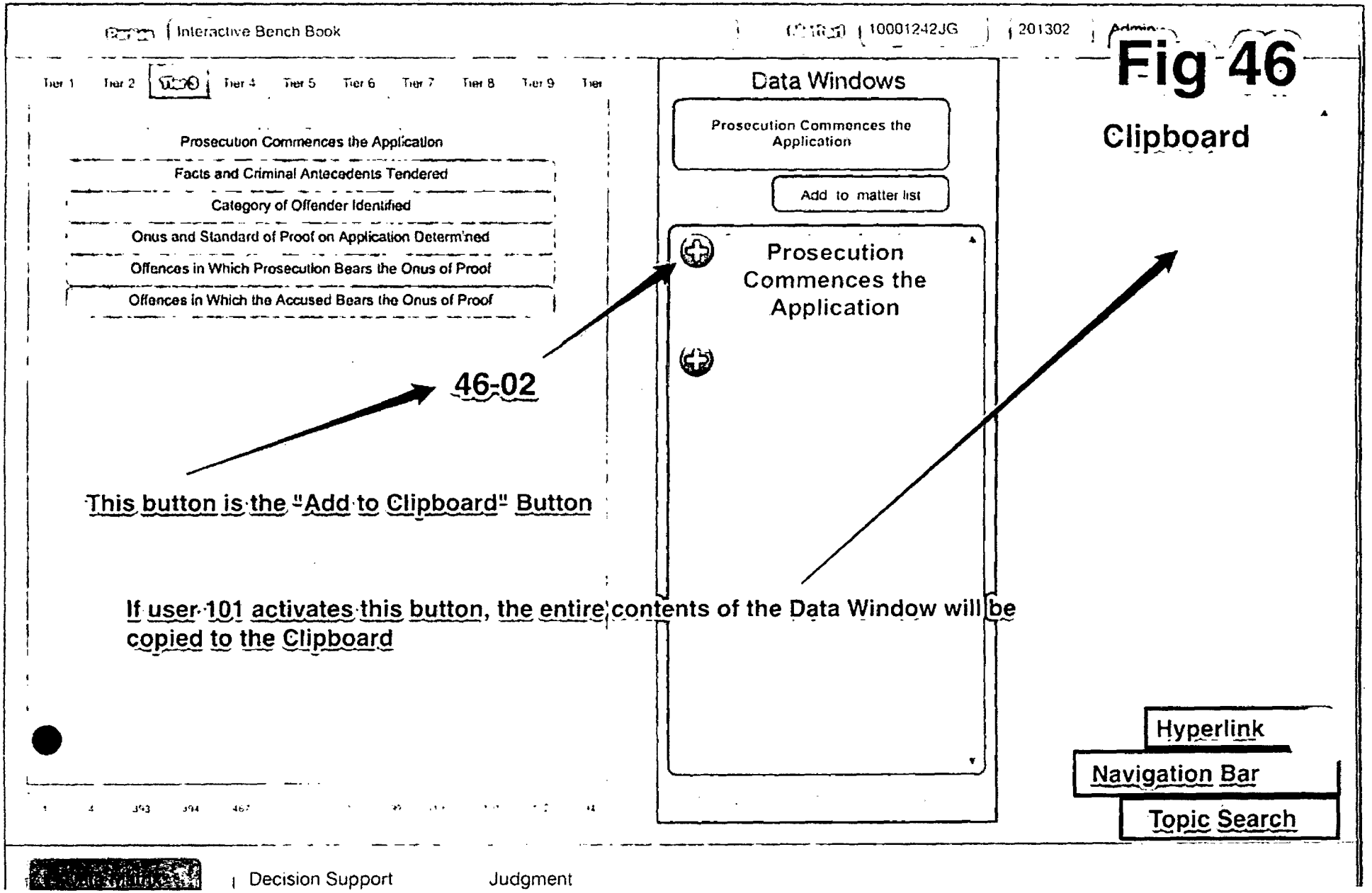


Fig 45



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PCT/AU2014/000177

New Undo

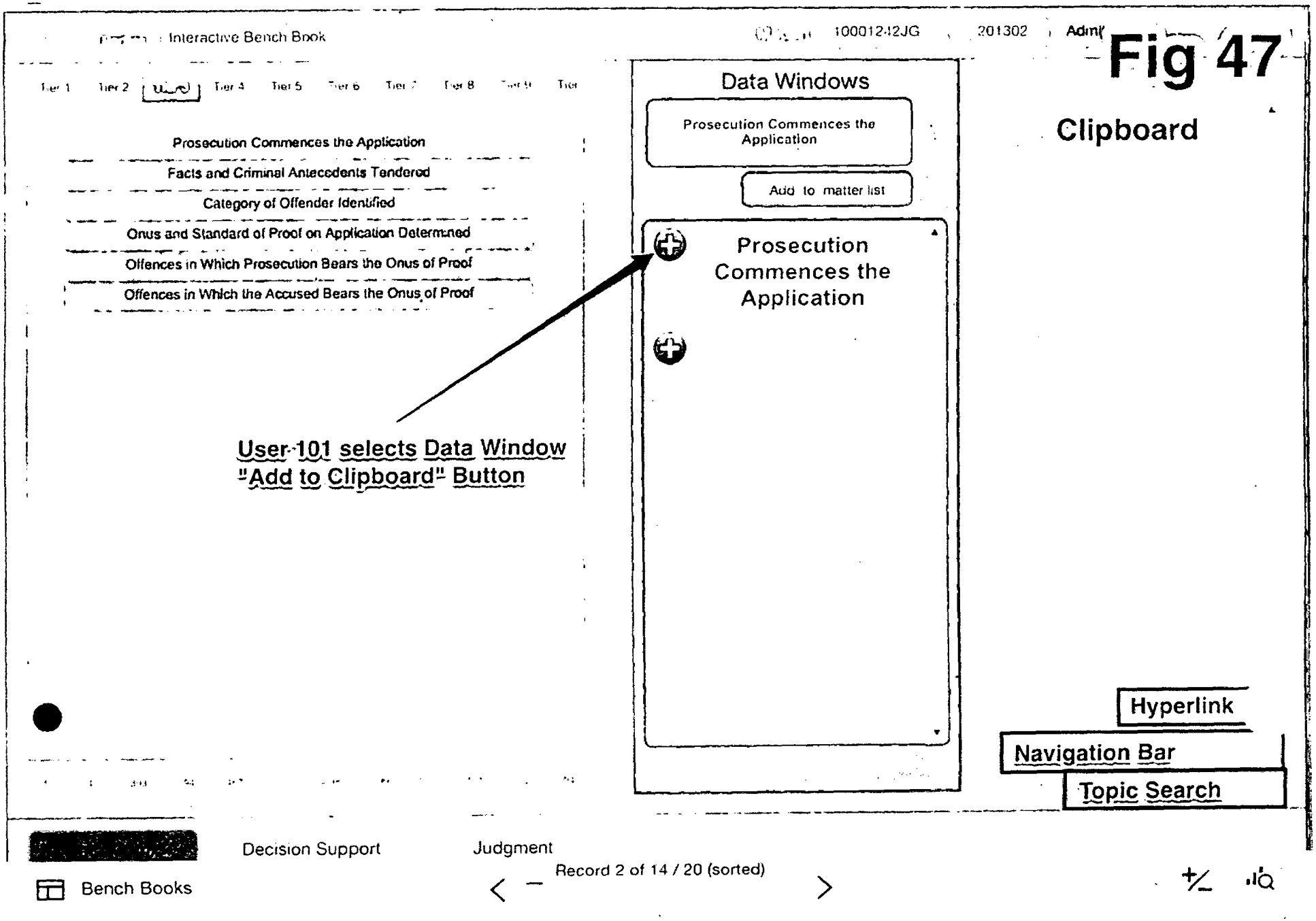


Fig 47

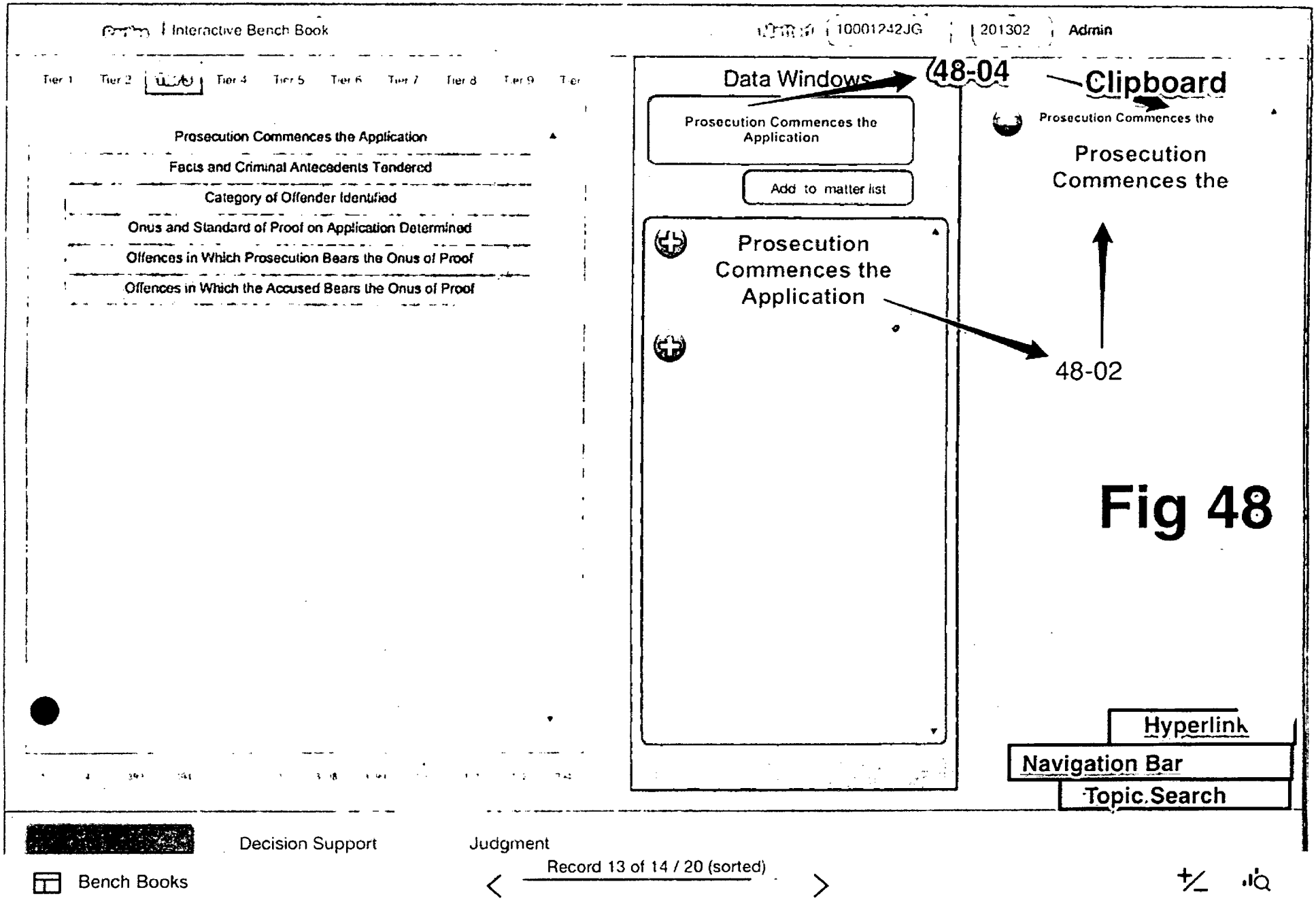

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Tier 5
Tier 6
Tier 7
Tier 8
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Offences in Which Prosecution Bears the Onus of Proof
Offences in Which the Accused Bears the Onus of Proof
Data Windows
48-04
Clipboard
Prosecution Commences the Application
Add to matter list
Prosecution Commences the Application
Prosecution Commences the
Prosecution Commences the
48-02
Hyperlink
Navigation Bar
Topic.Search
Decision Support
Judgment
Bench Books
Record 13 of 14 / 20 (sorted)

Fig 48

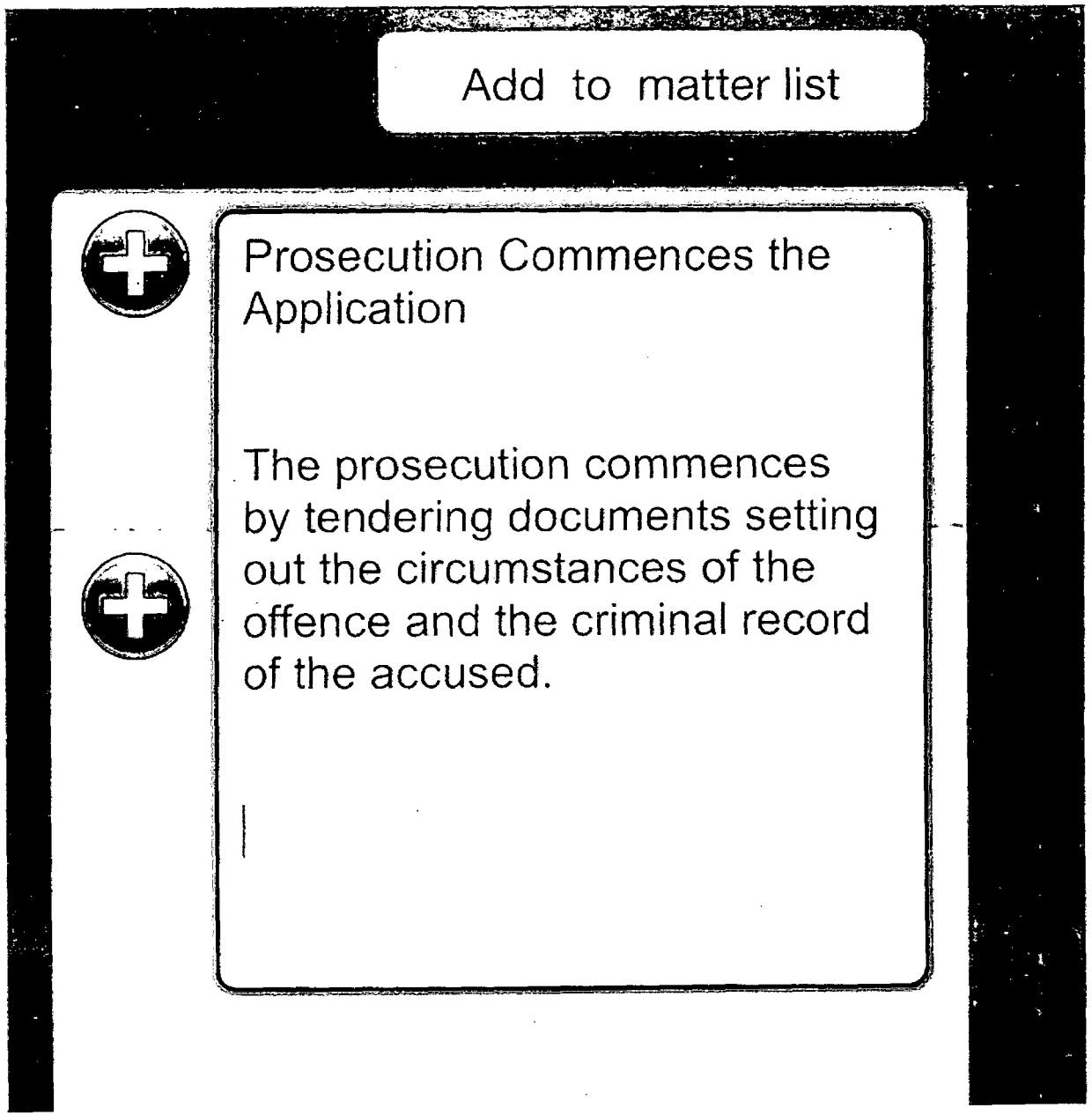

Add to matter list
Prosecution Commences the Application
The prosecution commences by tendering documents setting out the circumstances of the offence and the criminal record of the accused.

Fig 49

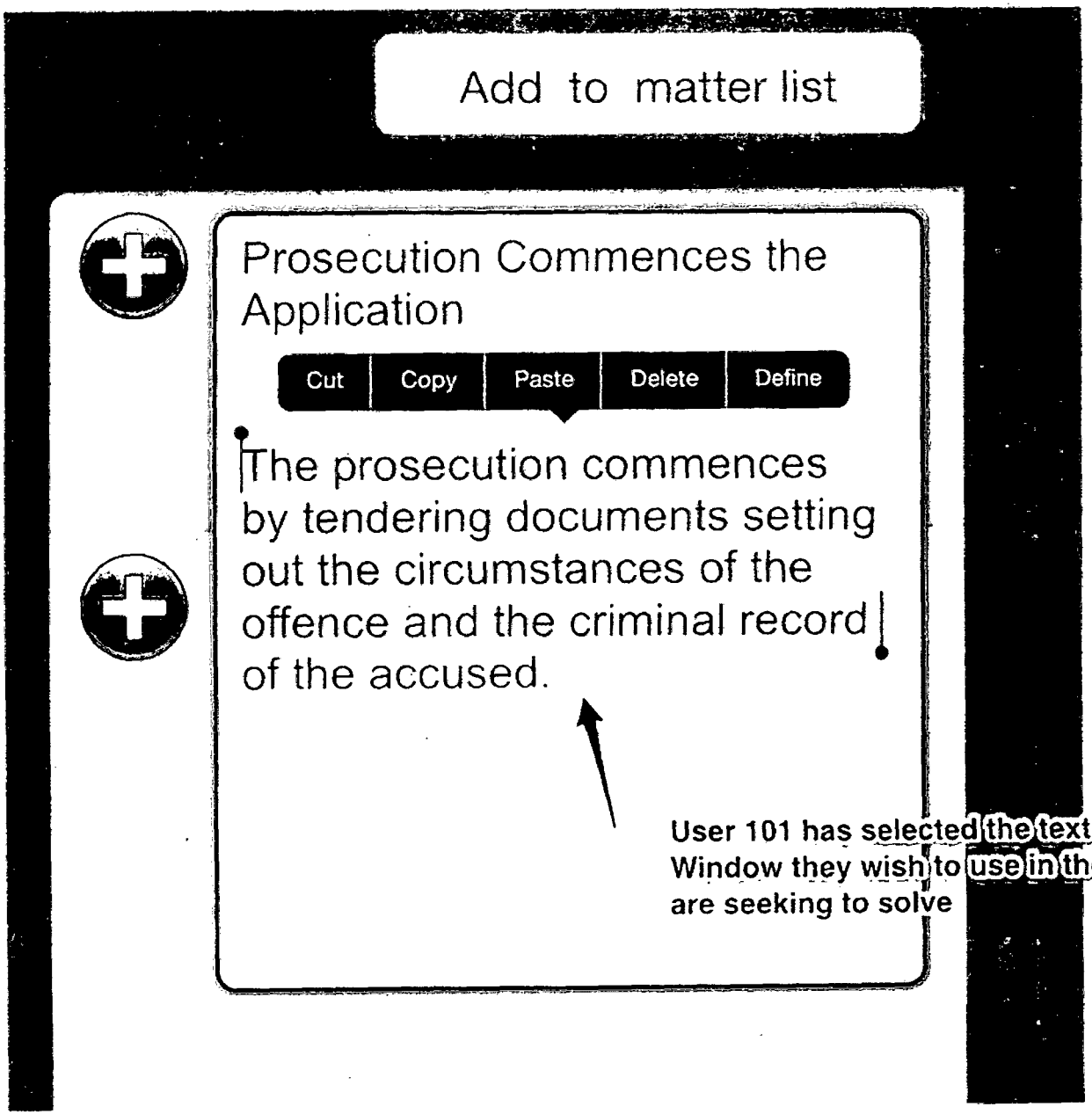

Add to matter list
Prosecution Commences the Application
Cut
Copy
Paste
Delete
Define
The prosecution commences by tendering documents setting out the circumstances of the offence and the criminal record of the accused.
User 101 has selected the text from the Data Window they wish to use in the problem they are seeking to solve

Fig 50

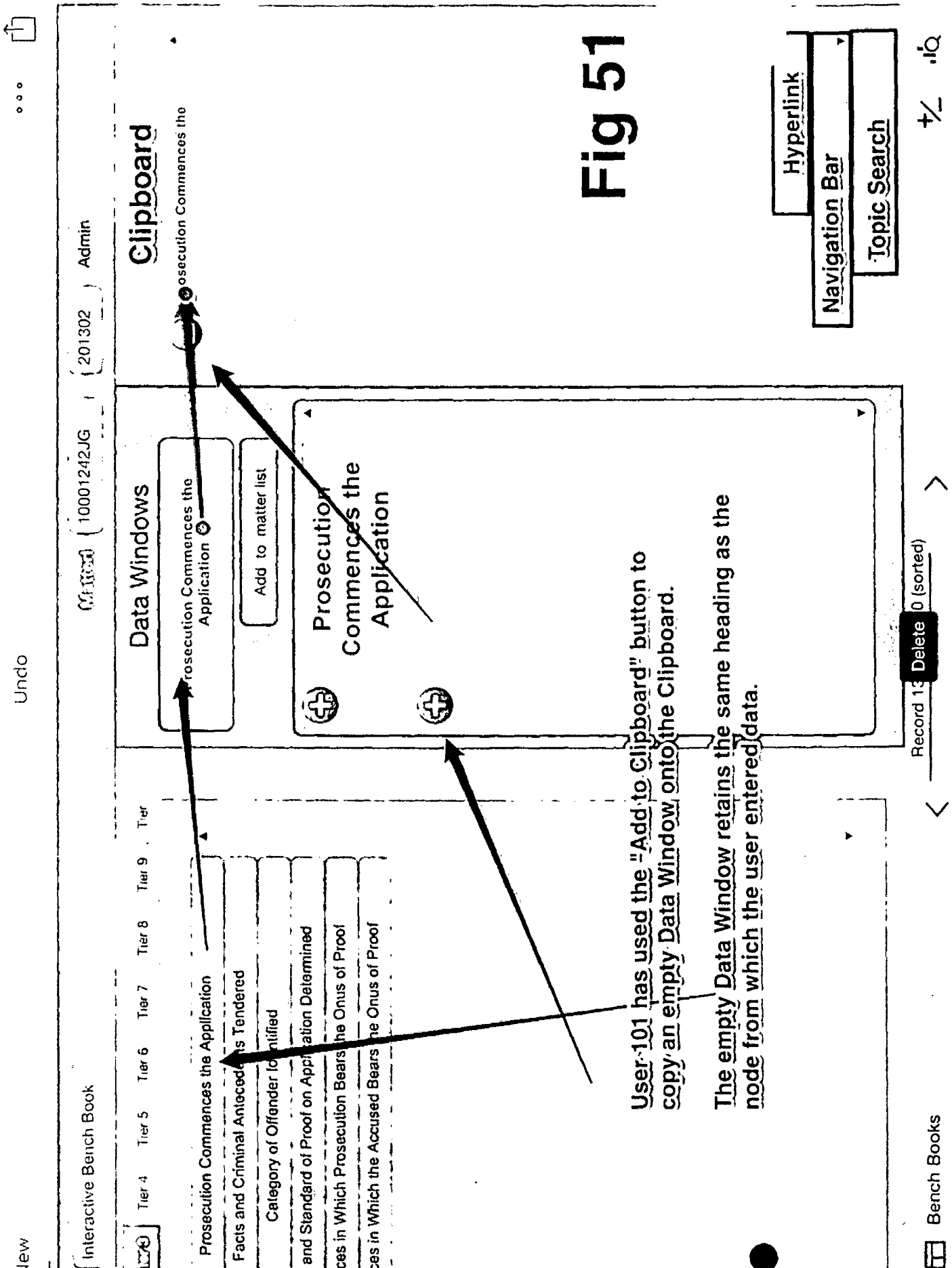

New
Undo
Interactive Bench Book
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Admin
Clipboard
Data Windows
Prosecution Commences the Application
Add to matter list
Prosecution Commences the Application
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Facts and Criminal Antecedents Tendered
Category of Offender Identified
Onus and Standard of Proof on Application Determined
Offences in Which Prosecution Bears the Onus of Proof
Offences in Which the Accused Bears the Onus of Proof
User 101 has used the "Add to Clipboard" button to copy an empty Data Window onto the Clipboard.
The empty Data Window retains the same heading as the node from which the user entered data.
Record 13
Delete
0 (sorted)
Hyperlink
Navigation Bar
Topic Search
Bench Books

Fig 51

New Undo

IntBenchBooks (vps-658)

Matter 10001242JG 201302 Admin

Fig 52

Data Windows

Prosecution Commences the Application

Add to matter list

Prosecution Commences the Application

Prosecution Commences the

The prosecution commences by tendering documents setting out the circumstances of the offence and the criminal

User 101 has used the paste function to paste the data selected from the Data Window in Column 2 to a new Data Window on the Clipboard

Previous Next

Record 13 of 14 / 20 (sorted)

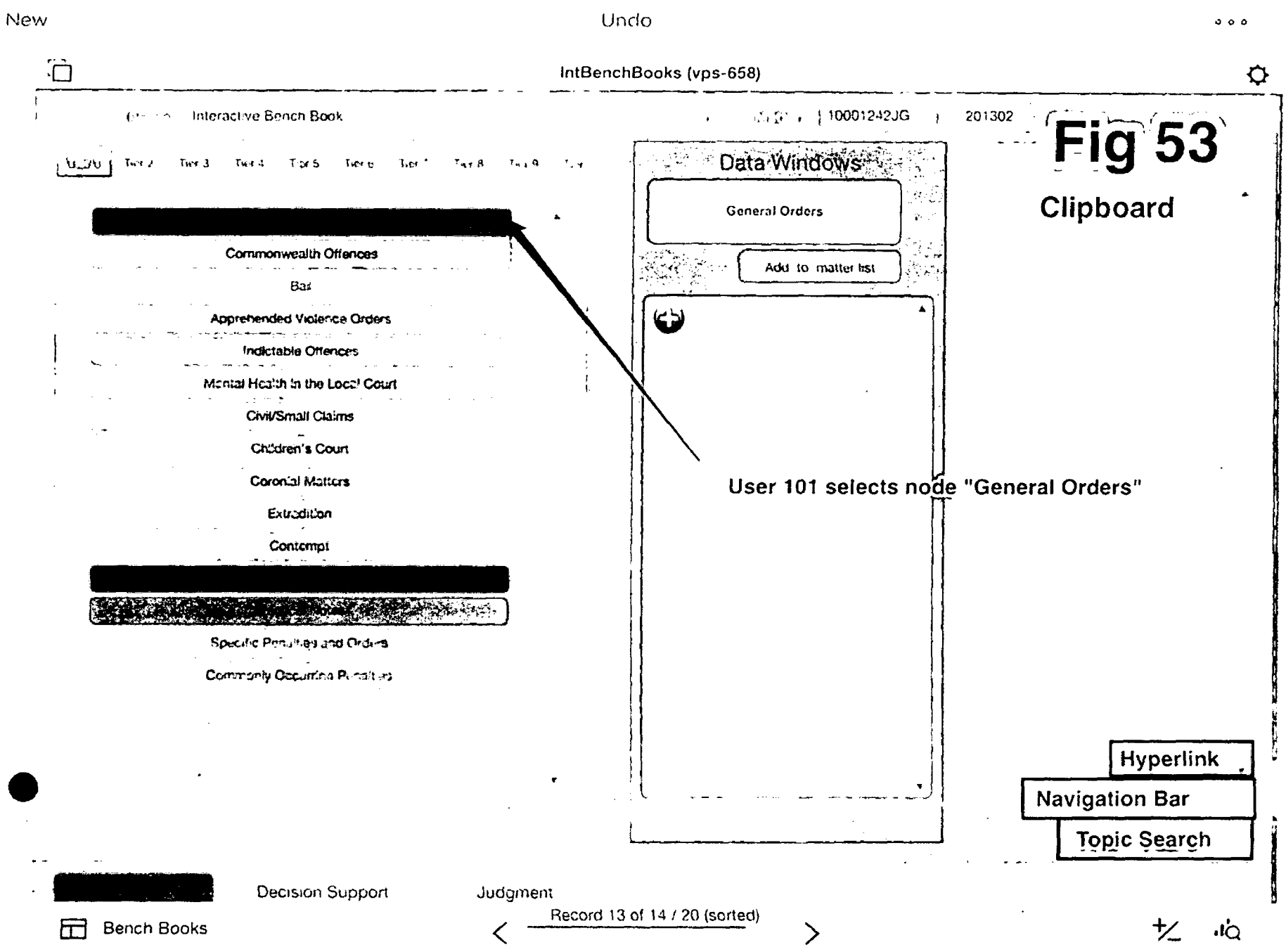
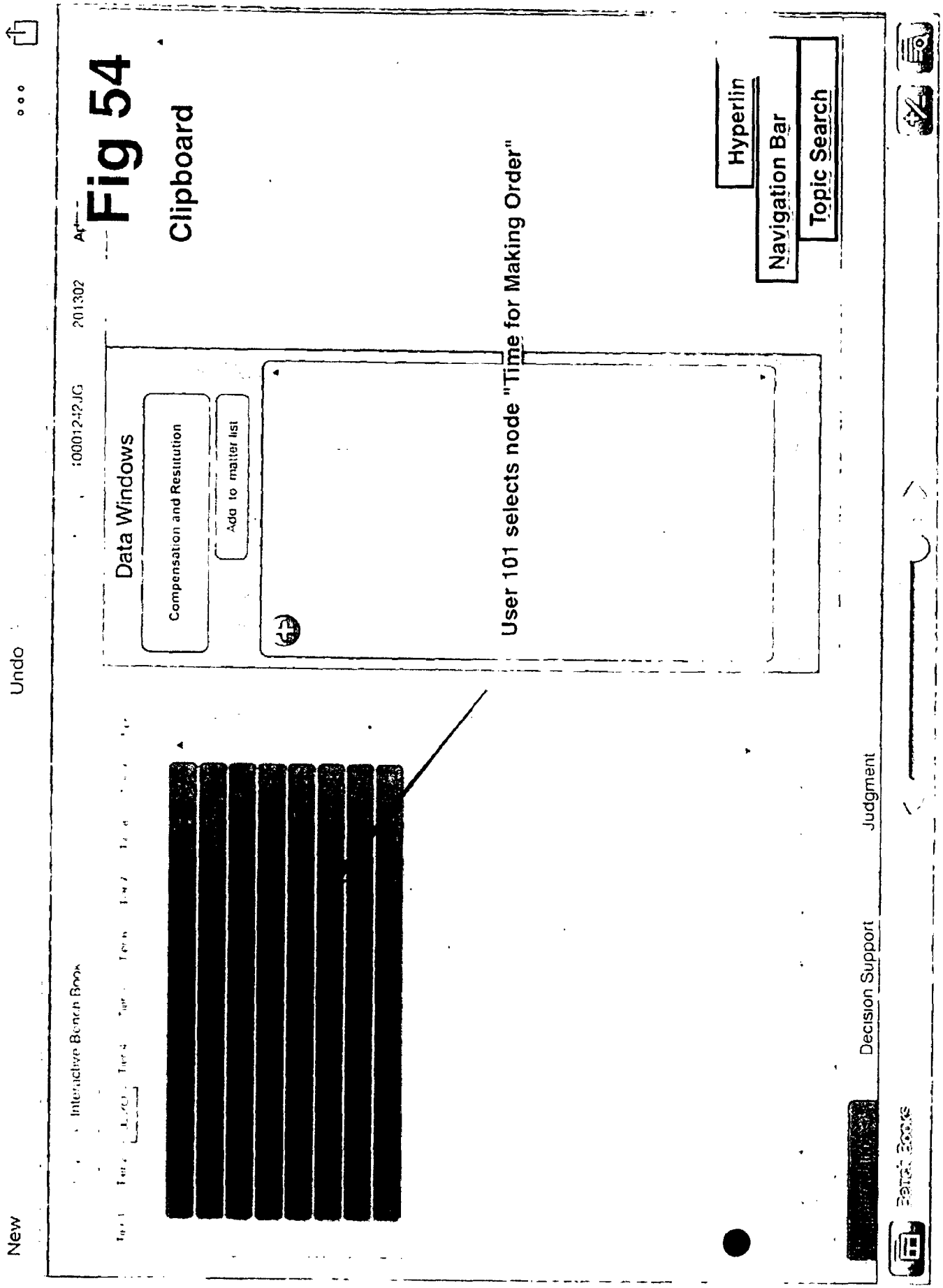


Fig 53

Clipboard


Fig 54
Clipboard
Data Windows
Compensation and Restitution
Add to matter list
User 101 selects node "Time for Making Order"
Hyperlin
Navigation Bar
Topic Search
Undo
New
Interactive Bench Book
Decision Support
Judgment
Bench Books

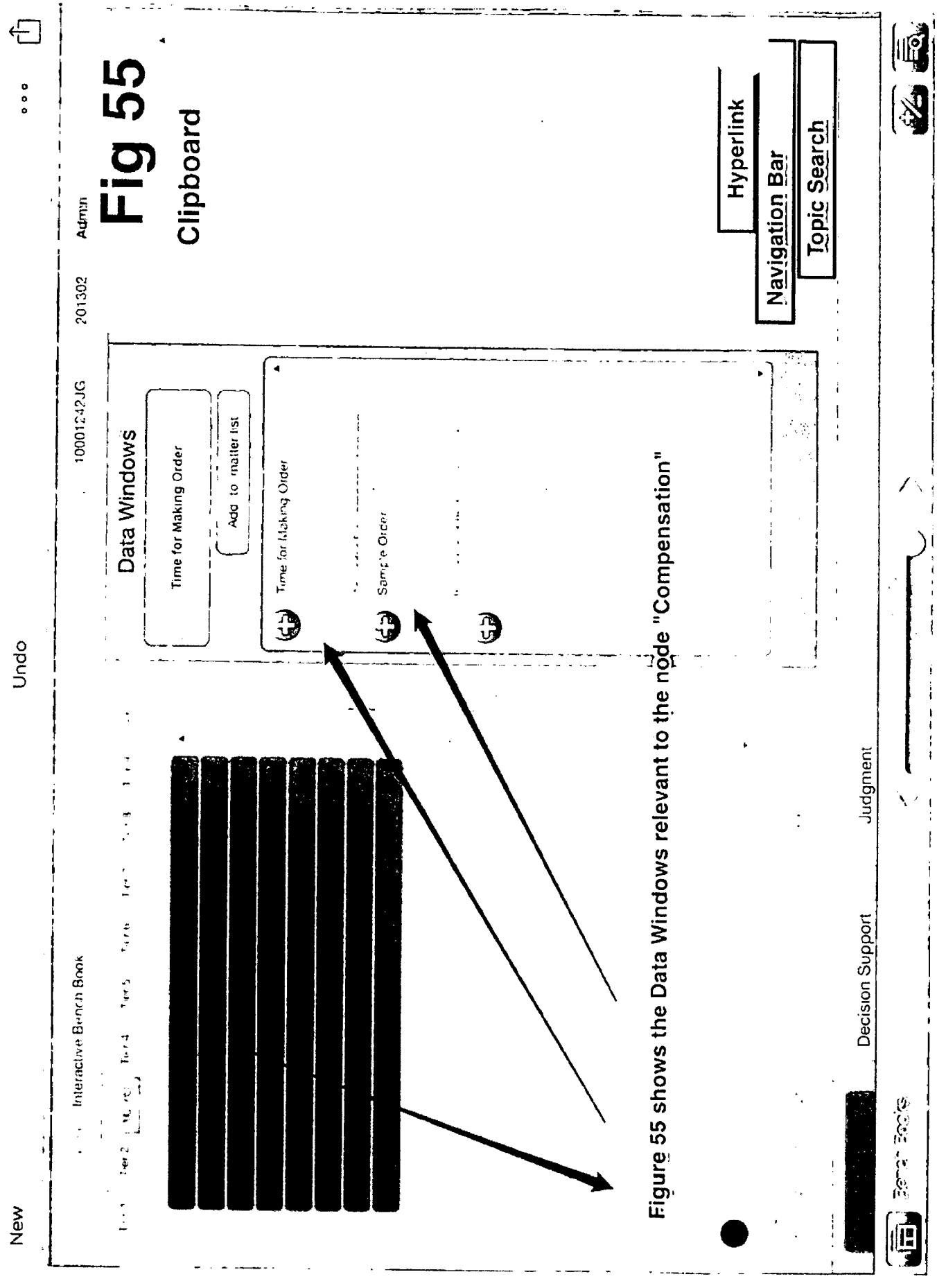
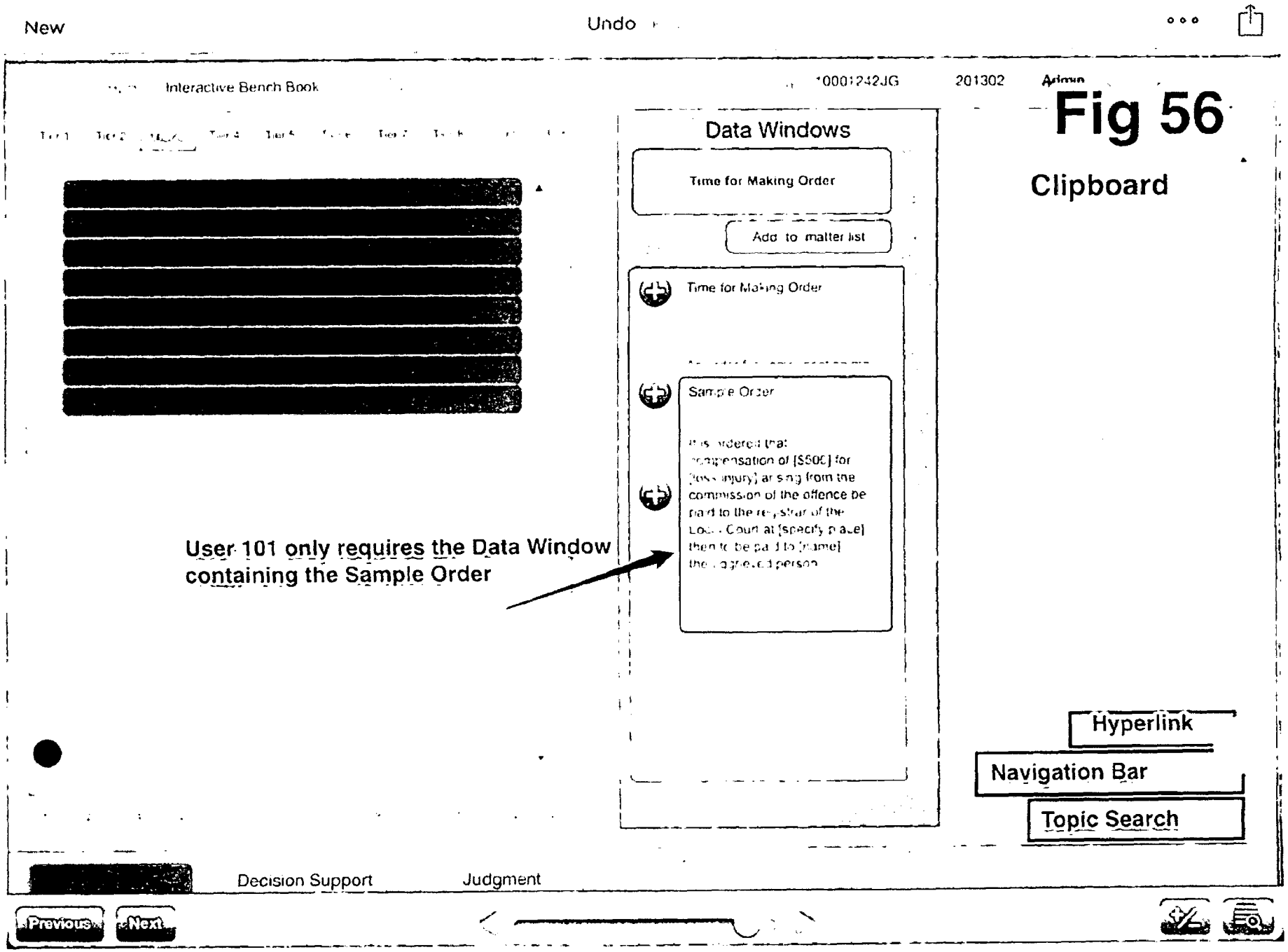


Fig 55

Figure 55 shows the Data Windows relevant to the node "Compensation"

Fig 56


New
Undo
Interactive Bench Book
201302
Data Windows
Time for Making Order
Add to matter list
Time for Making Order
Sample Order
Clipboard
User 101 only requires the Data Window containing the Sample Order
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Previous
Next

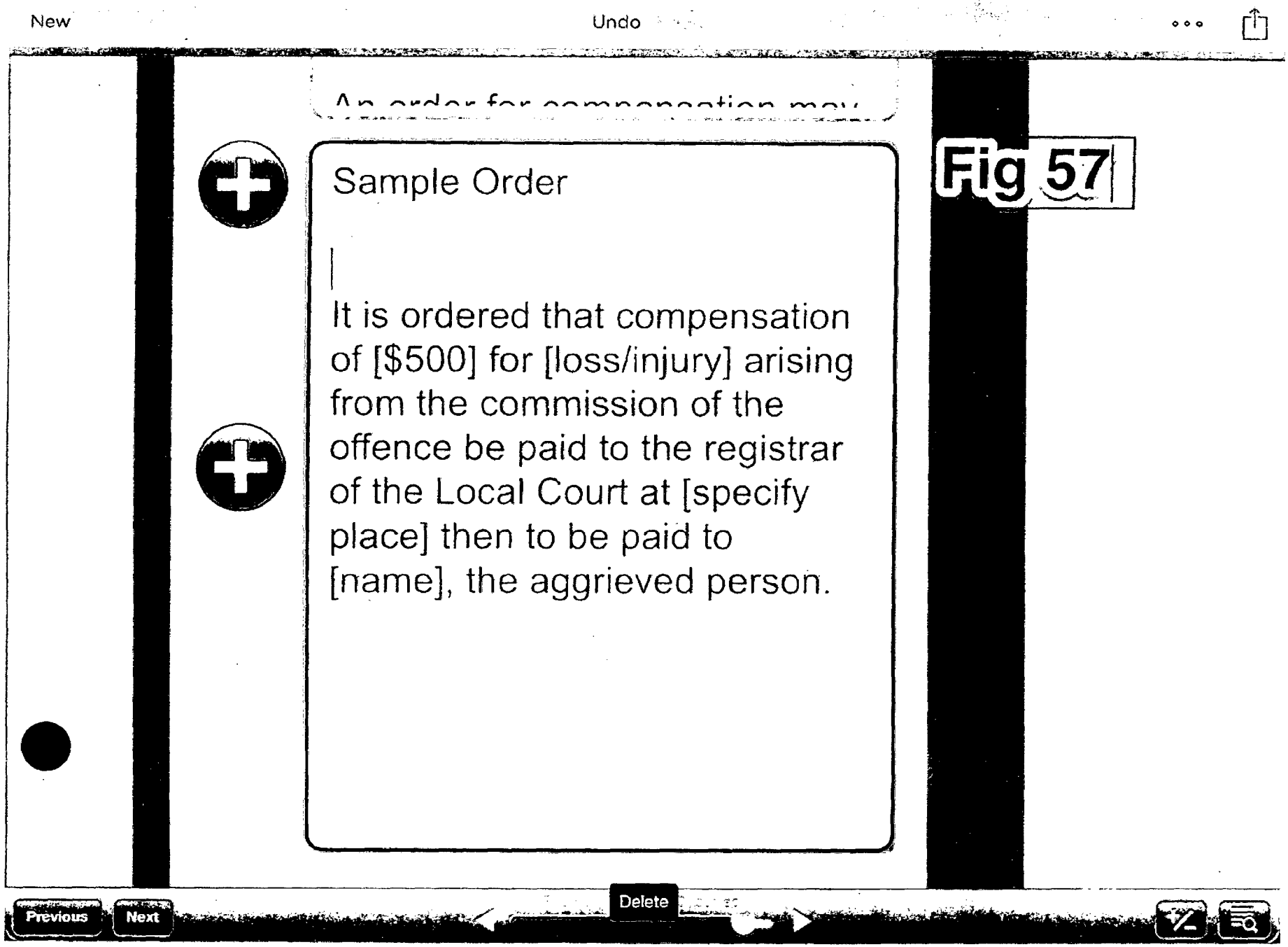

New
Undo
An order for compensation may
Sample Order
It is ordered that compensation of [$500] for [loss/injury] arising from the commission of the offence be paid to the registrar of the Local Court at [specify place] then to be paid to [name], the aggrieved person.
Previous
Next
Delete

Fig 57

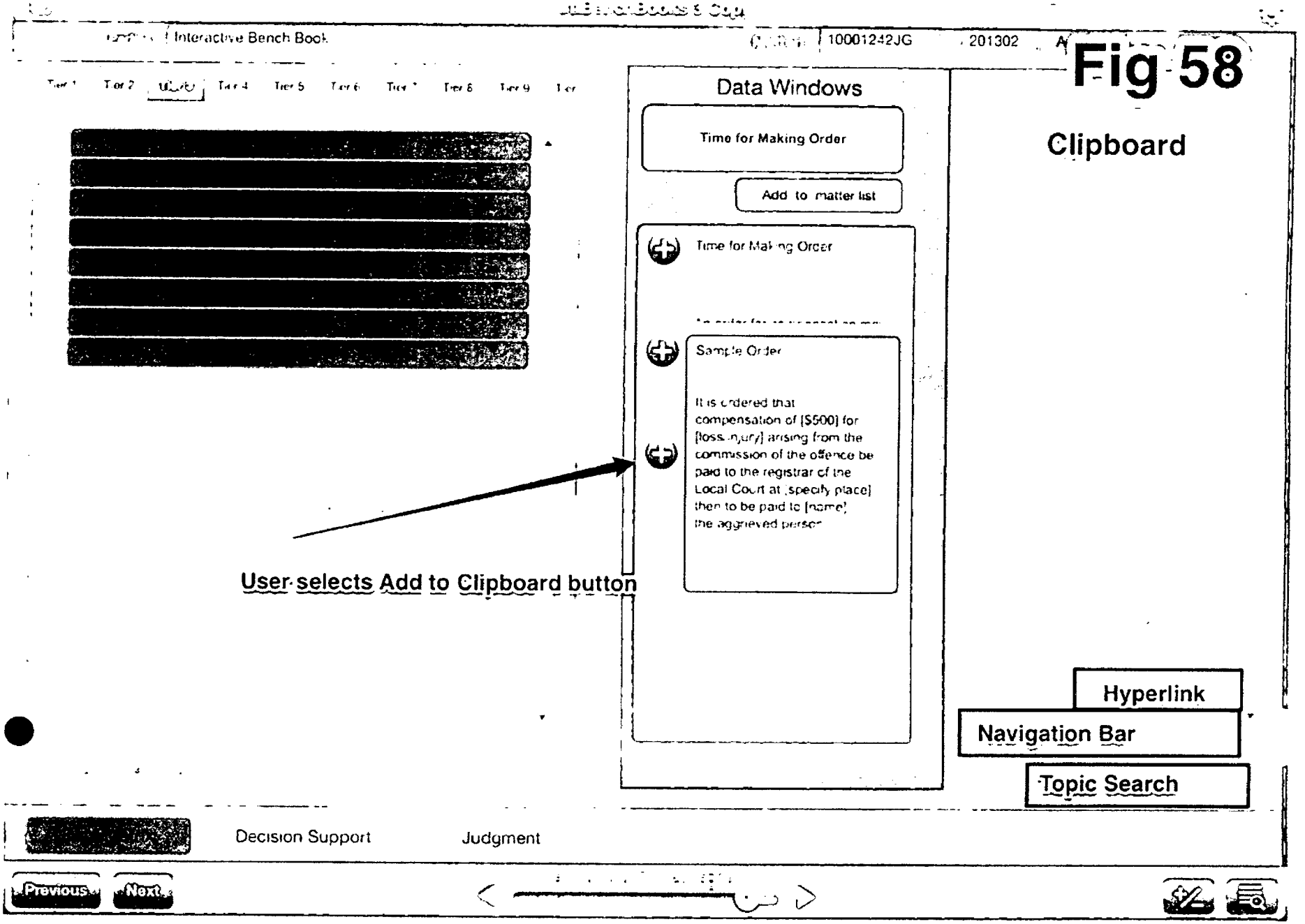
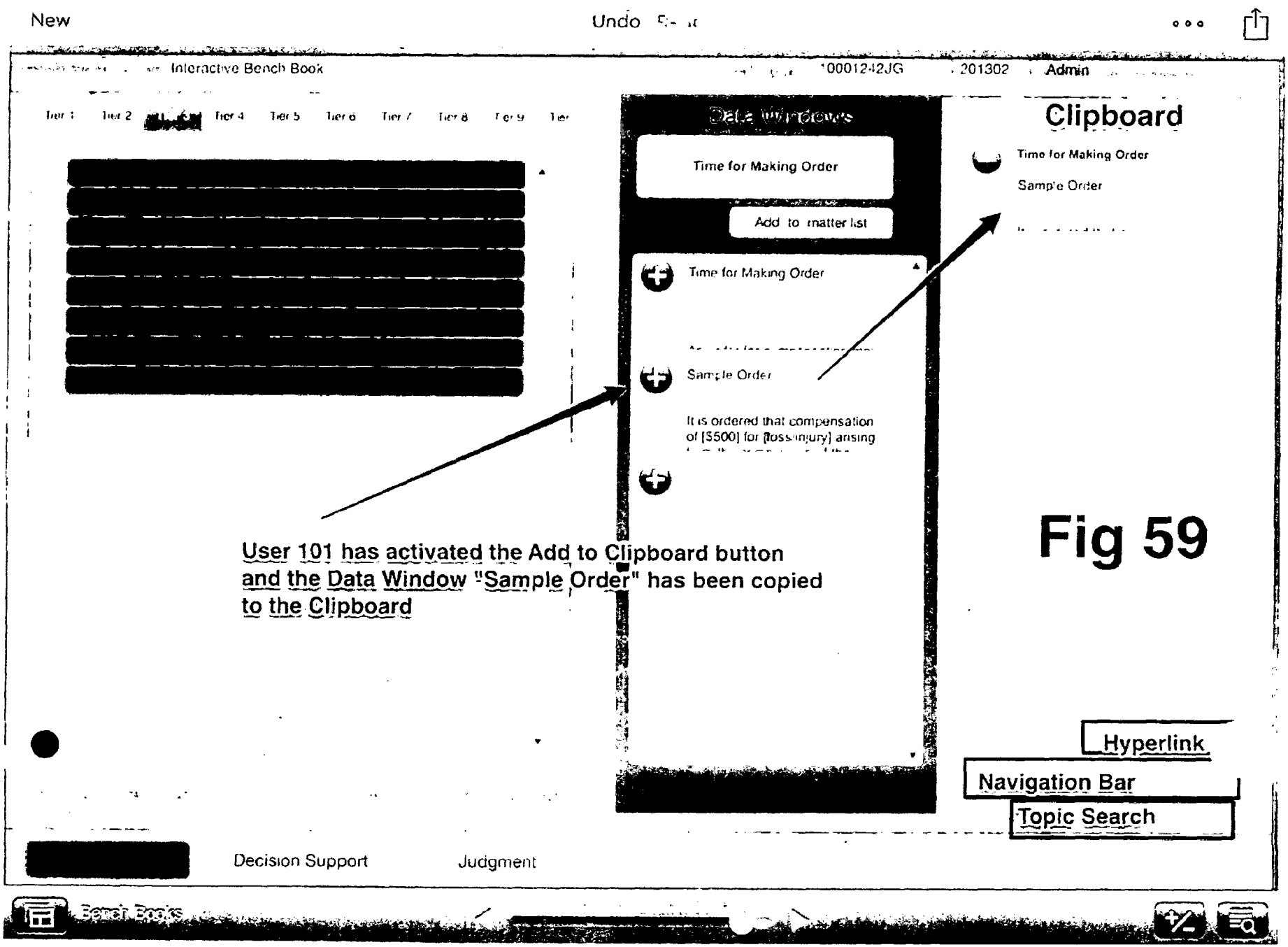

New
Undo
Interactive Bench Book
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201302
Data Windows
Time for Making Order
Add to matter list
Time for Making Order
Sample Order
It is ordered that compensation of [$500] for [loss, injury] arising from the commission of the offence be paid to the registrar of the Local Court at [specify place] then to be paid to [name] the aggrieved person
User selects Add to Clipboard button
Clipboard
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Previous
Next

Fig 58


New
Undo
Interactive Bench Book
201302
Admin
Tier 1
Tier 2
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Data Windows
Time for Making Order
Add to matter list
Time for Making Order
Sample Order
It is ordered that compensation of [$500] for [loss/injury] arising
Clipboard
Time for Making Order
Sample Order
User 101 has activated the Add to Clipboard button and the Data Window "Sample Order" has been copied to the Clipboard
Fig 59
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books

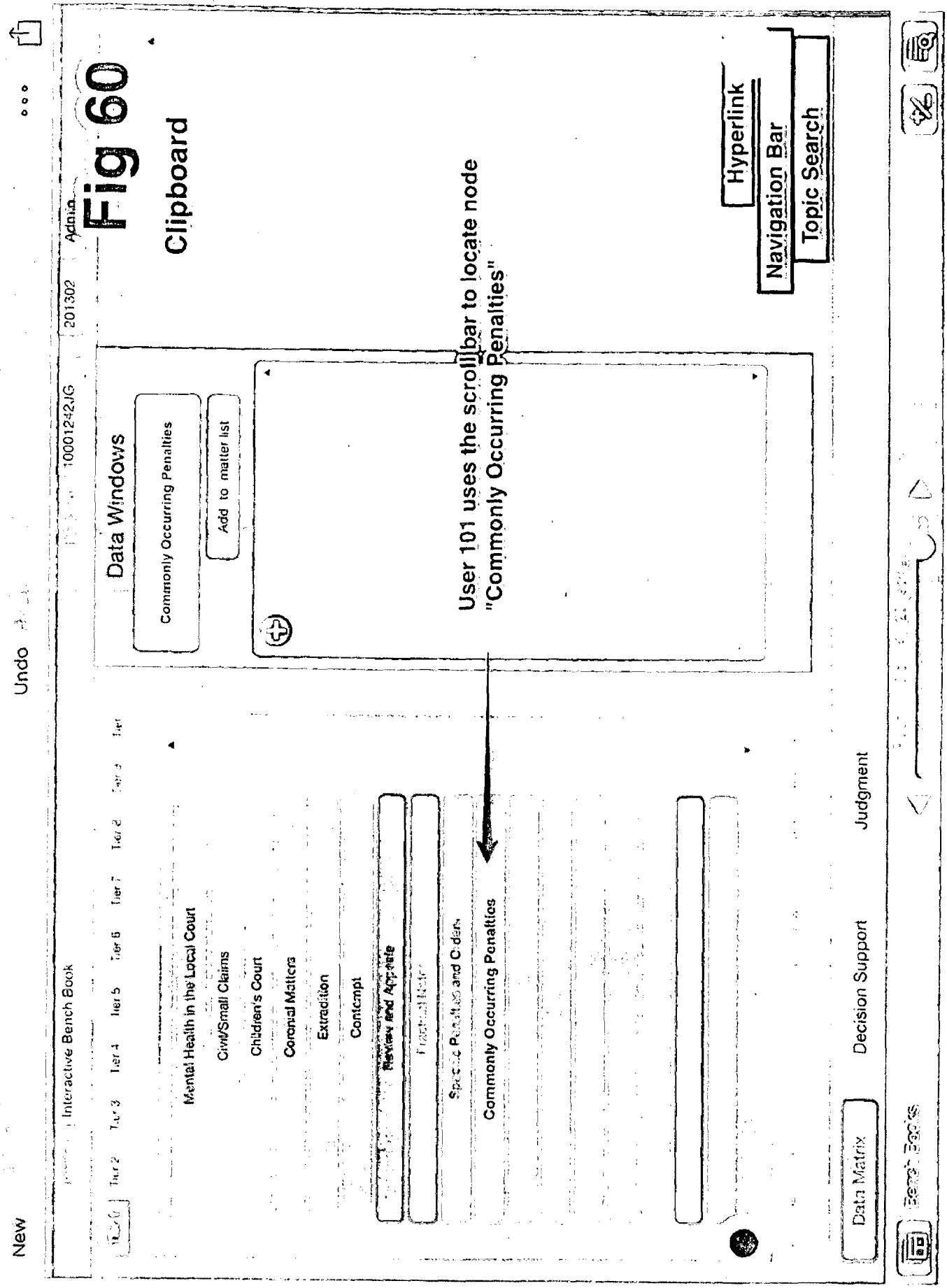
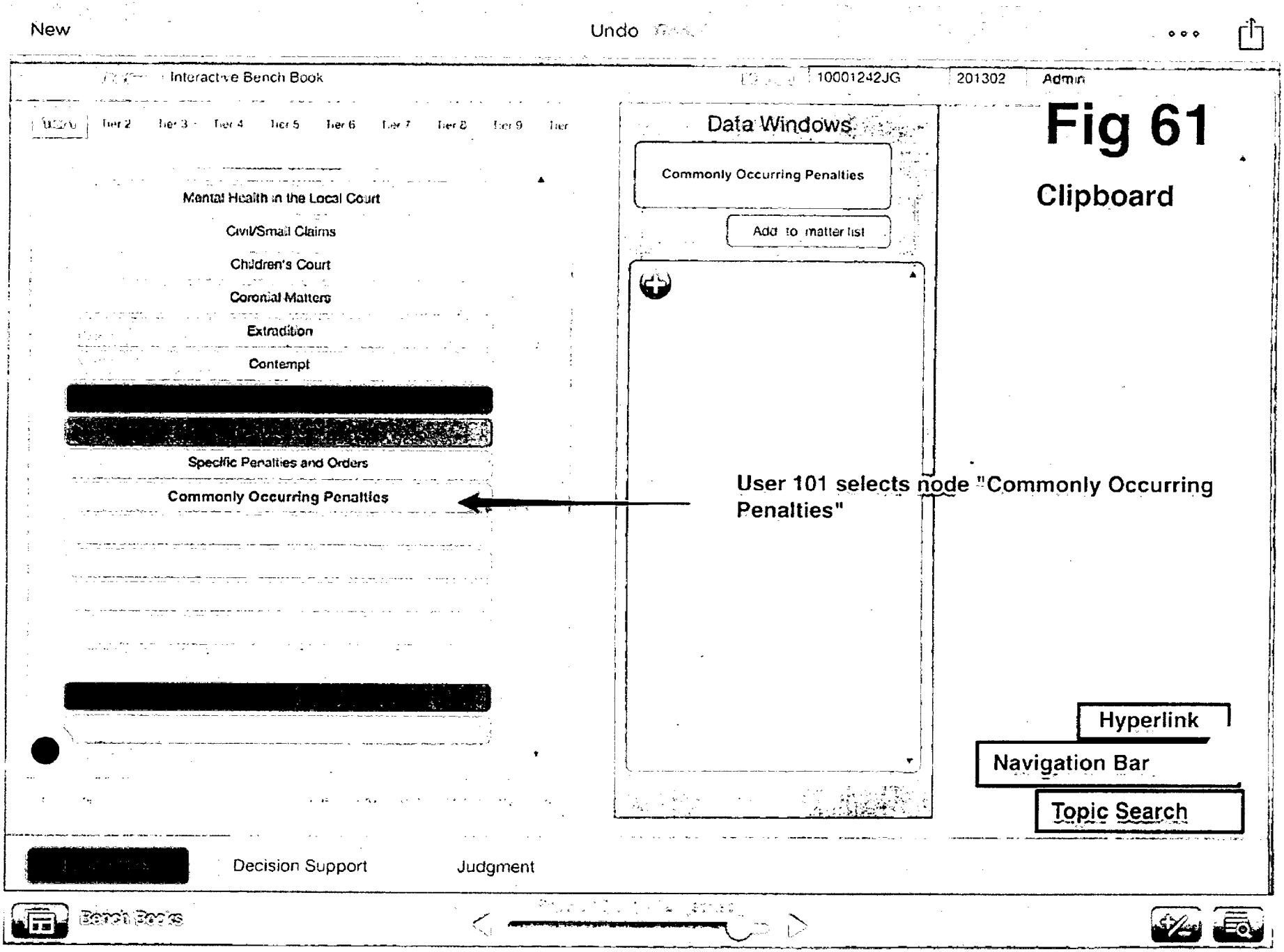
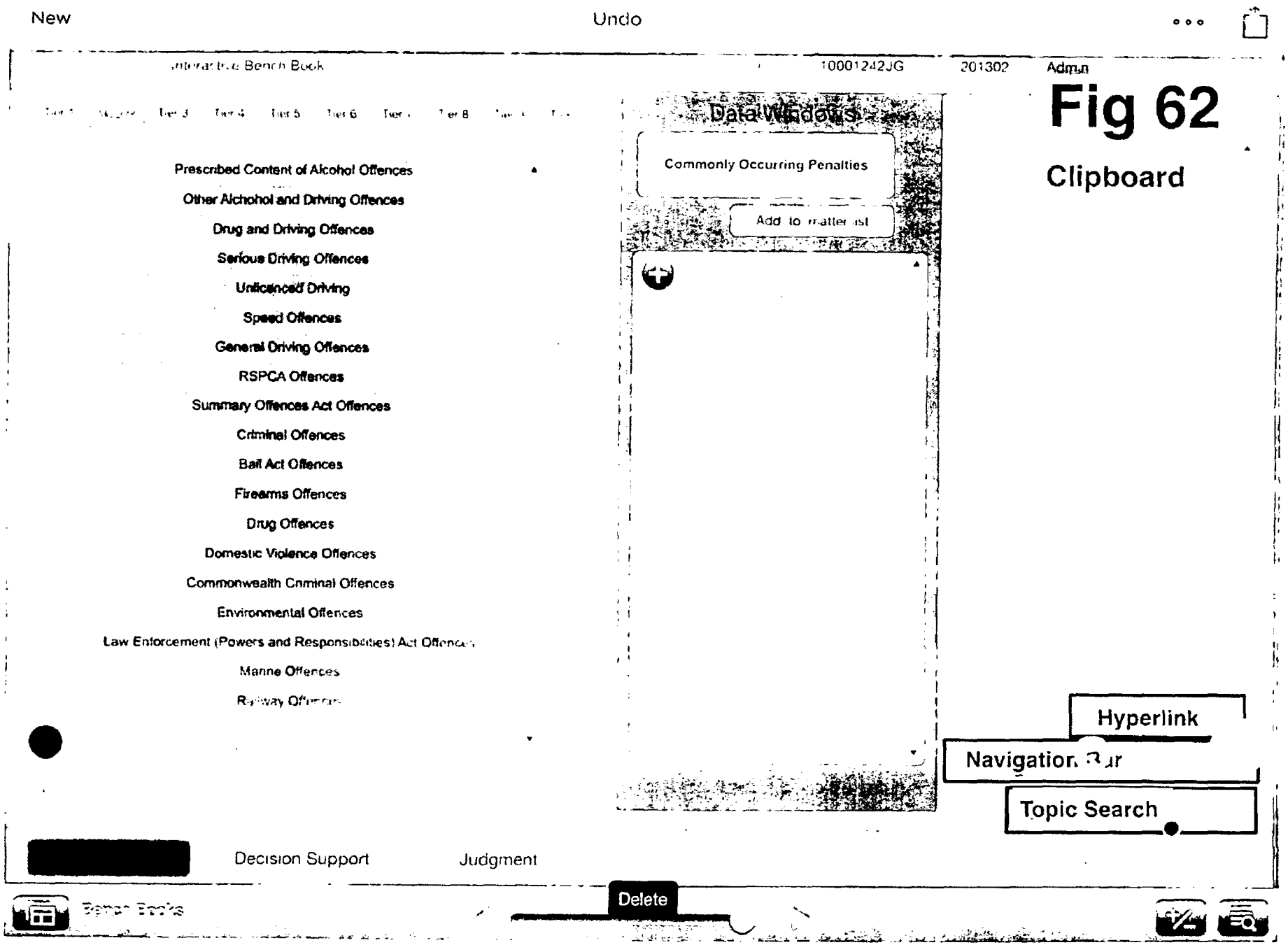

New
Undo
Interactive Bench Book
Admin
Data Windows
Commonly Occurring Penalties
Add to matter list
Clipboard
User 101 uses the scrollbar to locate node "Commonly Occurring Penalties"
Hyperlink
Navigation Bar
Topic Search
Mental Health in the Local Court
Civil/Small Claims
Children's Court
Criminal Matters
Extradition
Contempt
Review and Appeals
Commonly Occurring Penalties
Data Matrix
Decision Support
Judgment
Bench Books

Fig 60


New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Mental Health in the Local Court
Civil/Small Claims
Children's Court
Coronial Matters
Extradition
Contempt
Specific Penalties and Orders
Commonly Occurring Penalties
Data Windows
Commonly Occurring Penalties
Add to matter list
Fig 61
Clipboard
User 101 selects node "Commonly Occurring Penalties"
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books


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Admin
Fig 62
Clipboard
Data Windows
Commonly Occurring Penalties
Add to matter list
Prescribed Content of Alcohol Offences
Other Alchohol and Driving Offences
Drug and Driving Offences
Serious Driving Offences
Unlicenced Driving
Speed Offences
General Driving Offences
RSPCA Offences
Summary Offences Act Offences
Criminal Offences
Bail Act Offences
Firearms Offences
Drug Offences
Domestic Violence Offences
Commonwealth Criminal Offences
Environmental Offences
Law Enforcement (Powers and Responsibilities) Act Offences
Marine Offences
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Delete

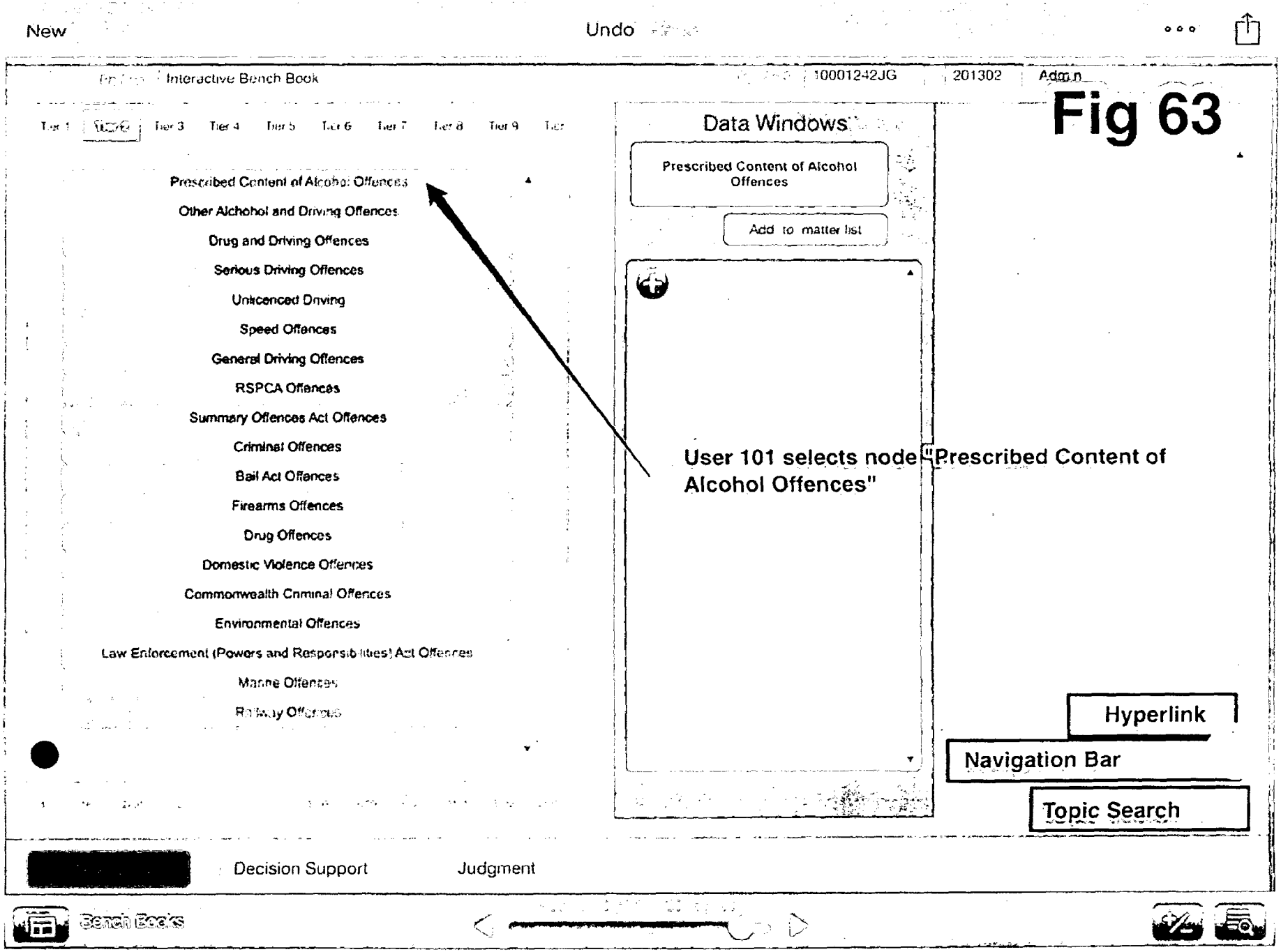

New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Tier 1
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Prescribed Content of Alcohol Offences
Other Alchohol and Driving Offences
Drug and Driving Offences
Serious Driving Offences
Unlicenced Driving
Speed Offences
General Driving Offences
RSPCA Offences
Summary Offences Act Offences
Criminal Offences
Bail Act Offences
Firearms Offences
Drug Offences
Domestic Violence Offences
Commonwealth Criminal Offences
Environmental Offences
Law Enforcement (Powers and Responsibilities) Act Offences
Marine Offences
Railway Offences
Data Windows
Prescribed Content of Alcohol Offences
Add to matter list
User 101 selects node "Prescribed Content of Alcohol Offences"
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books

Fig 63

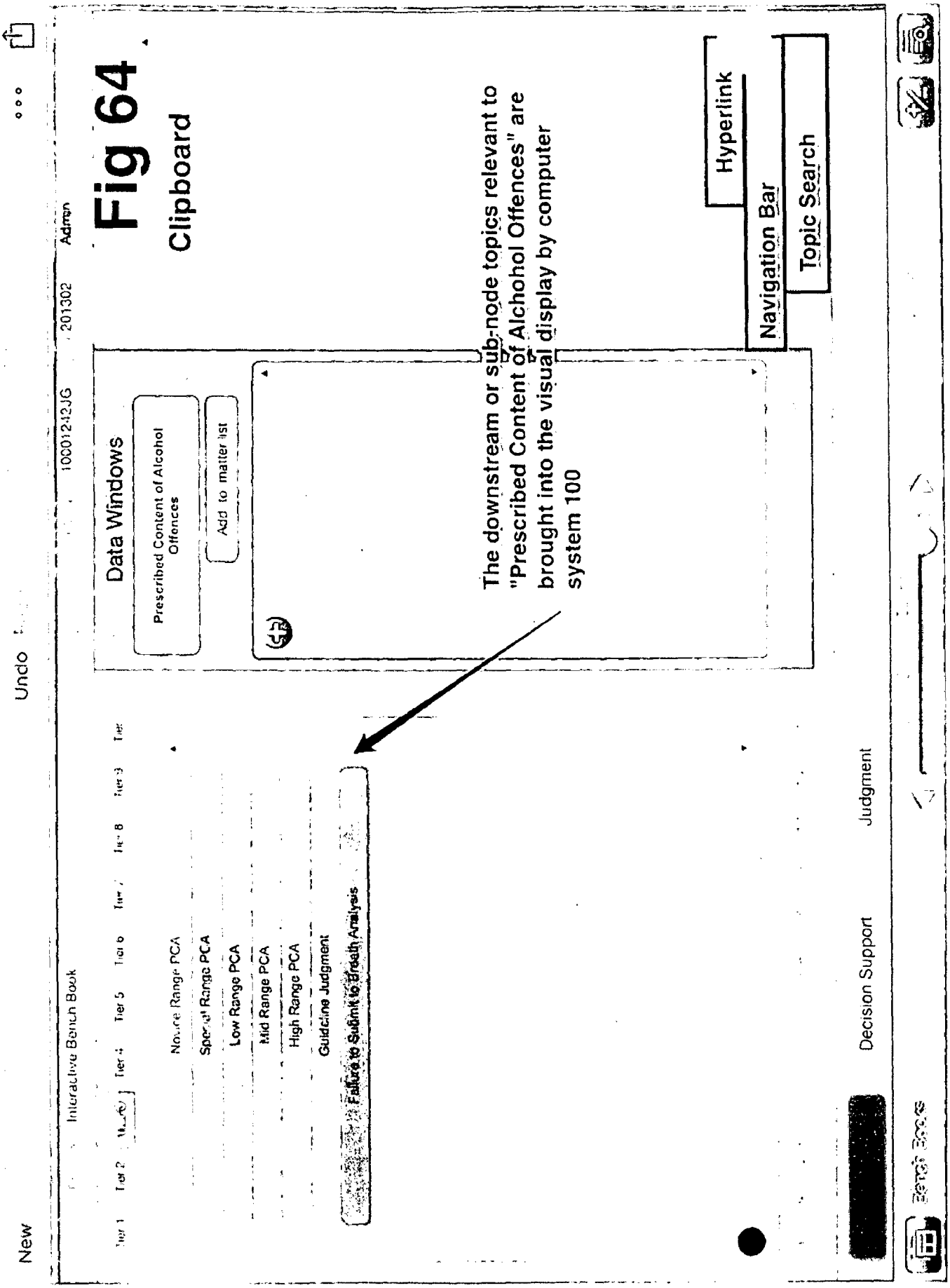
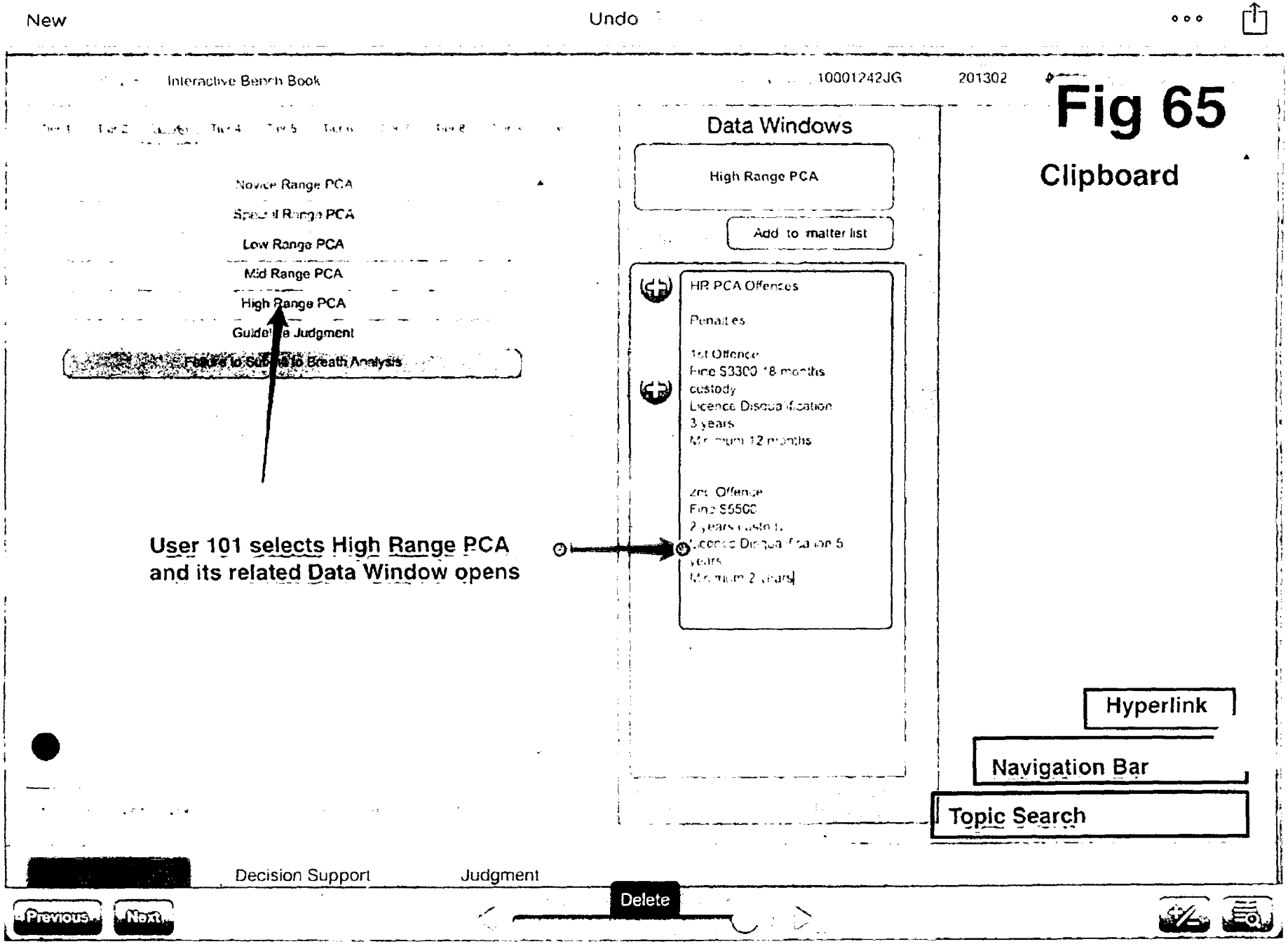

New
Undo
Interactive Bench Book
Tier 1
Tier 2
Tier 4
Tier 5
Tier 6
Tier 8
Tier 3
Novice Range PCA
Special Range PCA
Low Range PCA
Mid Range PCA
High Range PCA
Guideline Judgment
Failure to Submit to Breath Analysis
Bench Books
Decision Support
Judgment
Data Windows
Prescribed Content of Alcohol Offences
Add to matter list
Clipboard
Hyperlink
Navigation Bar
Topic Search
The downstream or sub-node topics relevant to "Prescribed Content of Alchohol Offences" are brought into the visual display by computer system 100

Fig 64


New
Undo
Interactive Bench Book
10001242JG
201302
Data Windows
High Range PCA
Add to matter list
HR PCA Offences
Penalties
1st Offence
Fine $3300 18 months
custody
Licence Disqualification
3 years
2nd Offence
Fine $5500
2 years custody
Licence Disqualification 5
years
Maximum 2 years
Novice Range PCA
Special Range PCA
Low Range PCA
Mid Range PCA
High Range PCA
Guideline Judgment
Failure to Submit to Breath Analysis
User 101 selects High Range PCA
and its related Data Window opens
Fig 65
Clipboard
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Delete
Previous
Next

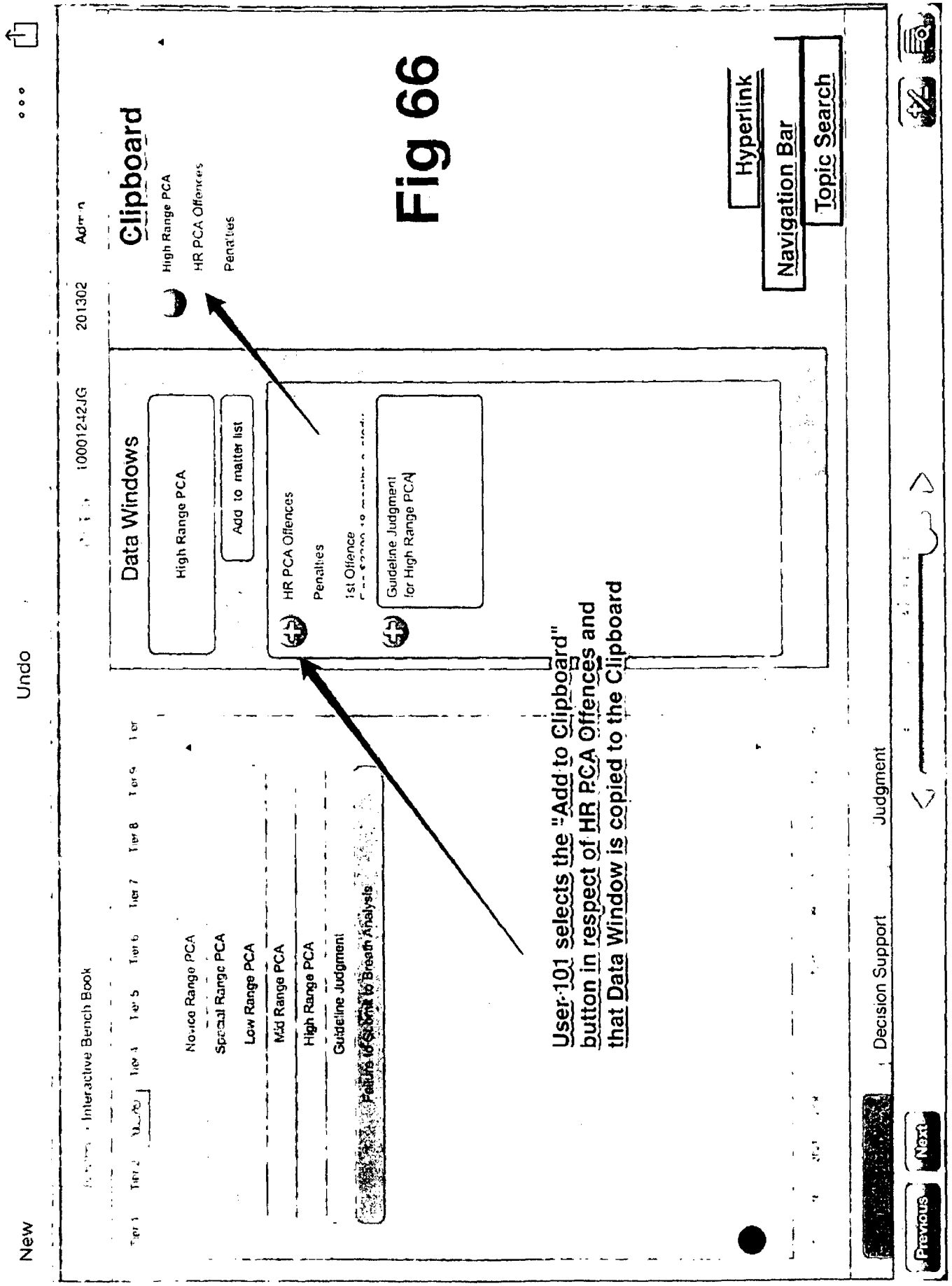
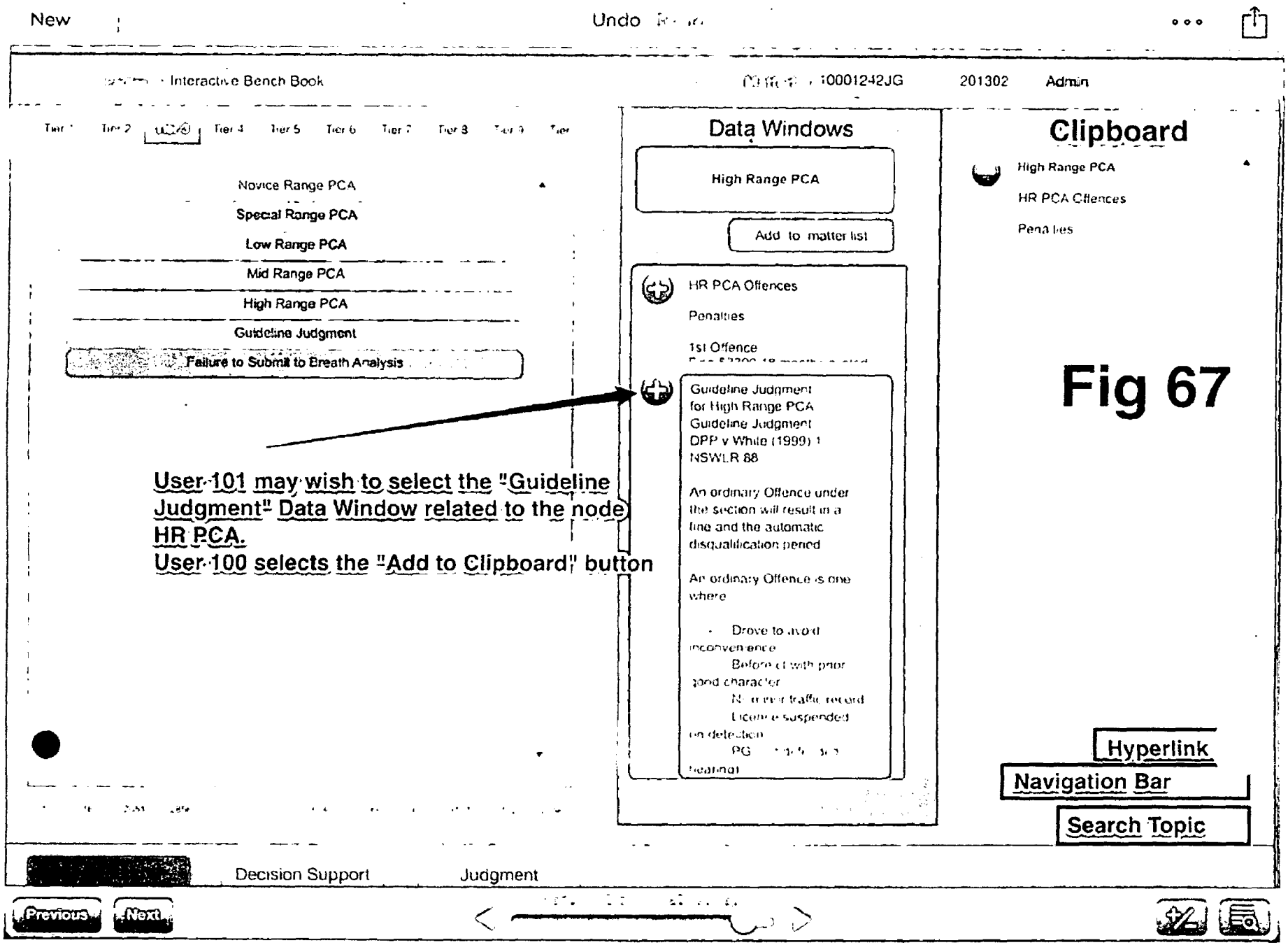

New
Undo
Interactive Bench Book
Clipboard
High Range PCA
HR PCA Offences
Penalties
Data Windows
High Range PCA
Add to matter list
HR PCA Offences
Penalties
1st Offence
Guideline Judgment for High Range PCA
Novice Range PCA
Special Range PCA
Low Range PCA
Mid Range PCA
High Range PCA
Guideline Judgment
Failure to Submit to Breath Analysis
Decision Support
Judgment
Previous
Next
Hyperlink
Navigation Bar
Topic Search
User 101 selects the "Add to Clipboard" button in respect of HR PCA Offences and that Data Window is copied to the Clipboard

Fig 66



WO 2014/127433
PCT/AU2014/000177

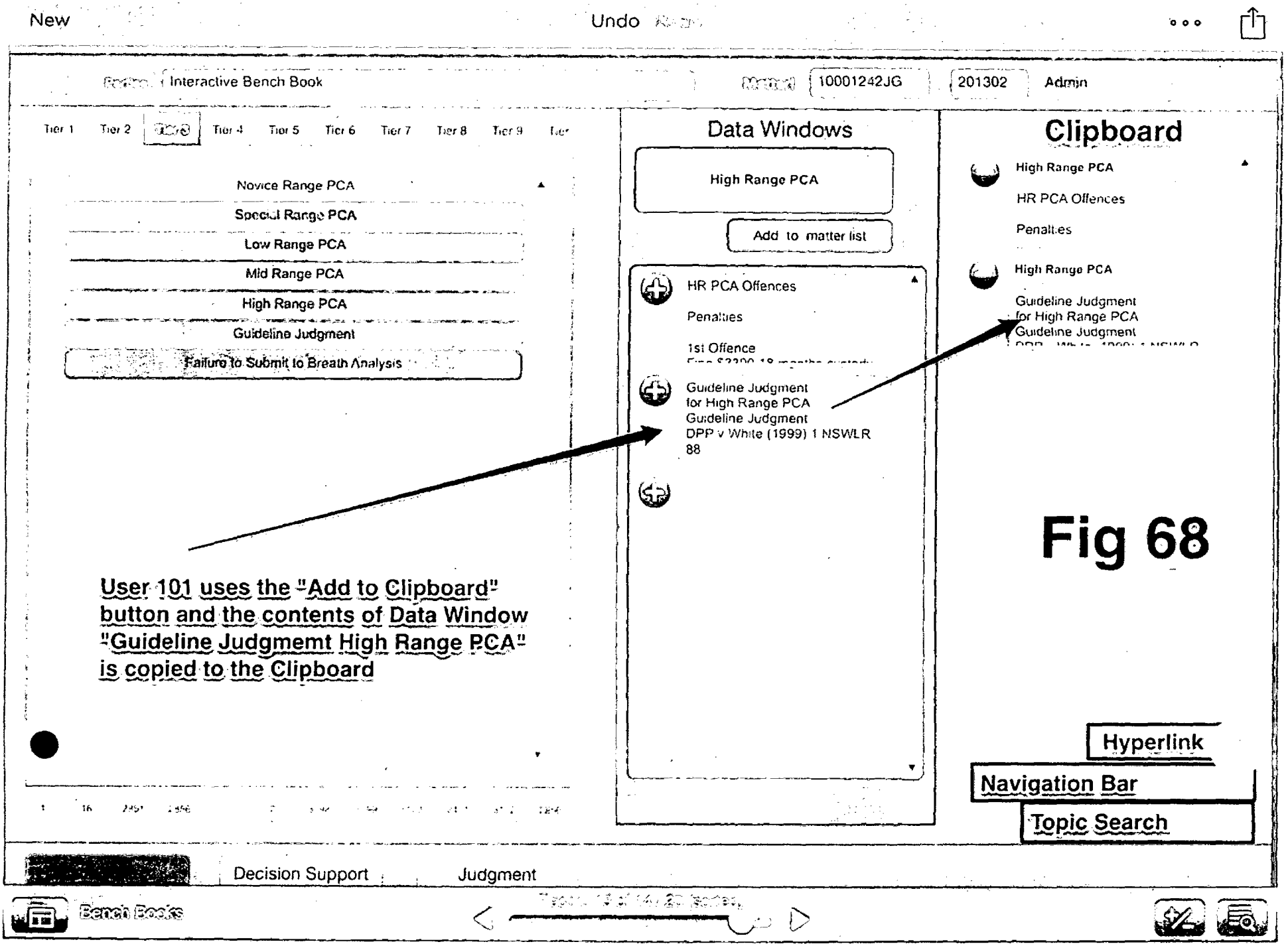

New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Tier 1
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Novice Range PCA
Special Range PCA
Low Range PCA
Mid Range PCA
High Range PCA
Guideline Judgment
Failure to Submit to Breath Analysis
Data Windows
High Range PCA
Add to matter list
HR PCA Offences
Penalties
1st Offence
Guideline Judgment for High Range PCA
Guideline Judgment
DPP v White (1999) 1 NSWLR 88
Clipboard
High Range PCA
HR PCA Offences
Penalties
High Range PCA
Guideline Judgment for High Range PCA
Guideline Judgment
User 101 uses the "Add to Clipboard" button and the contents of Data Window "Guideline Judgmemt High Range PCA" is copied to the Clipboard
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books

Fig 68

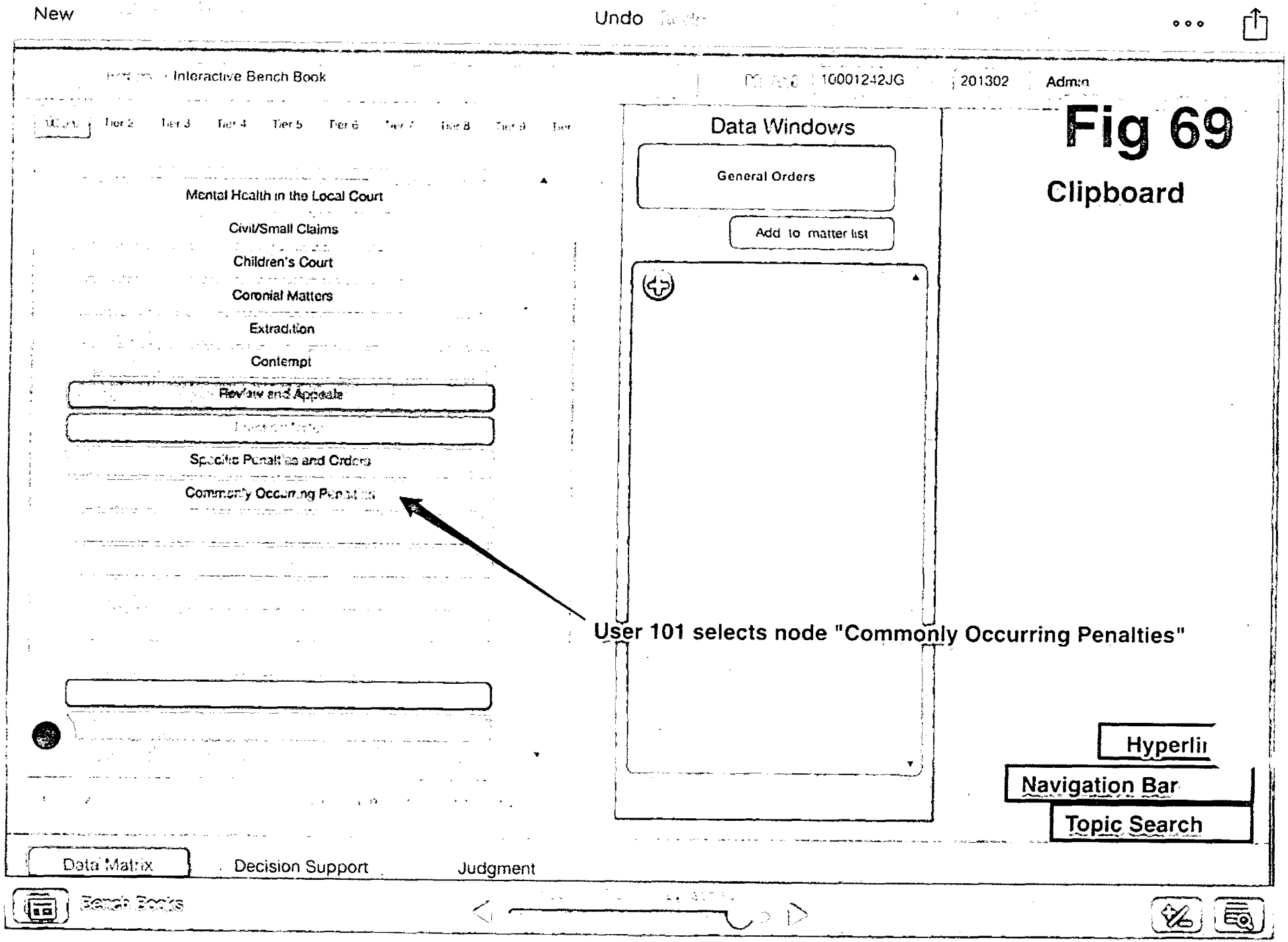

New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Data Windows
General Orders
Add to matter list
Clipboard
Mental Health in the Local Court
Civil/Small Claims
Children's Court
Coronial Matters
Extradition
Contempt
Review and Appeals
Specific Penalties and Orders
User 101 selects node "Commonly Occurring Penalties"
Hyperli
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Bench Books

Fig 69

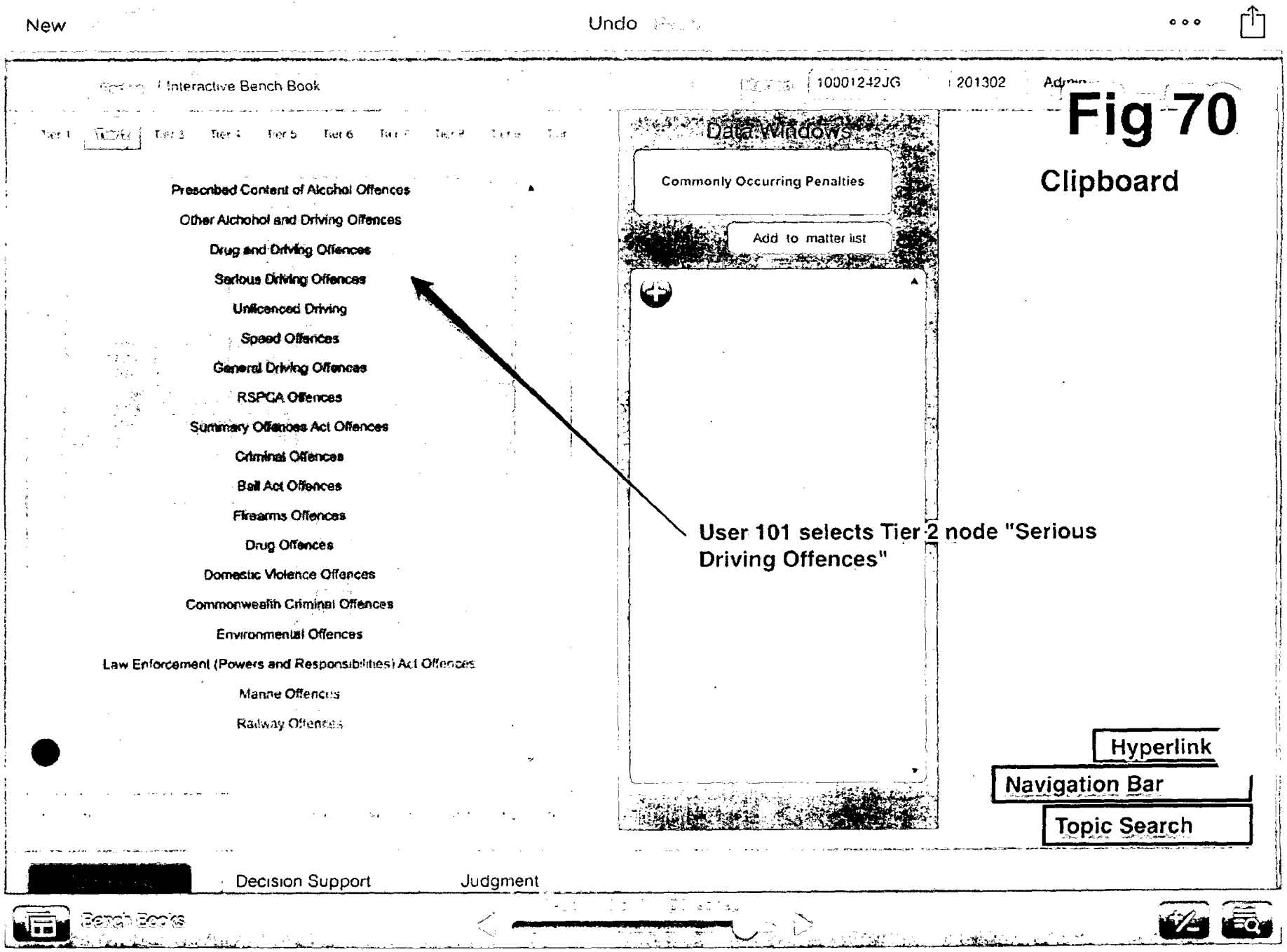
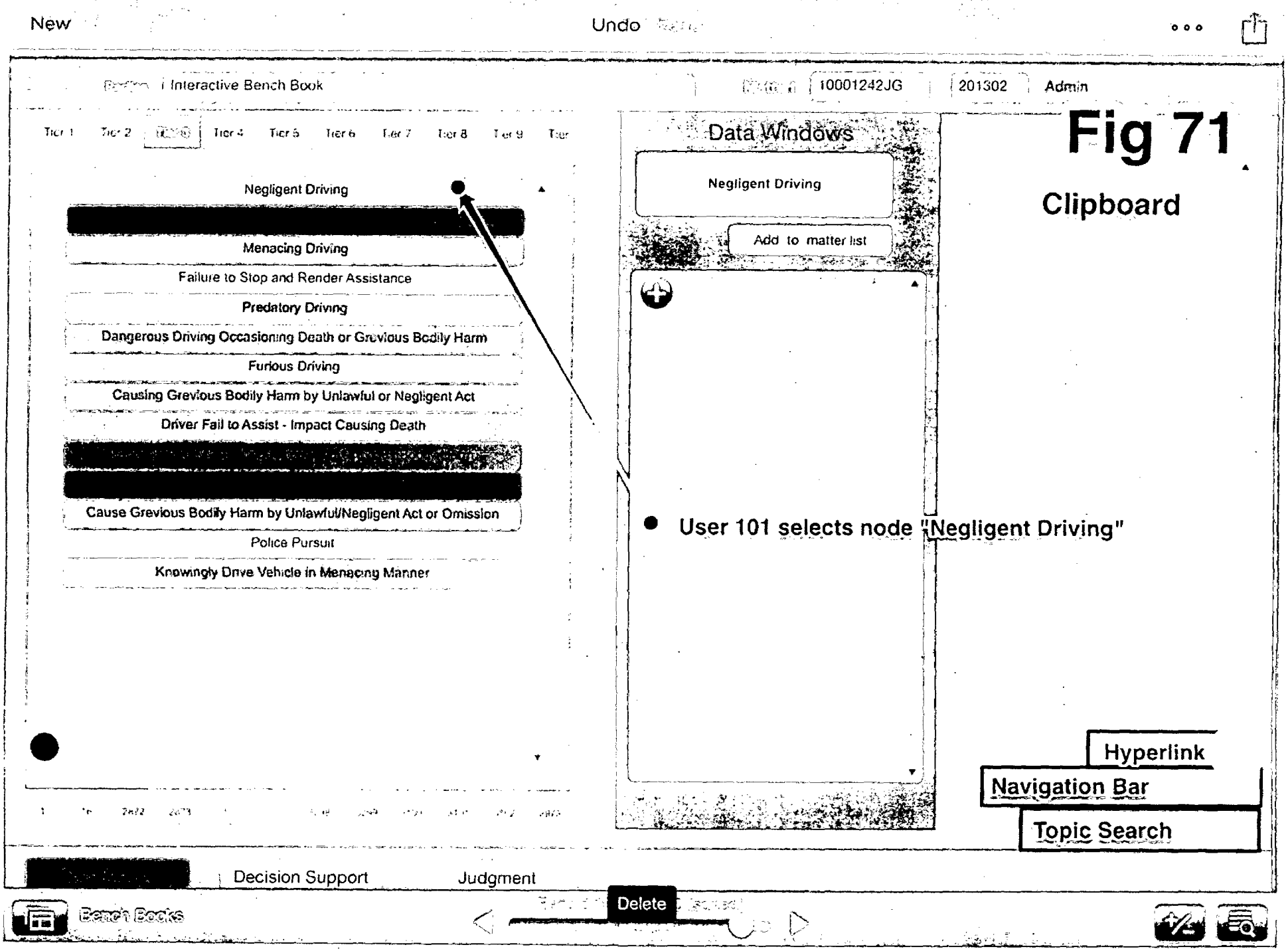


Fig 70

Clipboard


New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Tier 1
Tier 2
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Negligent Driving
Menacing Driving
Failure to Stop and Render Assistance
Predatory Driving
Dangerous Driving Occasioning Death or Grevious Bodily Harm
Furious Driving
Causing Grevious Bodily Harm by Unlawful or Negligent Act
Driver Fail to Assist - Impact Causing Death
Cause Grevious Bodily Harm by Unlawful/Negligent Act or Omission
Police Pursuit
Knowingly Drive Vehicle in Menacing Manner
Data Windows
Negligent Driving
Add to matter list
Fig 71
Clipboard
User 101 selects node "Negligent Driving"
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Delete
Bench Books

New Undo

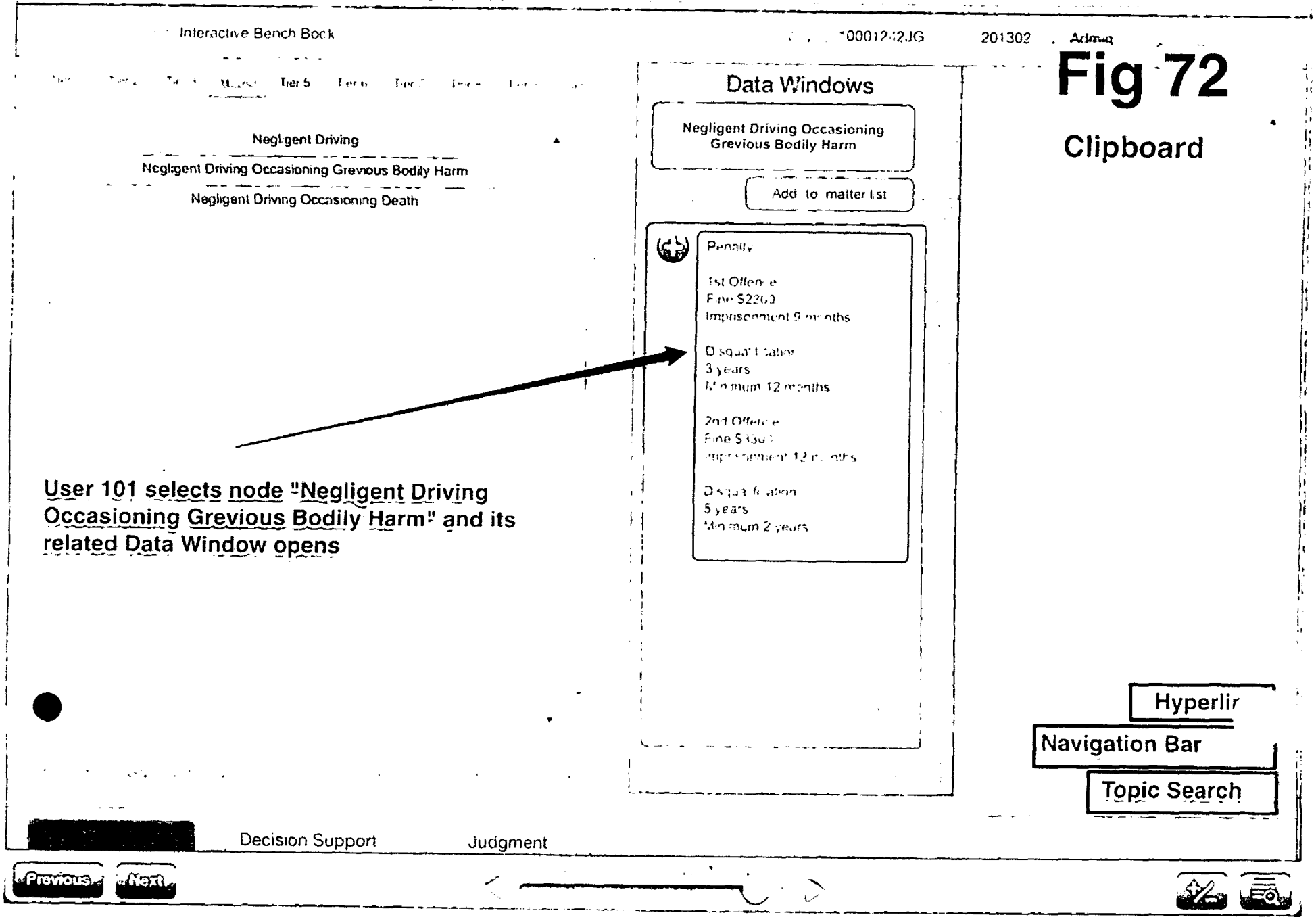


Fig 72

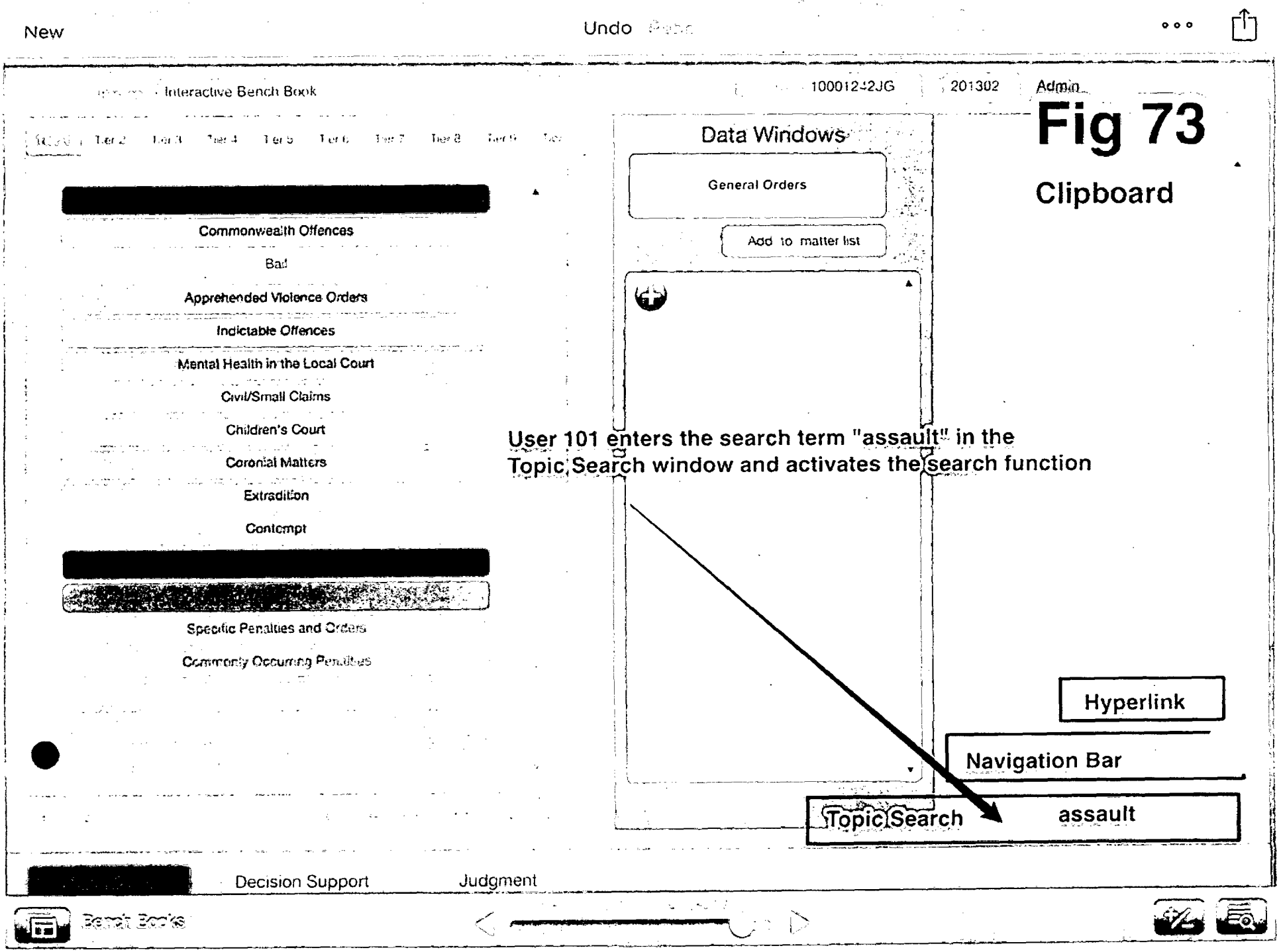


Fig 73

Clipboard

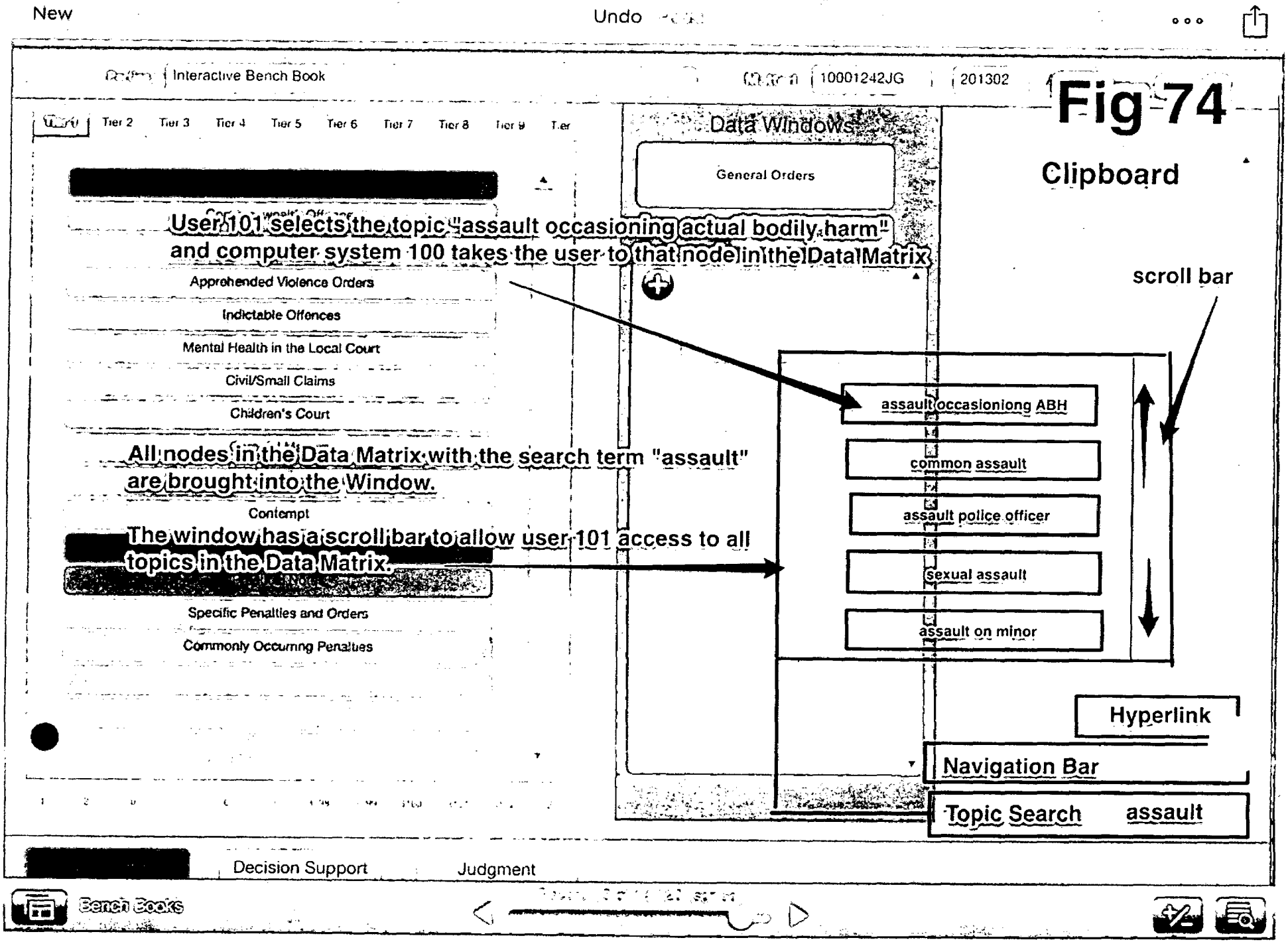
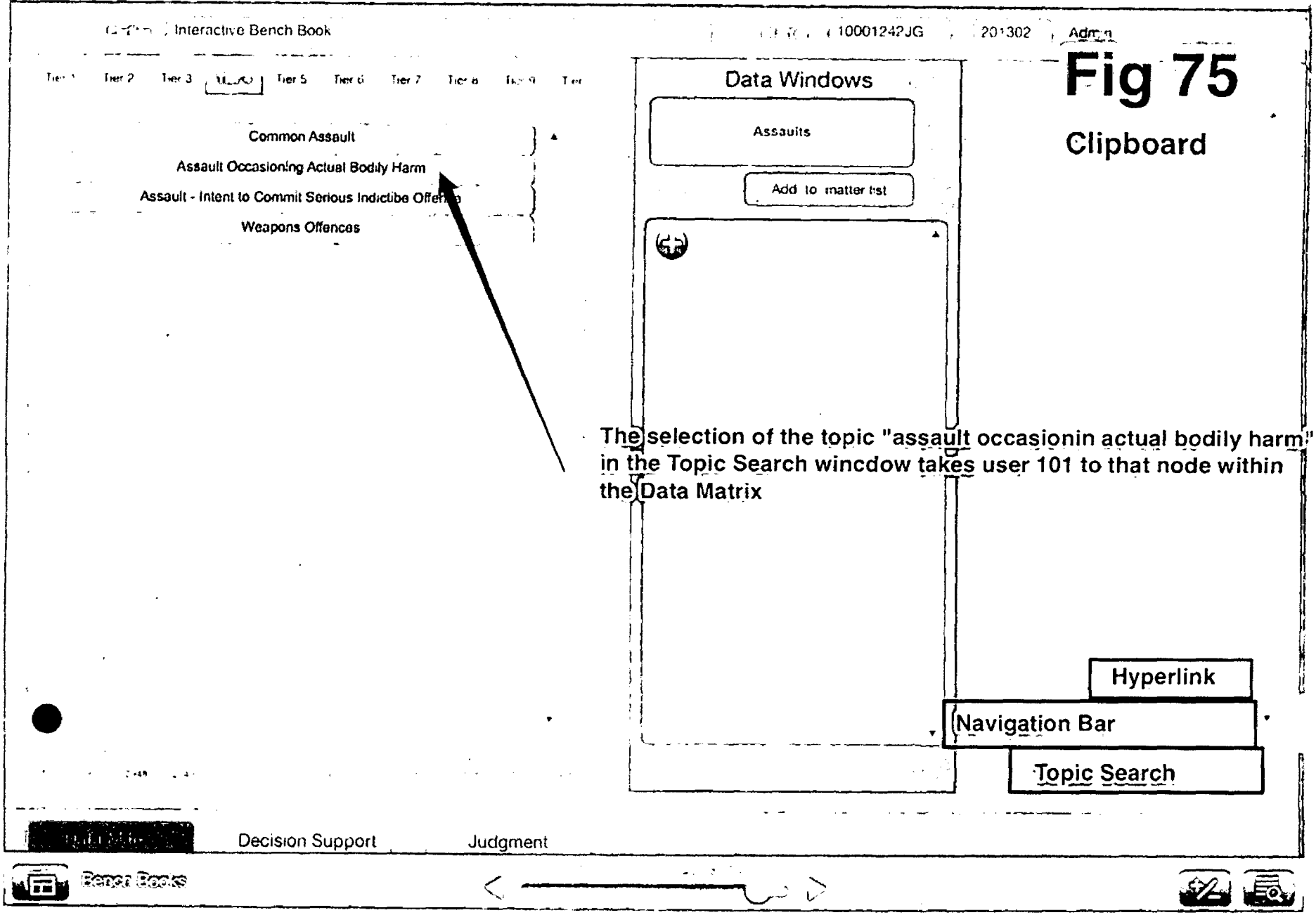
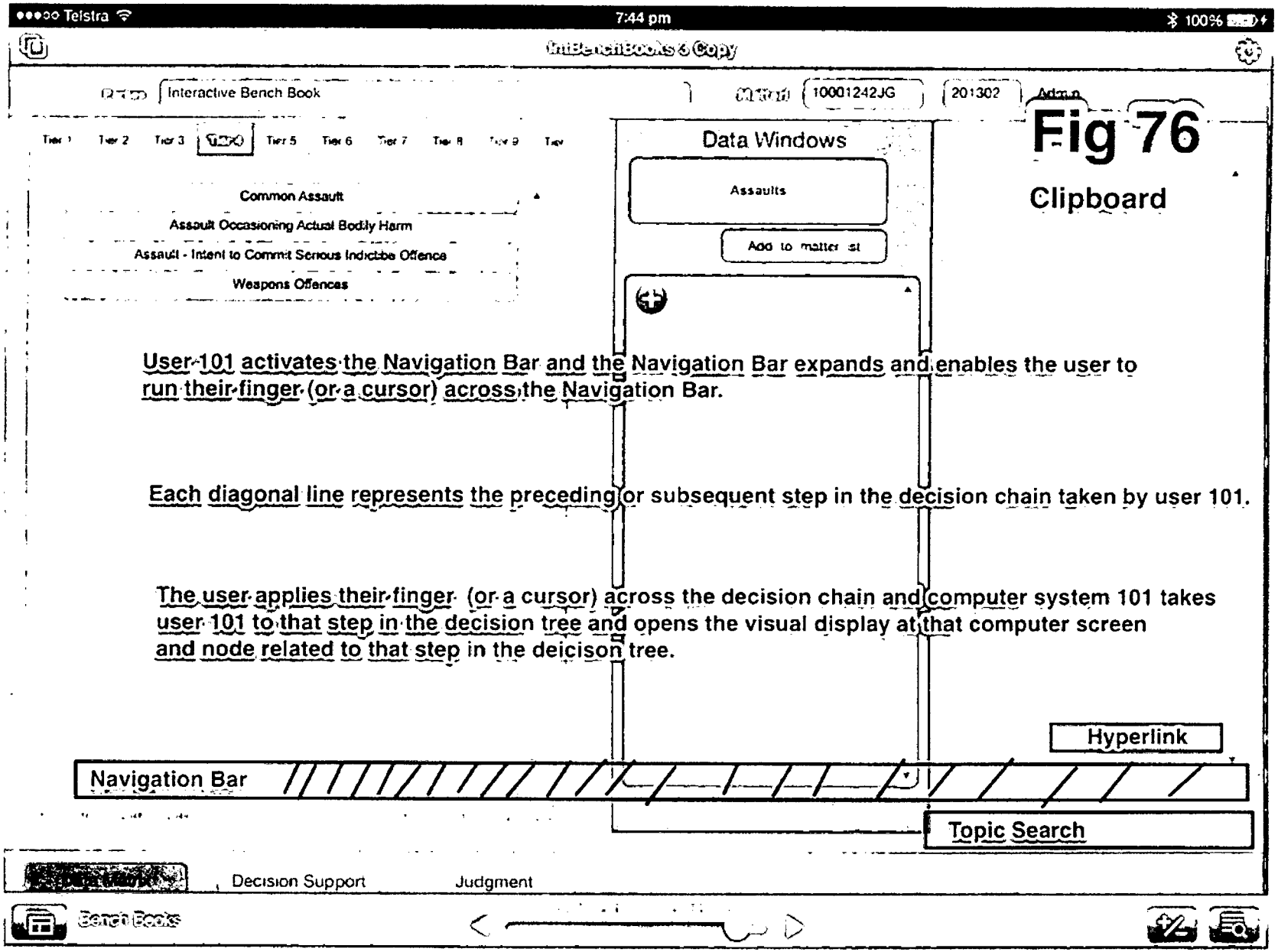

New
Undo
Interactive Bench Book
10001242JG
201302
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Data Windows
General Orders
Clipboard
User 101 selects the topic "assault occasioning actual bodily harm" and computer system 100 takes the user to that node in the Data Matrix
Apprehended Violence Orders
Indictable Offences
Mental Health in the Local Court
Civil/Small Claims
Children's Court
scroll bar
All nodes in the Data Matrix with the search term "assault" are brought into the Window.
Contempt
The window has a scroll bar to allow user 101 access to all topics in the Data Matrix.
Specific Penalties and Orders
Commonly Occurring Penalties
assault occasioniong ABH
common assault
assault police officer
sexual assault
assault on minor
Hyperlink
Navigation Bar
Topic Search assault
Decision Support
Judgment
Bench Books

Fig 74


New
Undo
Interactive Bench Book
Tier 2
Tier 3
Tier 5
Common Assault
Assault Occasioning Actual Bodily Harm
Assault - Intent to Commit Serious Indictibe Offence
Weapons Offences
Data Windows
Assaults
Add to matter list
Fig 75
Clipboard
The selection of the topic "assault occasionin actual bodily harm" in the Topic Search wincdow takes user 101 to that node within the Data Matrix
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books



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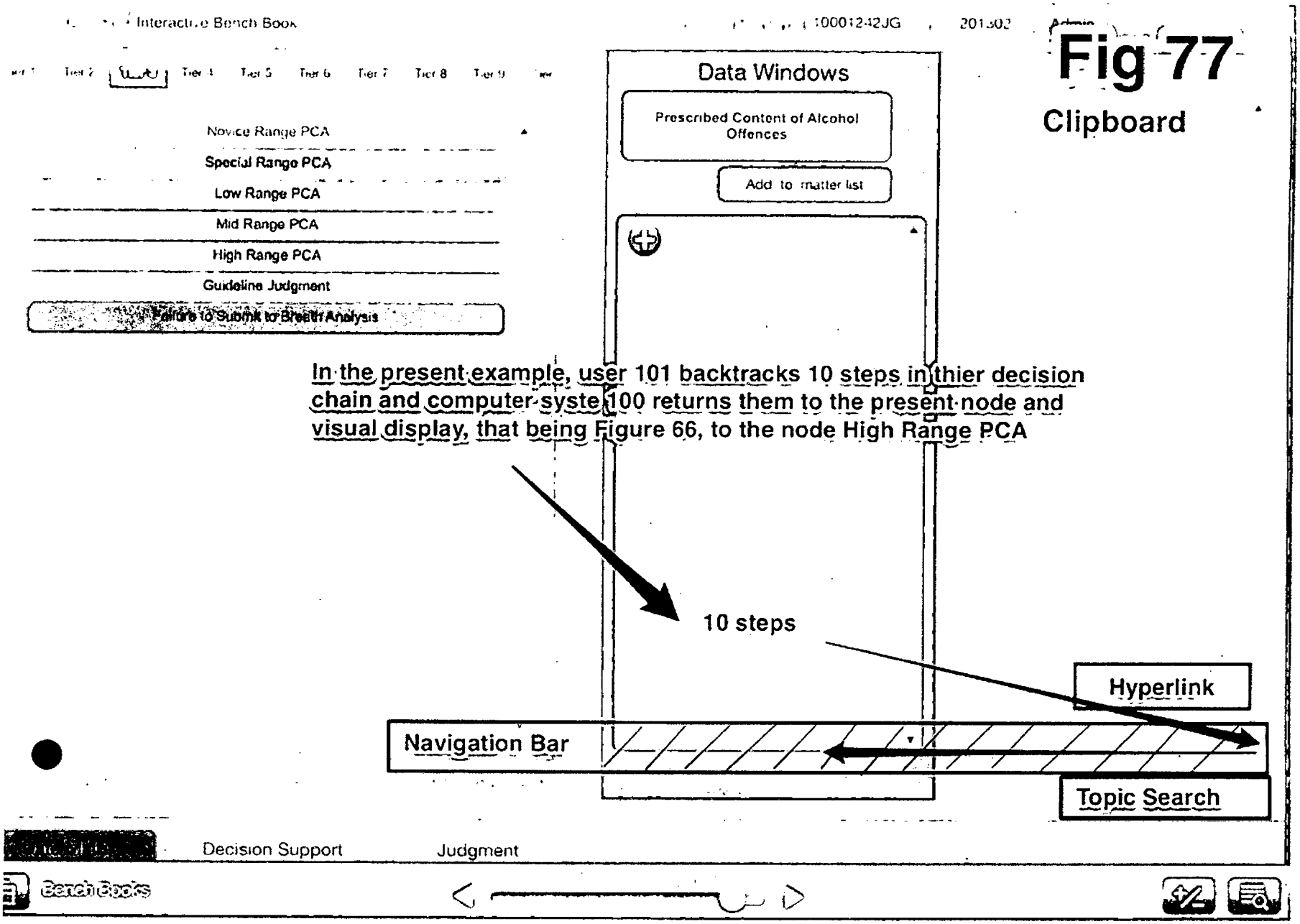
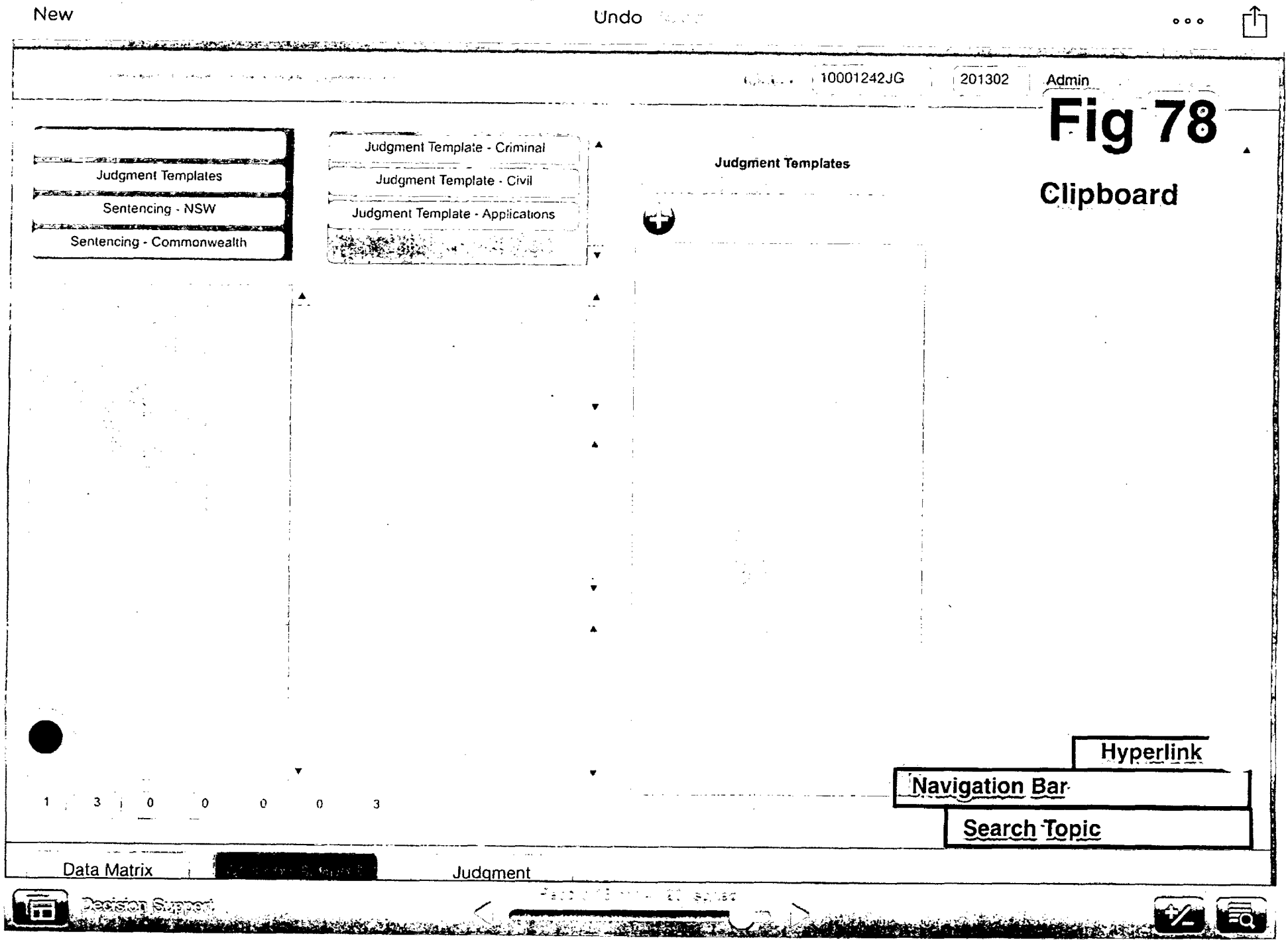
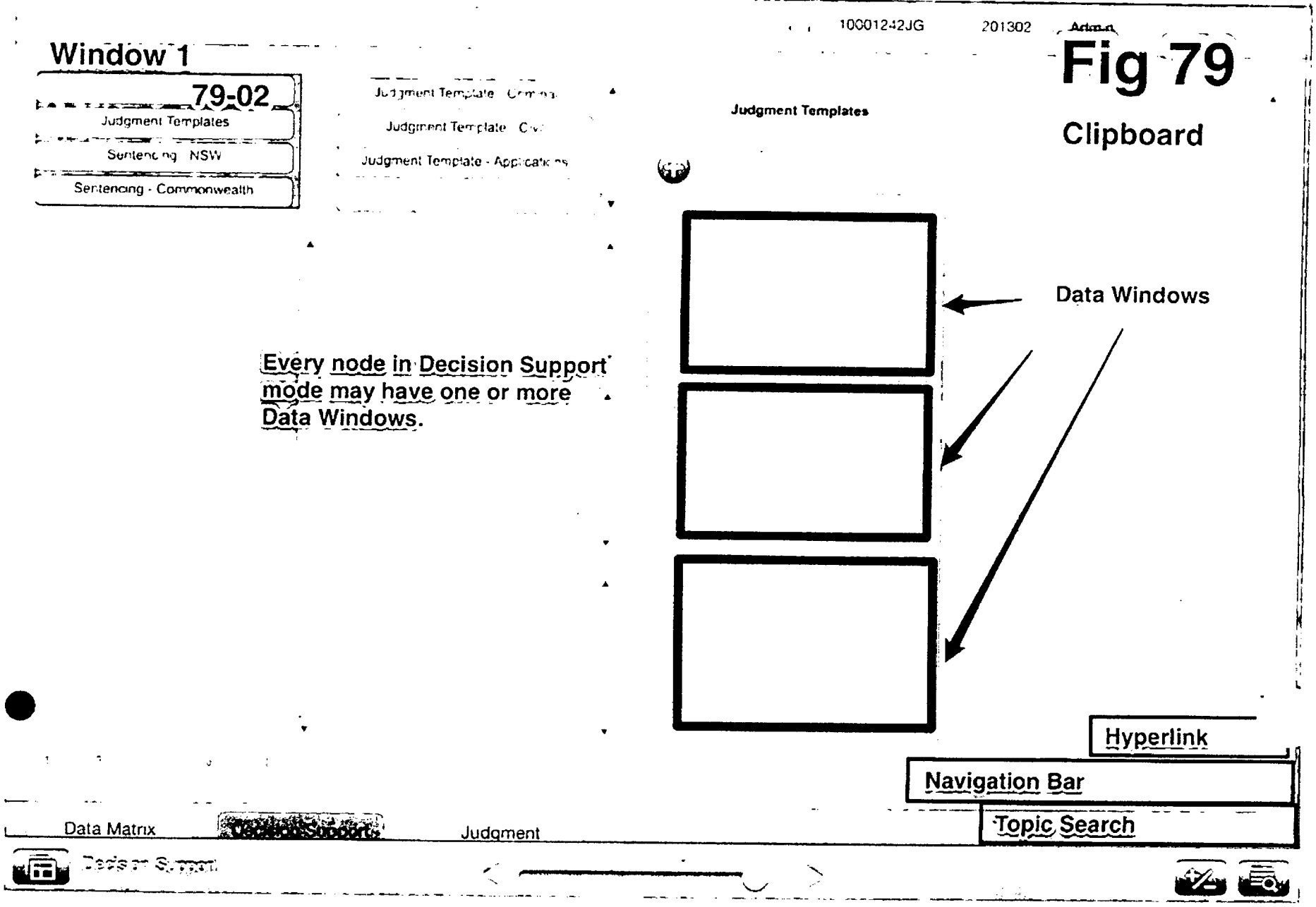
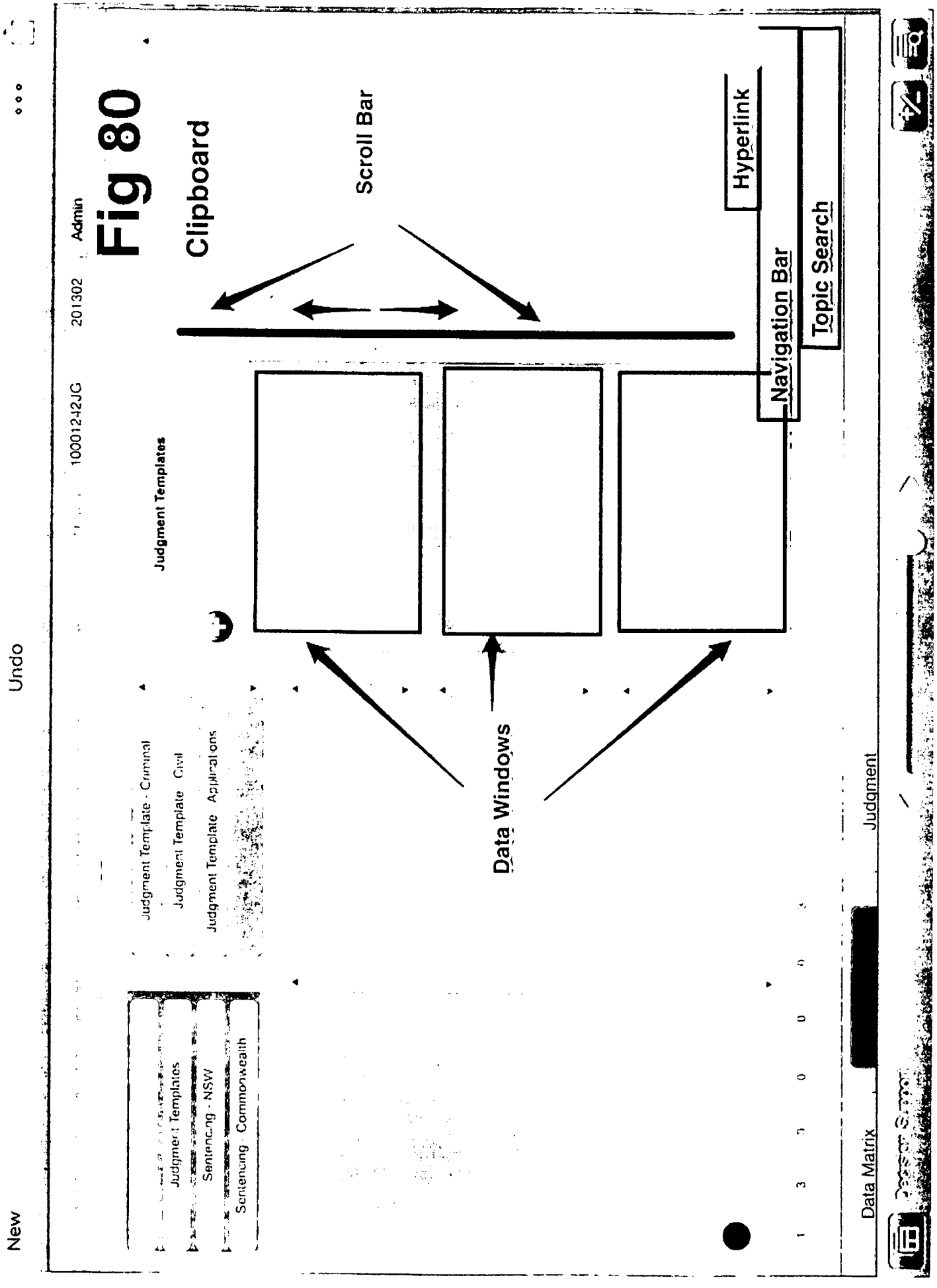

New
Undo Redo
Interactive Bench Book
Tier 1
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Novice Range PCA
Special Range PCA
Low Range PCA
Mid Range PCA
High Range PCA
Guideline Judgment
Failure to Submit to Breath Analysis
Data Windows
Prescribed Content of Alcohol Offences
Add to matter list
Clipboard
In the present example, user 101 backtracks 10 steps in thier decision chain and computer syste 100 returns them to the present node and visual display, that being Figure 66, to the node High Range PCA
10 steps
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books

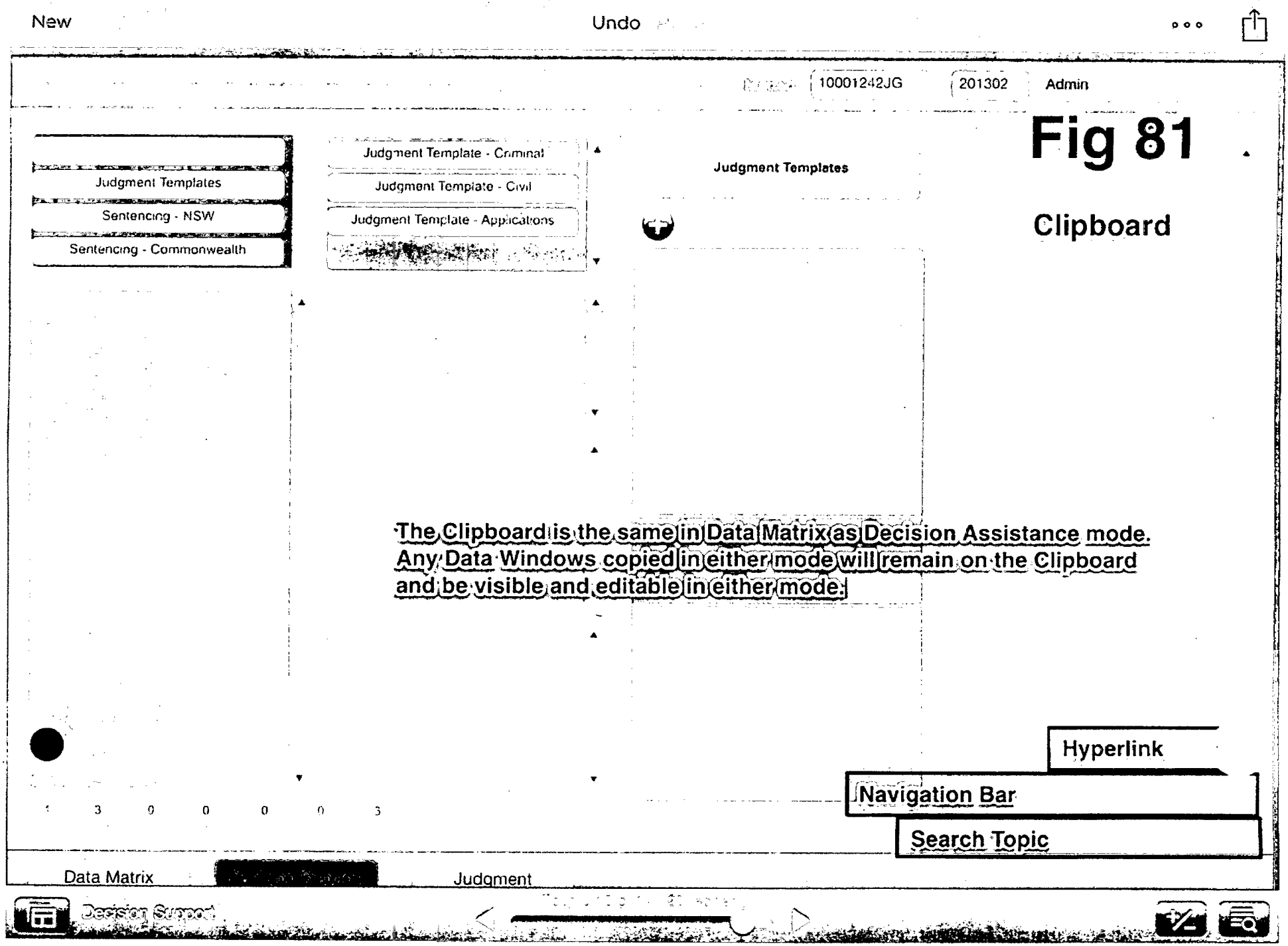
Fig 77

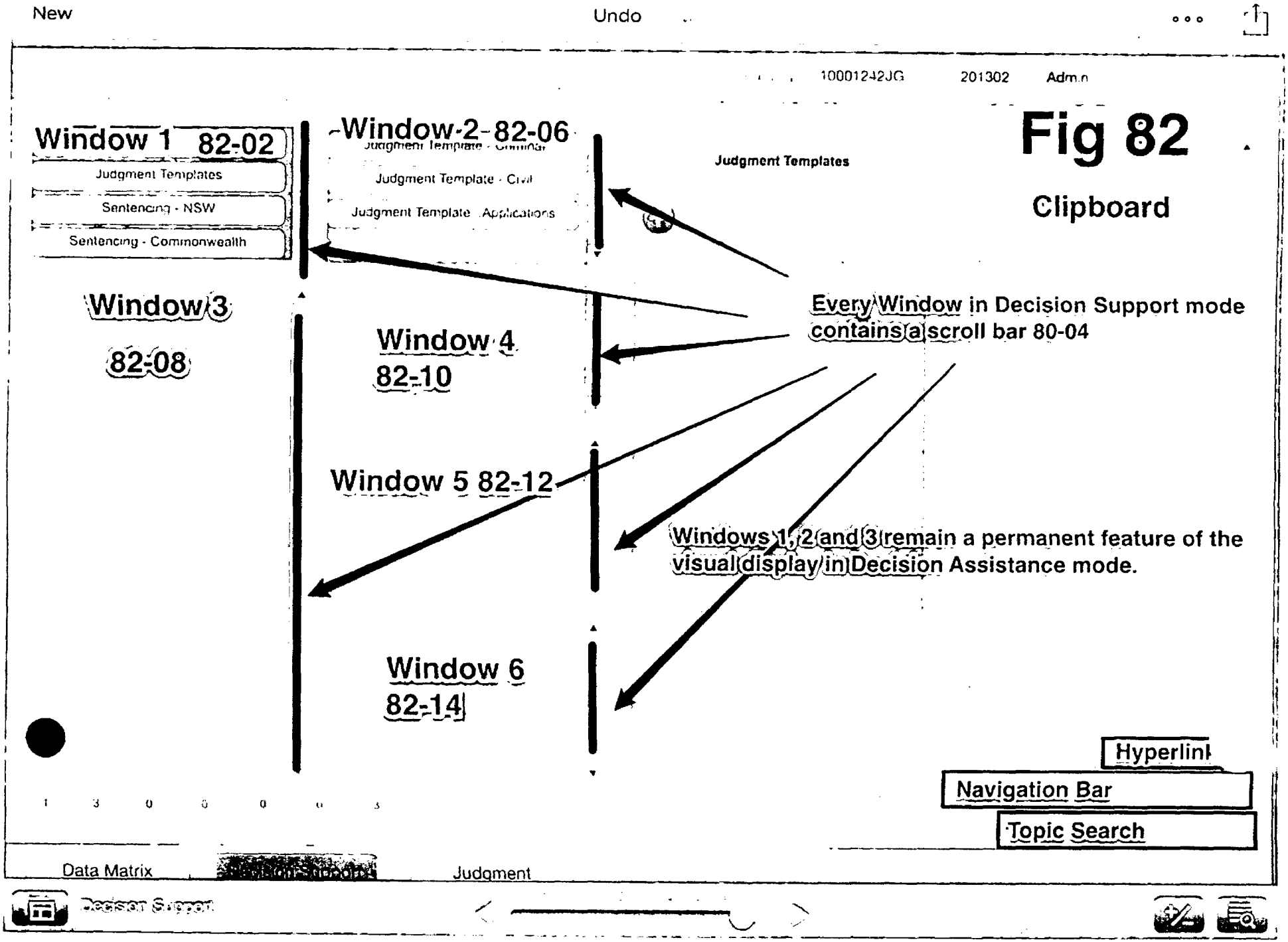

New
Undo
10001242JG
201302
Admin
Fig 78
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Judgment Templates
1 3 0 0 0 0 3
Hyperlink
Navigation Bar
Search Topic
Data Matrix
Judgment
Decision Support

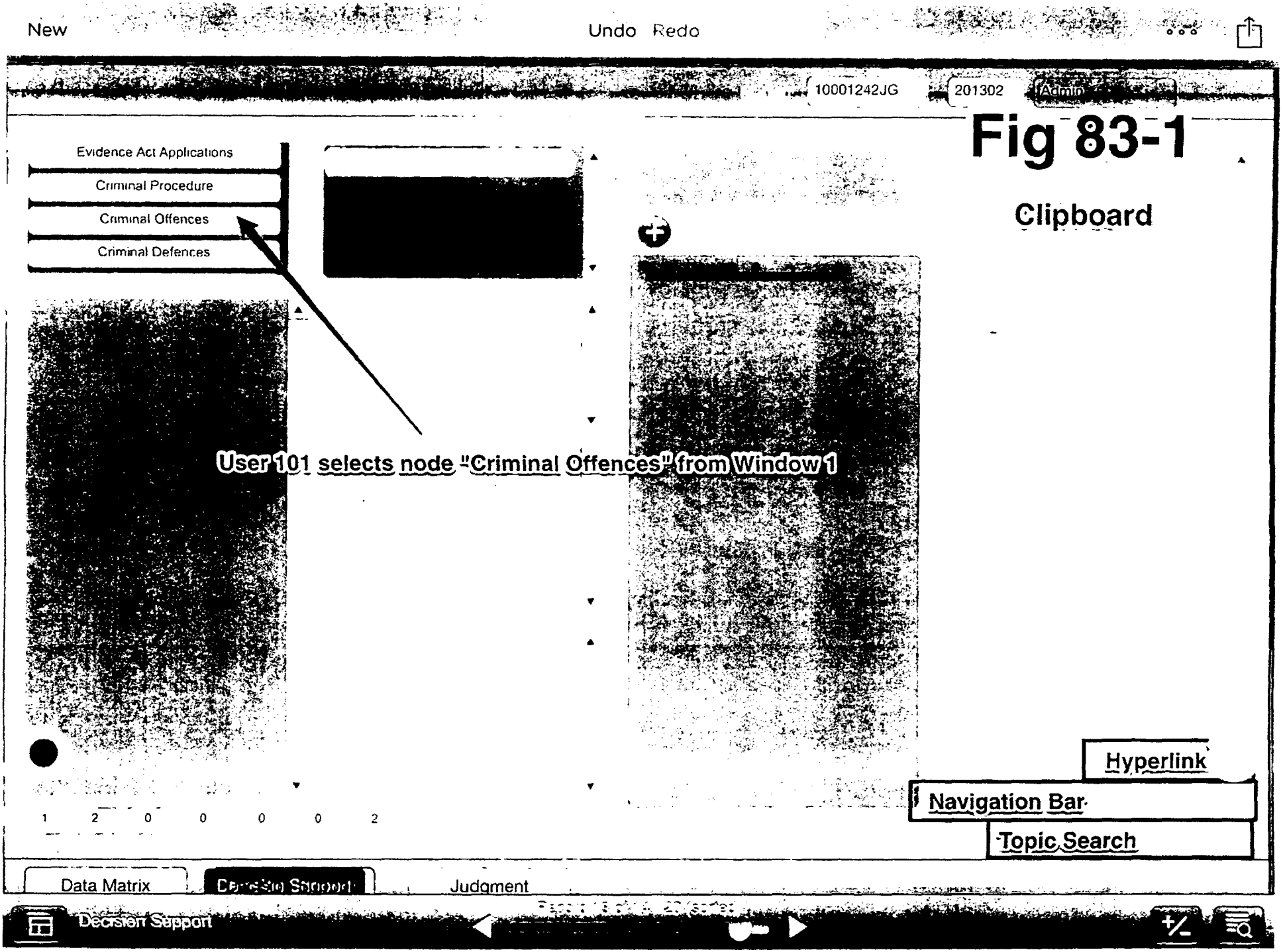


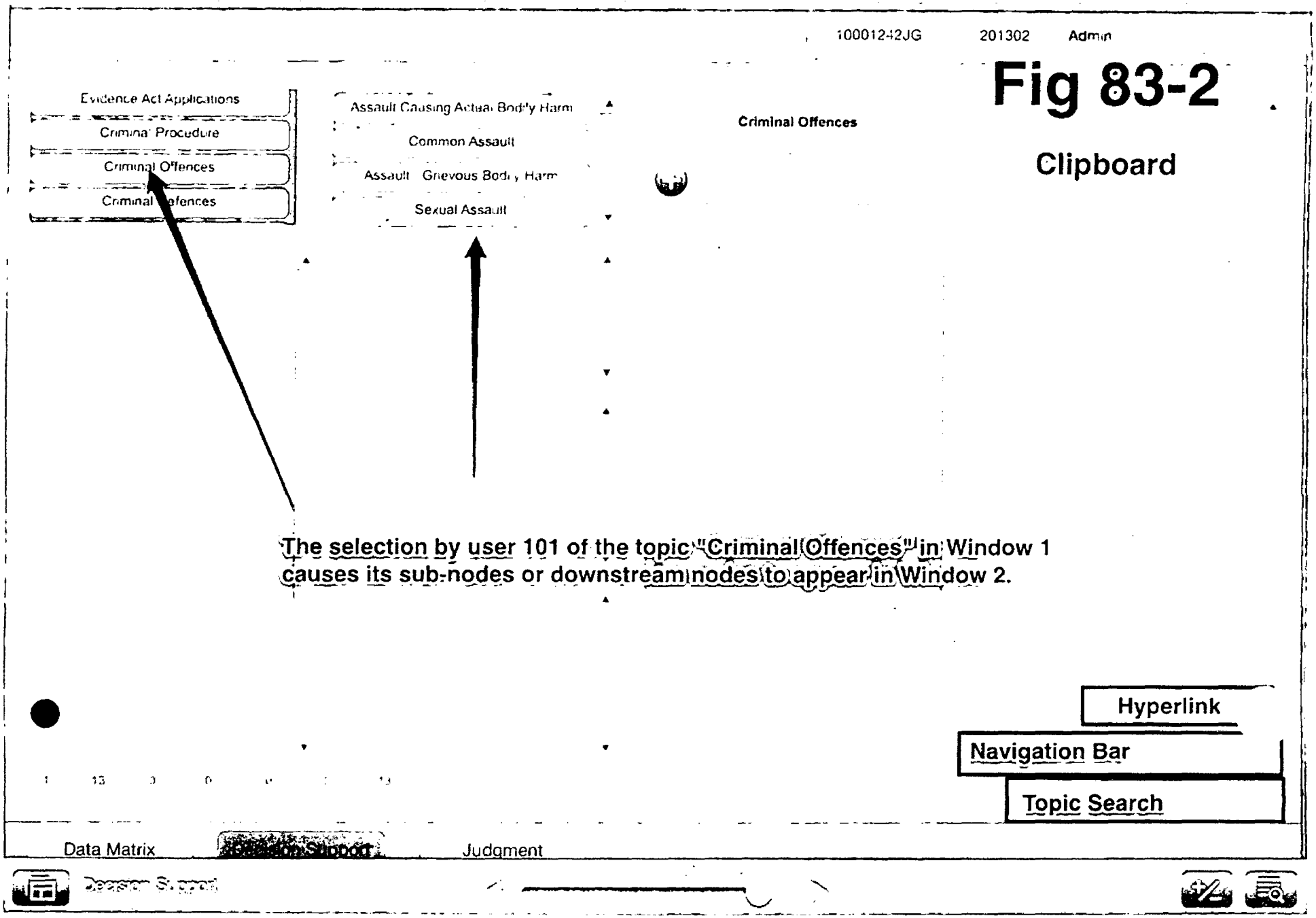
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Fig 80
Clipboard
Scroll Bar
Hyperlink
Navigation Bar
Topic Search
Data Windows
Judgment Templates
Judgment Template - Criminal
Judgment Template Civil
Judgment Template Appellate
Judgment Templates
Sentencing - NSW
Sentencing Commonwealth
Data Matrix
Judgment
New
Undo
1000124JG
201302
Admin

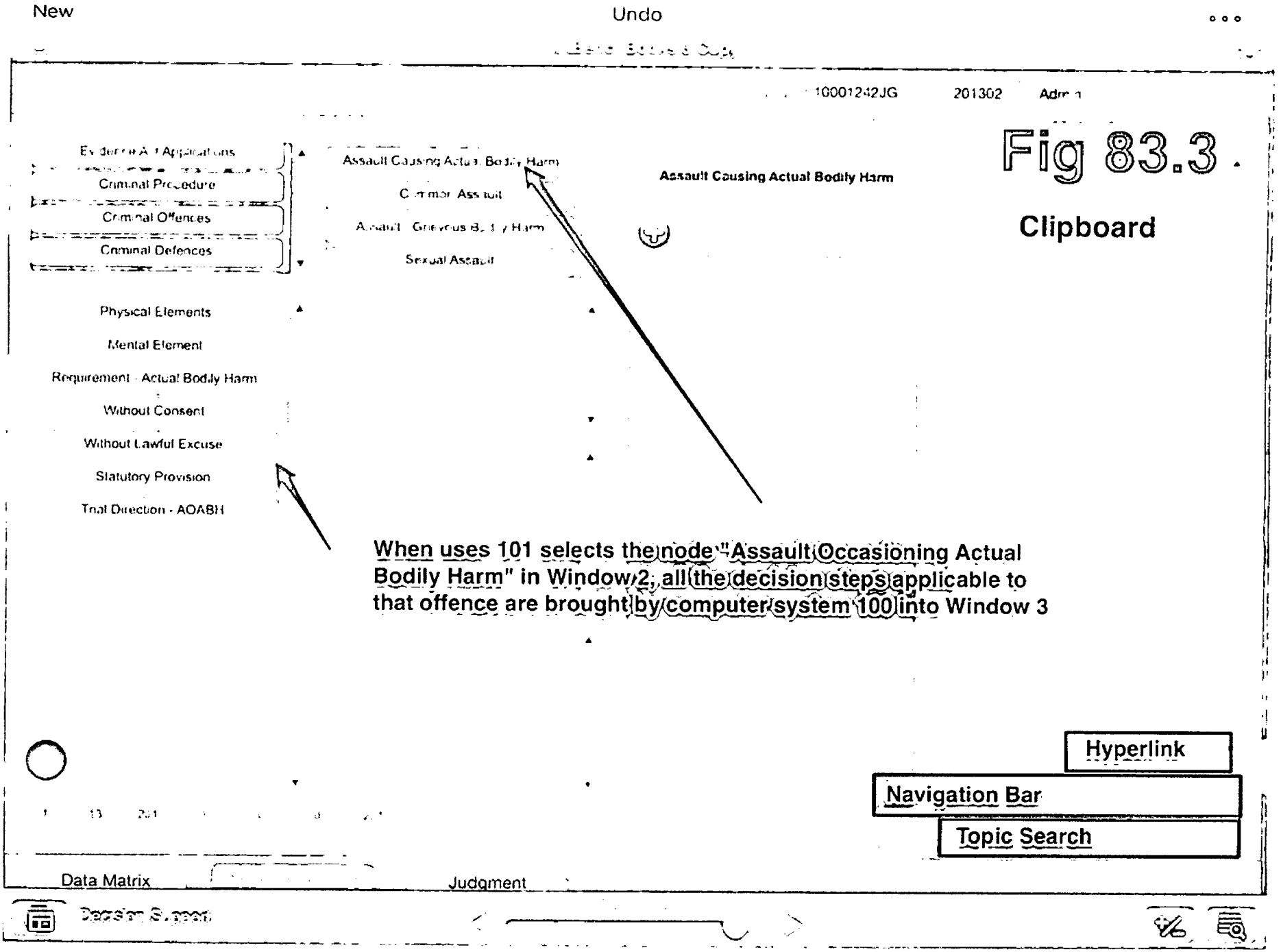

New
Undo
10001242JG
201302
Admin
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Judgment Templates
Fig 81
Clipboard
The Clipboard is the same in Data Matrix as Decision Assistance mode. Any Data Windows copied in either mode will remain on the Clipboard and be visible and editable in either mode.
Hyperlink
Navigation Bar
Search Topic
Data Matrix
Judgment
Decision Support


New
Undo
10001242JG
201302
Admin
Fig 82
Clipboard
Window 1 82-02
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Window 2 82-06
Judgment Template - Civil
Judgment Template - Applications
Judgment Templates
Window 3
82-08
Window 4
82-10
Every Window in Decision Support mode contains a scroll bar 80-04
Window 5 82-12
Windows 1, 2 and 3 remain a permanent feature of the visual display in Decision Assistance mode.
Window 6
82-14
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

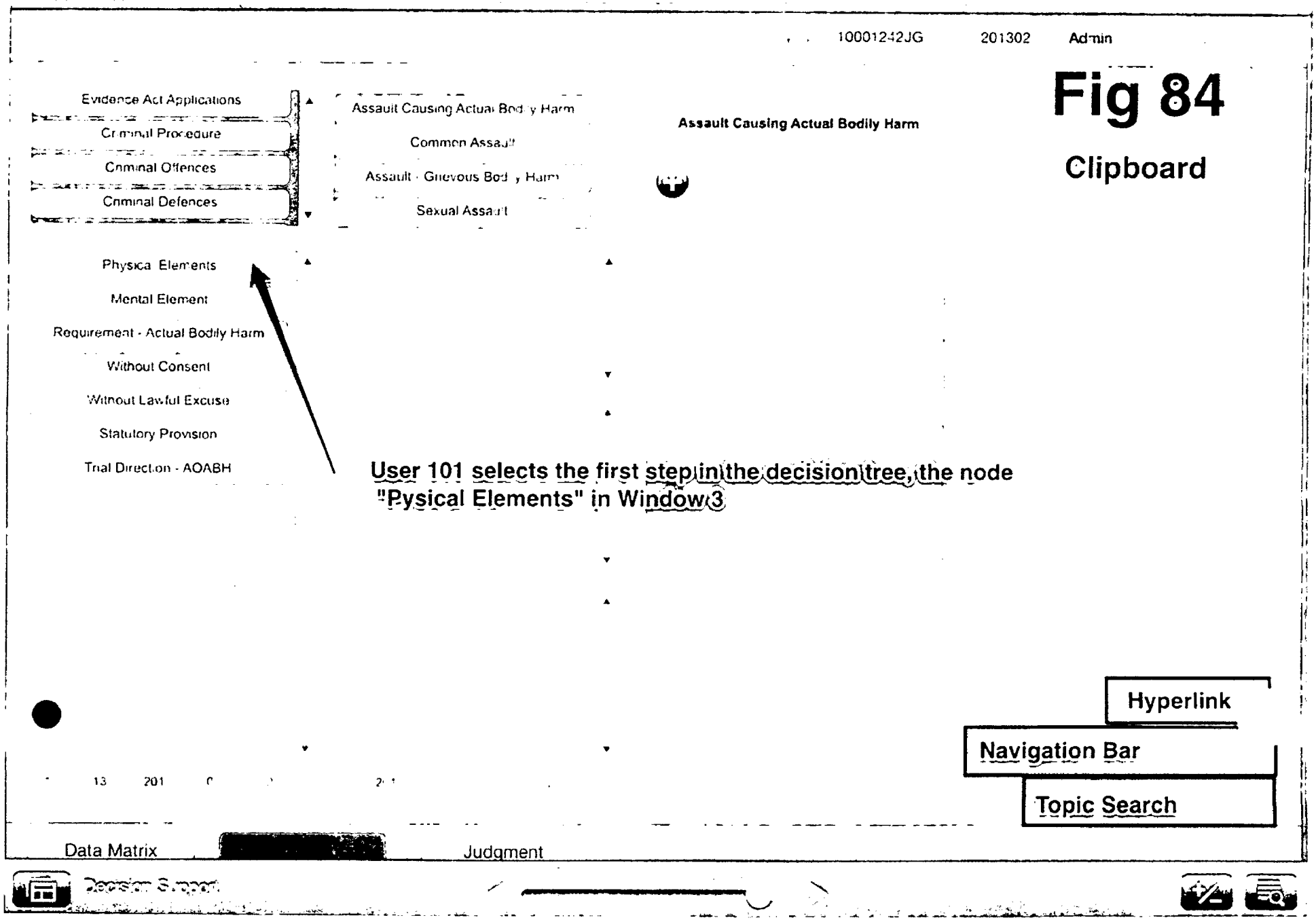

New
Undo Redo
10001242JG
201302
Admin
Fig 83-1
Clipboard
Evidence Act Applications
Criminal Procedure
Criminal Offences
Criminal Defences
User 101 selects node "Criminal Offences" from Window 1
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support



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New
Undo
10001242JG
201302
Fig 83.3.
Clipboard
Criminal Procedure
Criminal Offences
Criminal Defences
Assault Causing Actual Bodily Harm
Common Assault
Sexual Assault
Assault Causing Actual Bodily Harm
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH
When uses 101 selects the node "Assault Occasioning Actual Bodily Harm" in Window 2, all the decision steps applicable to that offence are brought by computer system 100 into Window 3
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

New Undo


10001242JG 201302 Admin
Fig 84
Clipboard
Evidence Act Applications
Criminal Procedure
Criminal Offences
Criminal Defences
Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault
Assault Causing Actual Bodily Harm
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH
User 101 selects the first step in the decision tree, the node "Pysical Elements" in Window 3
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

New Undo

10001242JG 201302 Admin

Fig 85

Clipboard

Evidence Act Applications
Criminal Procedure
Criminal Offences
Criminal Defences

Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault

Physical Elements

Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH

Assault
Battery

The selection by user 101 of the node "Physcial Elements" in Window 3 causes its sub-node or related downstream nodes, "Assault" and "Battery", to appear in Window 4

Hyperlink

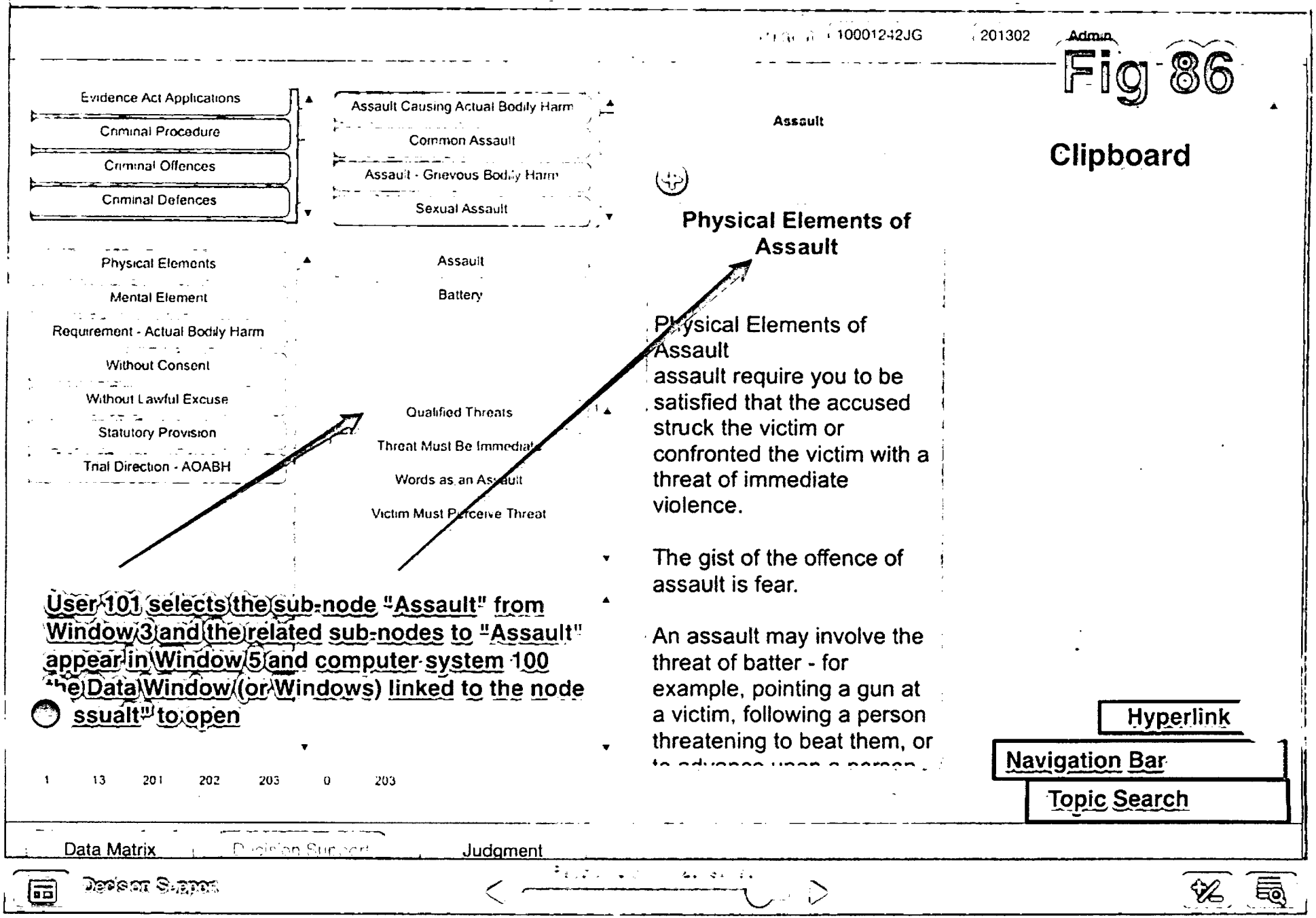
Navigation Bar

Topic Search

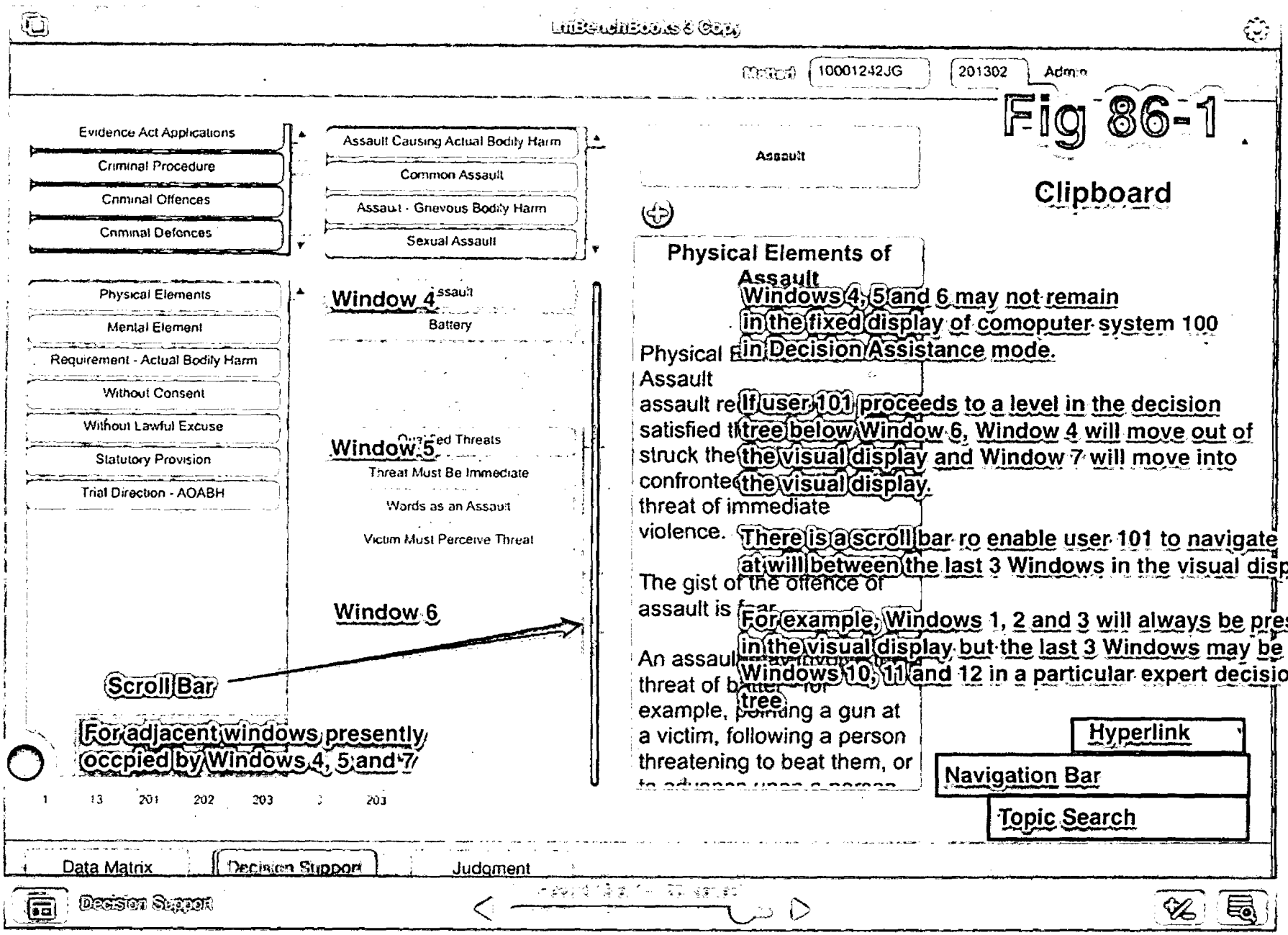
1 13 201 202 0 0 202

Data Matrix Judgment

Decision Support



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Fig 86-1
Clipboard
Evidence Act Applications
Criminal Procedure
Criminal Offences
Criminal Defences
Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault
Assault
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH
Window 4
Battery
Window 5
Threat Must Be Immediate
Words as an Assault
Victim Must Perceive Threat
Window 6
Scroll Bar
For adjacent windows presently occpied by Windows 4, 5 and 7
Physical Elements of Assault
Windows 4, 5 and 6 may not remain in the fixed display of comoputer system 100 in Decision Assistance mode.
If user 101 proceeds to a level in the decision tree below Window 6, Window 4 will move out of the visual display and Window 7 will move into the visual display.
There is a scroll bar ro enable user 101 to navigate at will between the last 3 Windows in the visual display.
For example, Windows 1, 2 and 3 will always be present in the visual display but the last 3 Windows may be Windows 10, 11 and 12 in a particular expert decision tree
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Decision Support

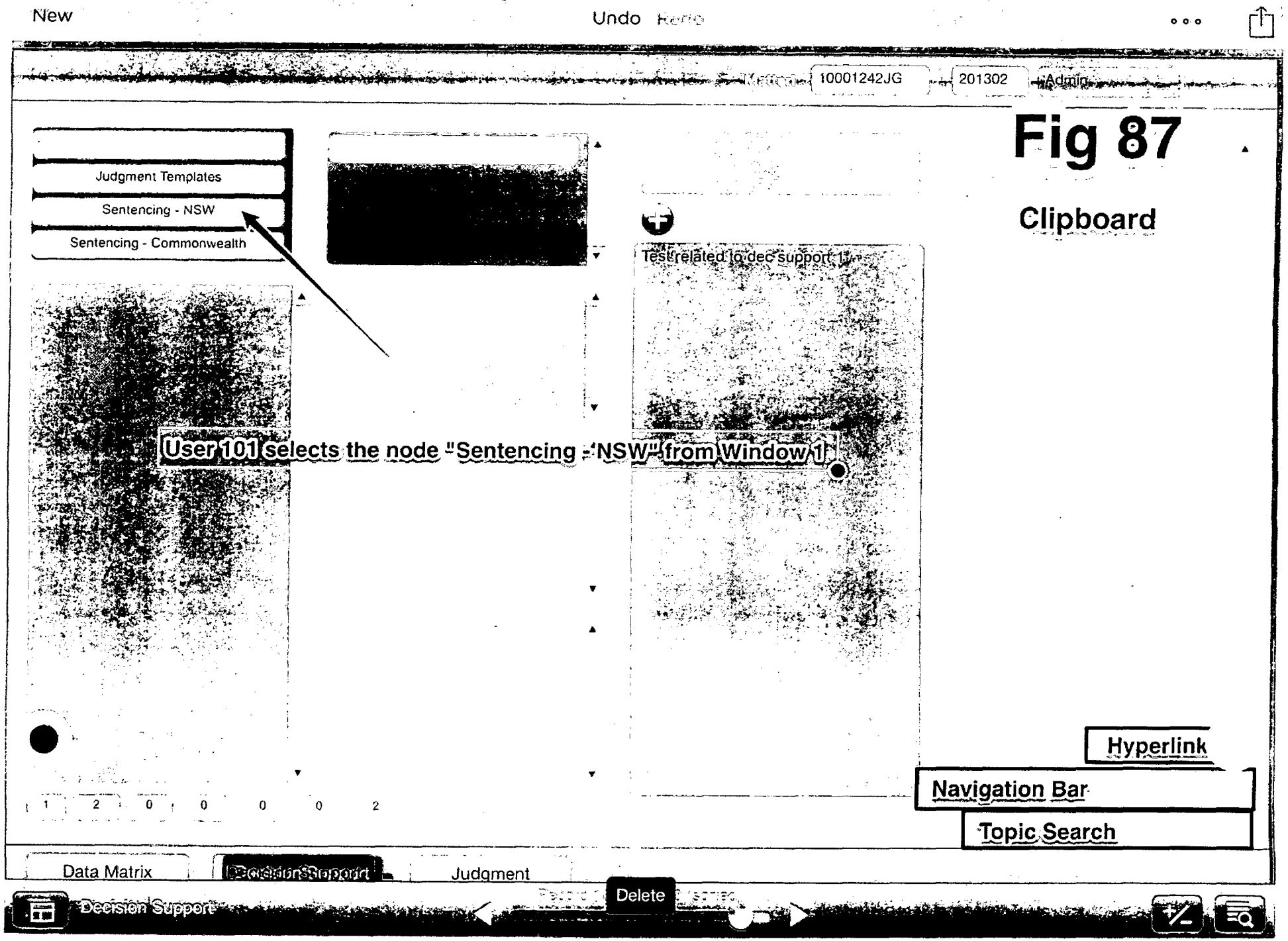


Fig 87

Clipboard

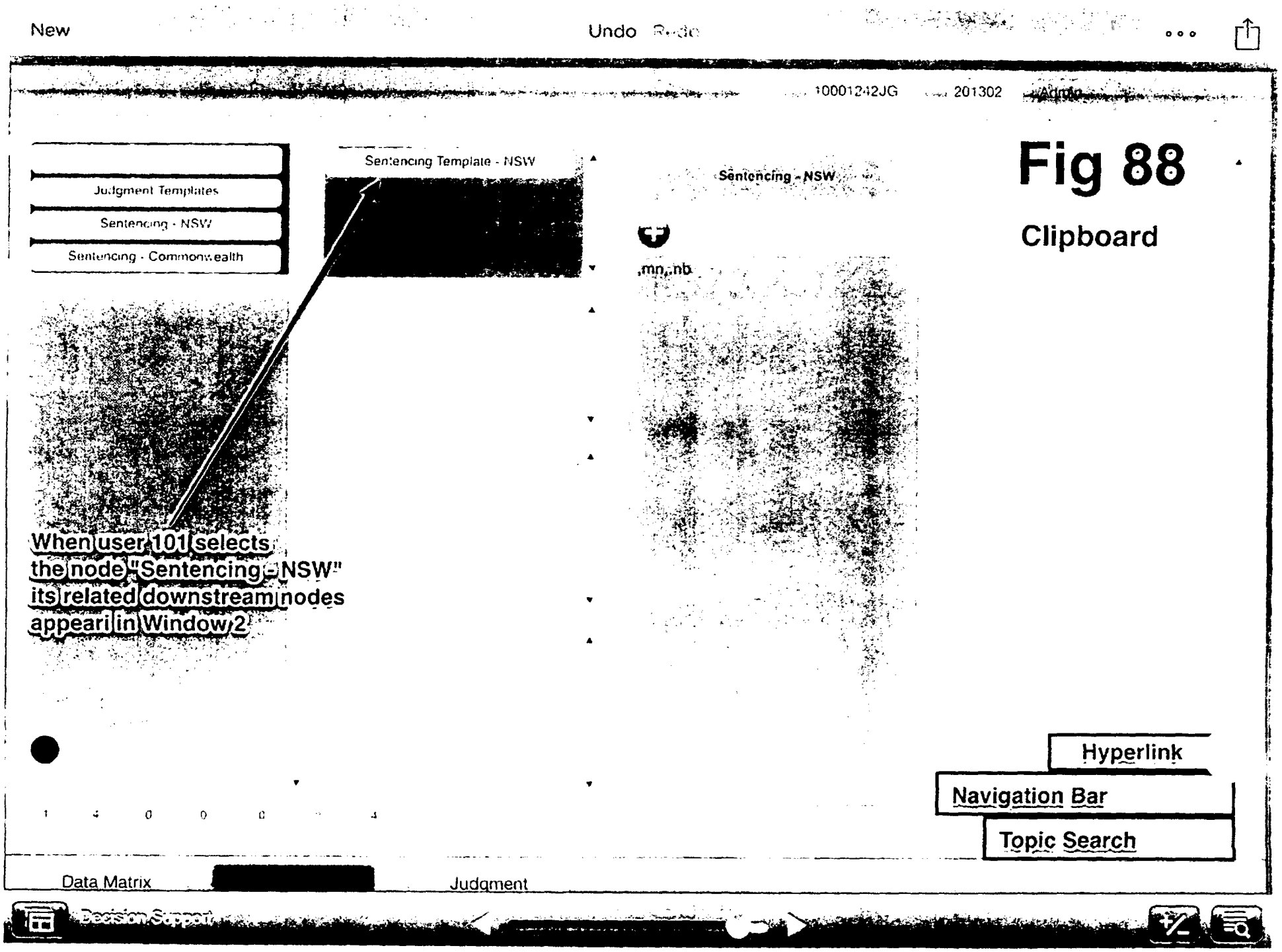

New
Undo
10001242JG
201302
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Sentencing Template - NSW
Sentencing - NSW
When user 101 selects the node "Sentencing - NSW" its related downstream nodes appear in Window 2
Fig 88
Clipboard
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

Fig 89-1

Clipboard

Judgment Templates

Sentencing - NSW

Sentencing - Commonwealth

Sentencing Template - NSW



Sentencing Template - NSW

Offence and Maximum Penalty

Date of Entry of Plea

Facts

Assessment of Objective Criminality

General Principle Specific Offences

Criminal History

Probation and Parole Report

Parity of Sentence

Aggravating Circumstances

Mitigating Circumstances

Multiple Offences

Parity of Sentence

Sentencing Principles Penalties

When user 101 selects the node "Sentencing Template -NSW" the steps involved in a judicial officer sentencing an offender appear in Window 3. This is a decision chain prepared by an expert or panel of experts

Hyperlink

Navigation Bar

Topic Search

Data Matrix Judgment

Decision Support

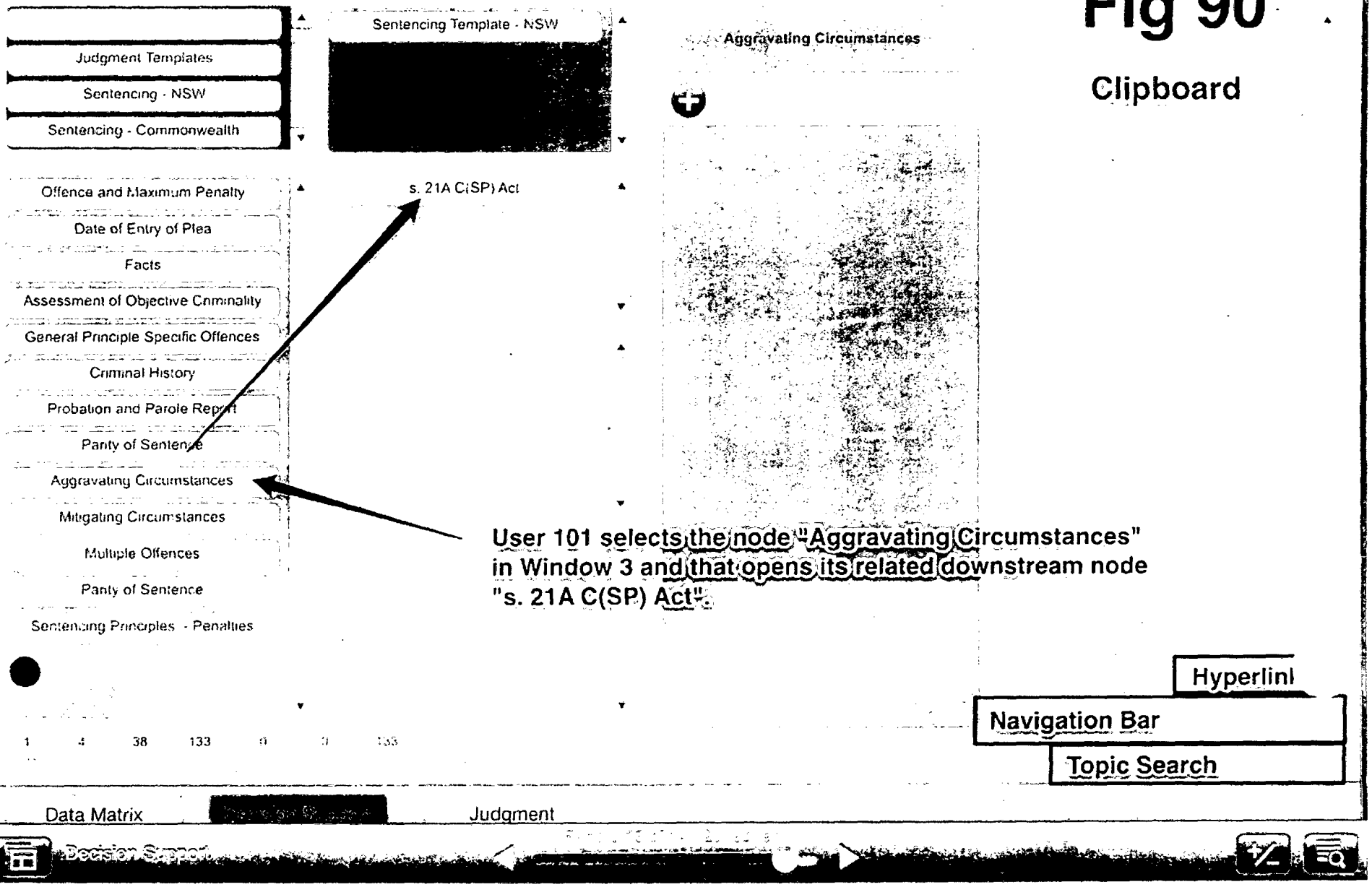
WO 2014/127433 93/190 PCT/AU2014/000177

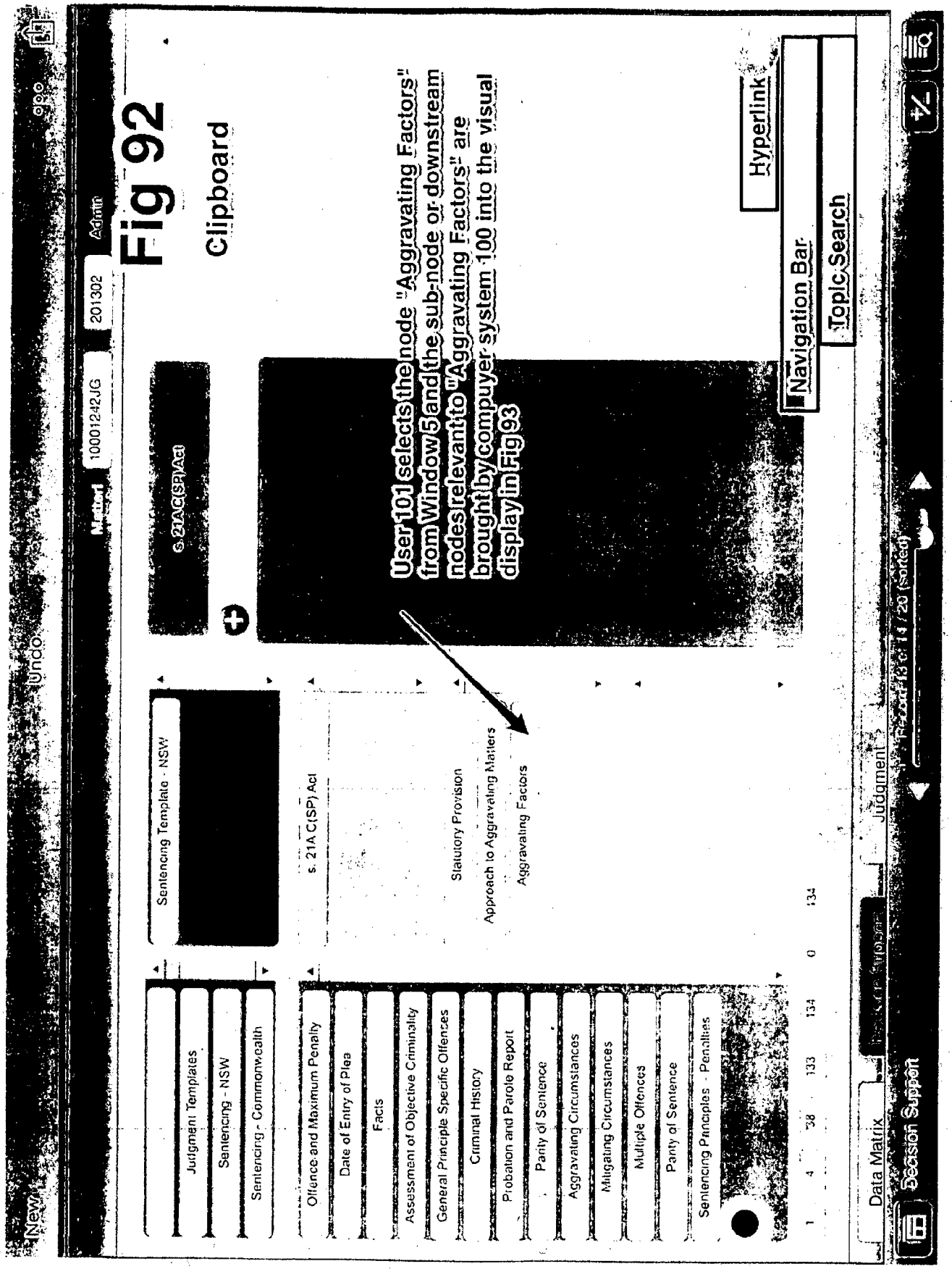
New Undo

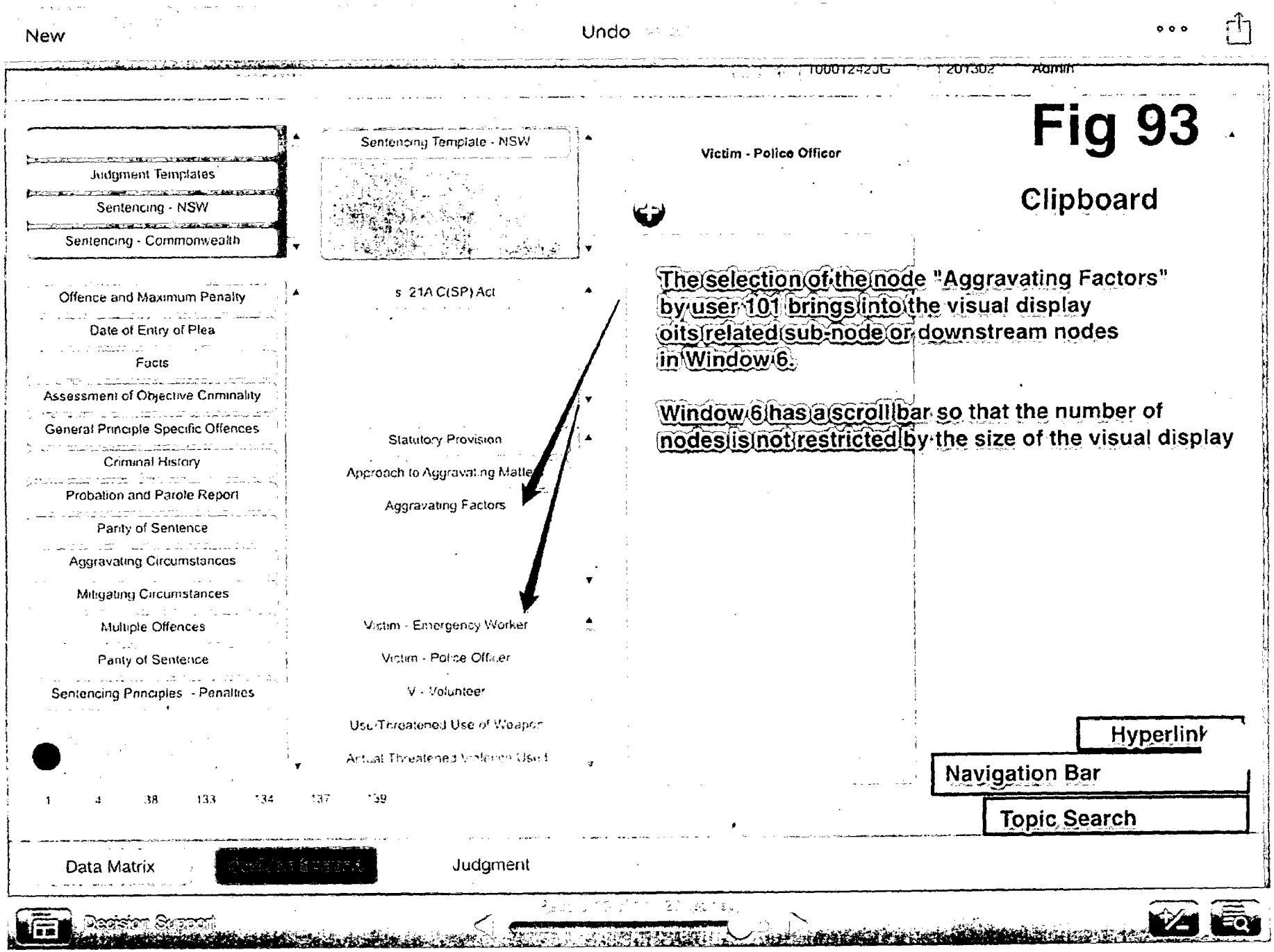
10001242JG 201302 Admin

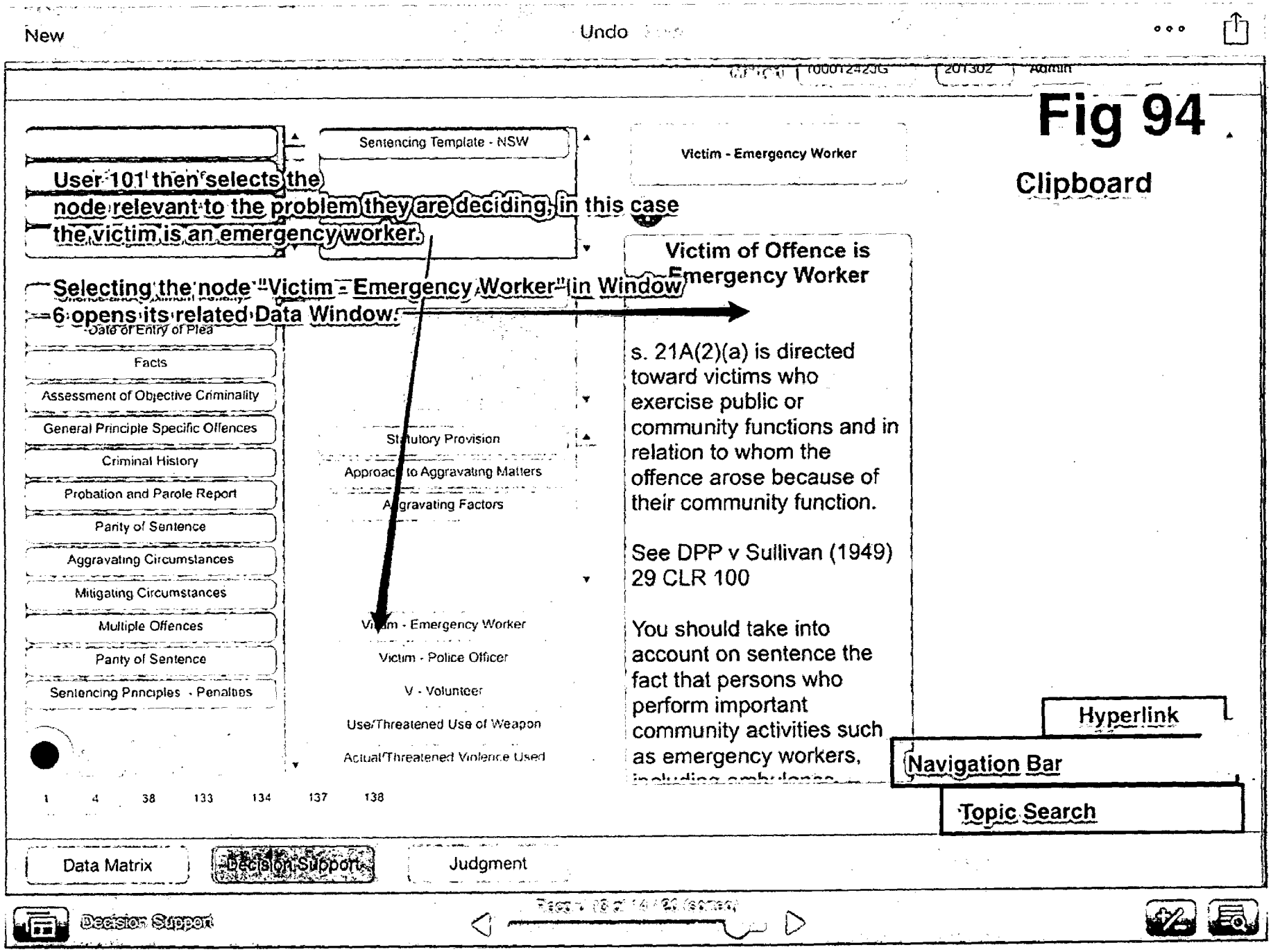
Fig 90

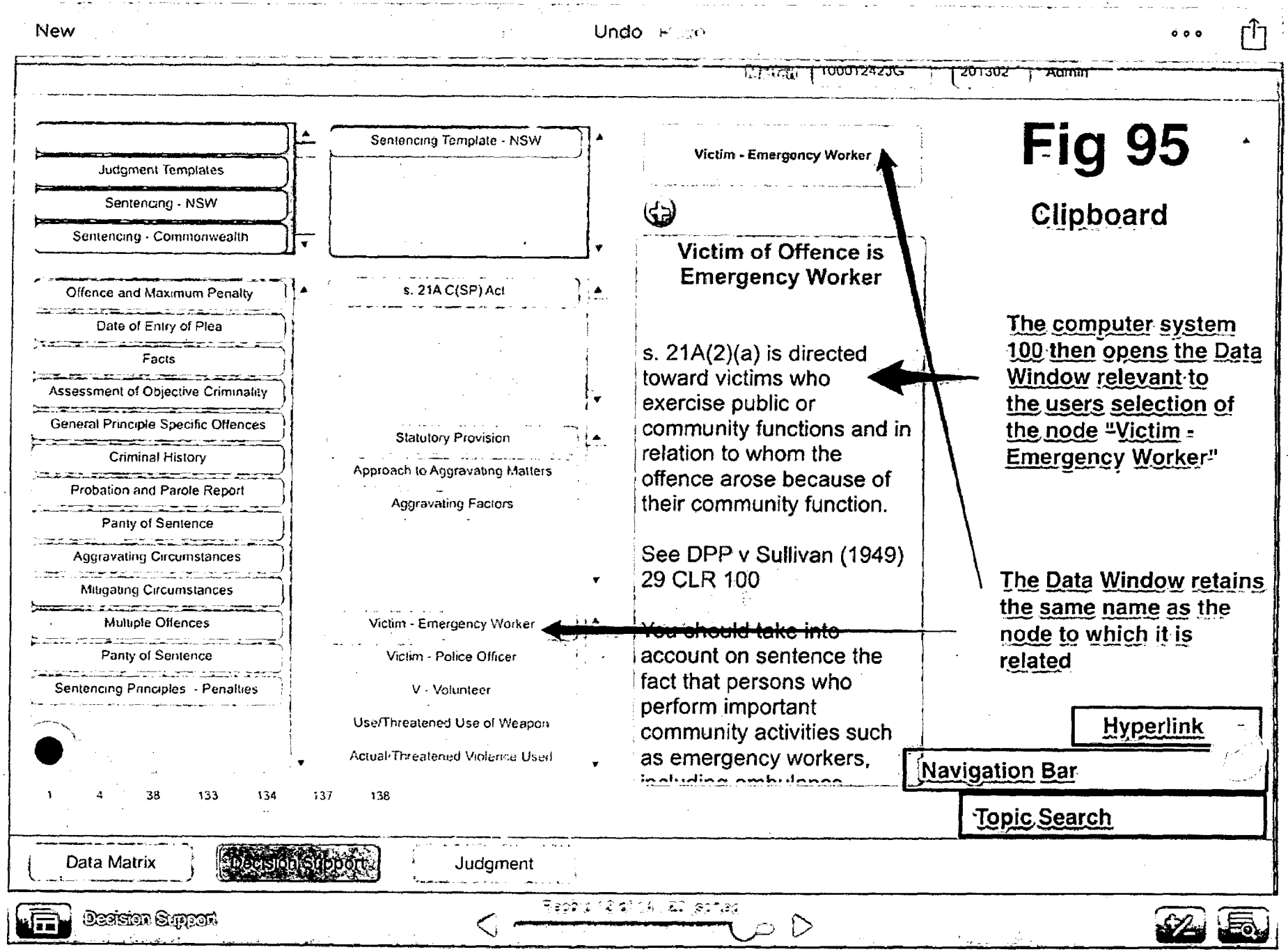
Clipboard




Fig 92
Clipboard
User 101 selects the node "Aggravating Factors" from Window 5 and the sub-node or downstream nodes relevant to "Aggravating Factors" are brought by computer system 100 into the visual display in Fig 93
Hyperlink
Navigation Bar
Topic Search
Sentencing Template - NSW
s. 21A C(SP) Act
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Offence and Maximum Penalty
Date of Entry of Plea
Facts
Assessment of Objective Criminality
General Principle Specific Offences
Criminal History
Probation and Parole Report
Parity of Sentence
Aggravating Circumstances
Mitigating Circumstances
Multiple Offences
Parity of Sentence
Sentencing Principles - Penalties
Statutory Provision
Approach to Aggravating Matters
Aggravating Factors
Data Matrix
Judgment
Decision Support
Admin
New
Undo


New
Undo
Fig 93
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Sentencing Template - NSW
Victim - Police Officer
Offence and Maximum Penalty
Date of Entry of Plea
Facts
Assessment of Objective Criminality
General Principle Specific Offences
Criminal History
Probation and Parole Report
Parity of Sentence
Aggravating Circumstances
Mitigating Circumstances
Multiple Offences
Parity of Sentence
Sentencing Principles - Penalties
s 21A C(SP) Act
Statutory Provision
Approach to Aggravating Matte
Aggravating Factors
Victim - Emergency Worker
Victim - Police Officer
V - Volunteer
Use/Threatened Use of Weapon
Actual/Threatened Violence Used
The selection of the node "Aggravating Factors" by user 101 brings into the visual display oits related sub-node or downstream nodes in Window 6.
Window 6 has a scroll bar so that the number of nodes is not restricted by the size of the visual display
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support


New
Undo
Fig 94
Clipboard
Sentencing Template - NSW
Victim - Emergency Worker
User 101 then selects the node relevant to the problem they are deciding, in this case the victim is an emergency worker.
Selecting the node "Victim - Emergency Worker" in Window 6 opens its related Data Window:
Victim of Offence is Emergency Worker
s. 21A(2)(a) is directed toward victims who exercise public or community functions and in relation to whom the offence arose because of their community function.
See DPP v Sullivan (1949) 29 CLR 100
You should take into account on sentence the fact that persons who perform important community activities such as emergency workers,
Date of Entry of Plea
Facts
Assessment of Objective Criminality
General Principle Specific Offences
Criminal History
Probation and Parole Report
Parity of Sentence
Aggravating Circumstances
Mitigating Circumstances
Multiple Offences
Parity of Sentence
Sentencing Principles - Penalties
Statutory Provision
Approach to Aggravating Matters
Aggravating Factors
Victim - Emergency Worker
Victim - Police Officer
V - Volunteer
Use/Threatened Use of Weapon
Actual/Threatened Violence Used
1
4
38
133
134
137
138
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Decision Support


New
Undo
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Sentencing Template - NSW
Offence and Maximum Penalty
Date of Entry of Plea
Facts
Assessment of Objective Criminality
General Principle Specific Offences
Criminal History
Probation and Parole Report
Parity of Sentence
Aggravating Circumstances
Mitigating Circumstances
Multiple Offences
Parity of Sentence
Sentencing Principles - Penalties
s. 21A C(SP) Act
Statutory Provision
Approach to Aggravating Matters
Aggravating Factors
Victim - Emergency Worker
Victim - Police Officer
V - Volunteer
Use/Threatened Use of Weapon
Actual/Threatened Violence Used
1 4 38 133 134 137 138
Victim - Emergency Worker
Victim of Offence is Emergency Worker
s. 21A(2)(a) is directed toward victims who exercise public or community functions and in relation to whom the offence arose because of their community function.
See DPP v Sullivan (1949) 29 CLR 100
You should take into account on sentence the fact that persons who perform important community activities such as emergency workers,
Fig 95
Clipboard
The computer system 100 then opens the Data Window relevant to the users selection of the node "Victim - Emergency Worker"
The Data Window retains the same name as the node to which it is related
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Decision Support

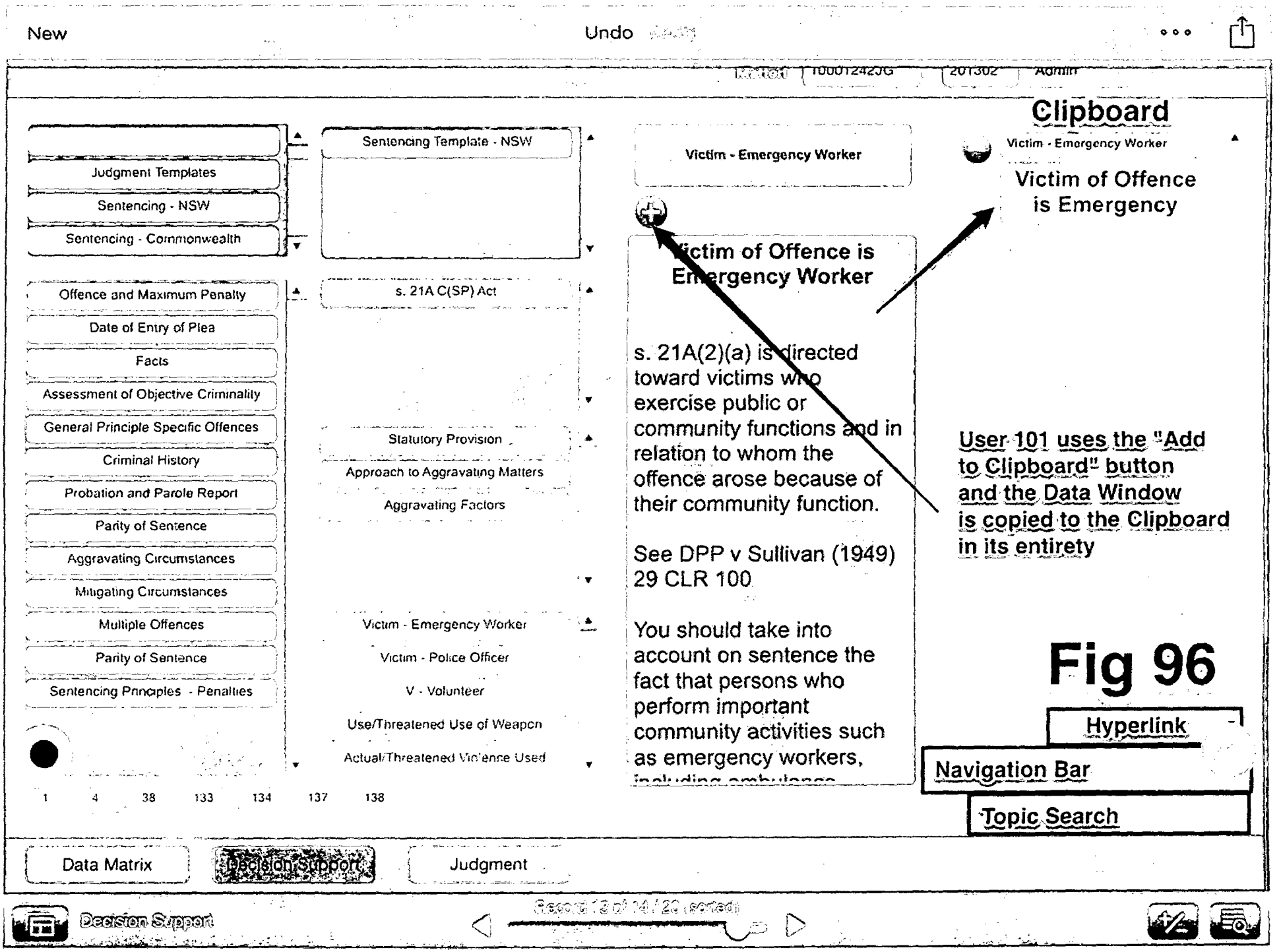

New
Undo
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Sentencing Template - NSW
Offence and Maximum Penalty
Date of Entry of Plea
Facts
Assessment of Objective Criminality
General Principle Specific Offences
Criminal History
Probation and Parole Report
Parity of Sentence
Aggravating Circumstances
Mitigating Circumstances
Multiple Offences
Parity of Sentence
Sentencing Principles - Penalties
s. 21A C(SP) Act
Statutory Provision
Approach to Aggravating Matters
Aggravating Factors
Victim - Emergency Worker
Victim - Police Officer
V - Volunteer
Use/Threatened Use of Weapon
Actual/Threatened Violence Used
1 4 38 133 134 137 138
Victim - Emergency Worker
Victim of Offence is Emergency Worker
s. 21A(2)(a) is directed toward victims who exercise public or community functions and in relation to whom the offence arose because of their community function.
See DPP v Sullivan (1949) 29 CLR 100
You should take into account on sentence the fact that persons who perform important community activities such as emergency workers,
Clipboard
Victim - Emergency Worker
Victim of Offence is Emergency
User 101 uses the "Add to Clipboard" button and the Data Window is copied to the Clipboard in its entirety
Fig 96
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Decision Support

Fig 97

Victim - Emergency Worker

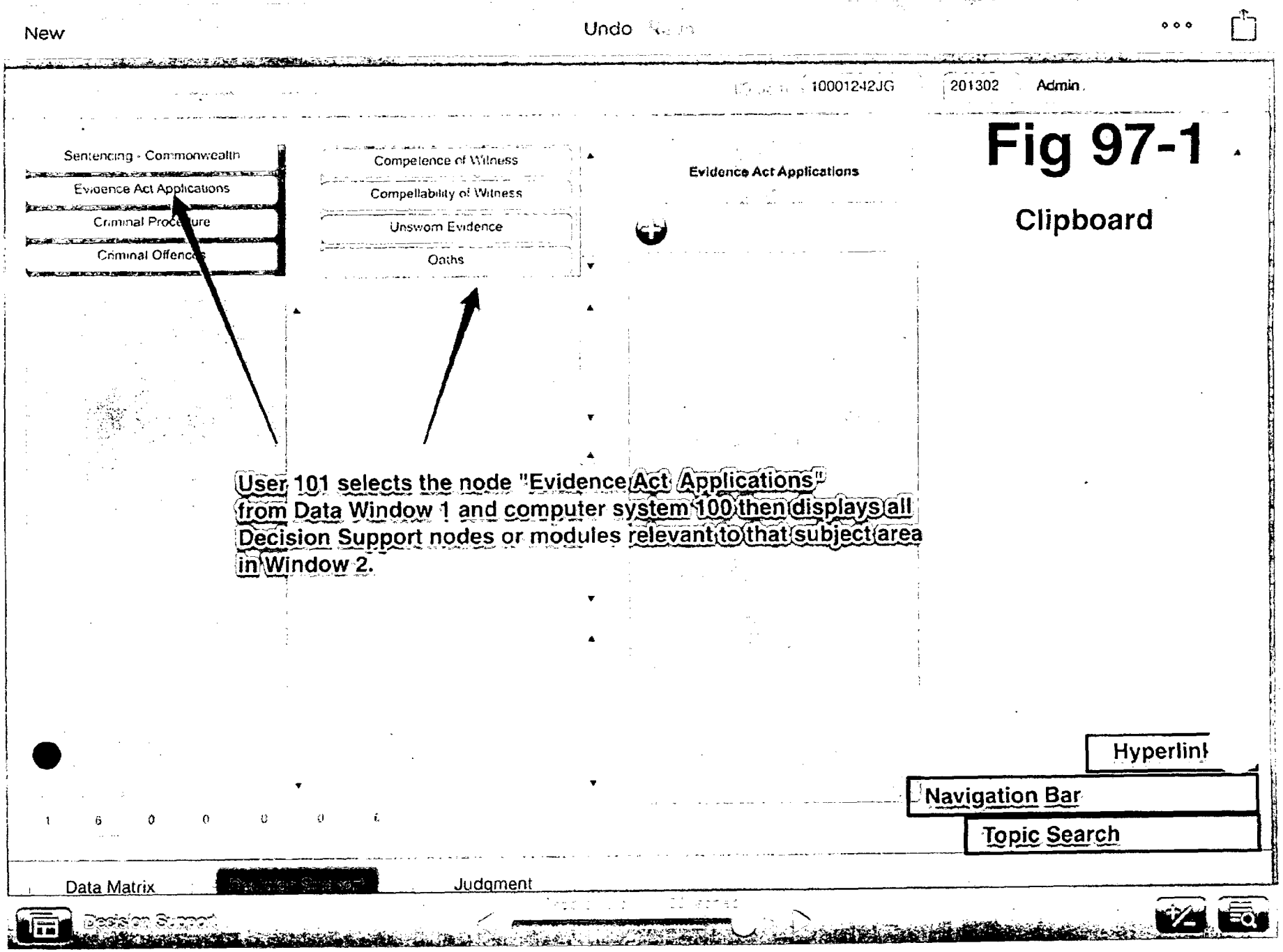
community functions and in relation to whom the offence arose because of their community function.

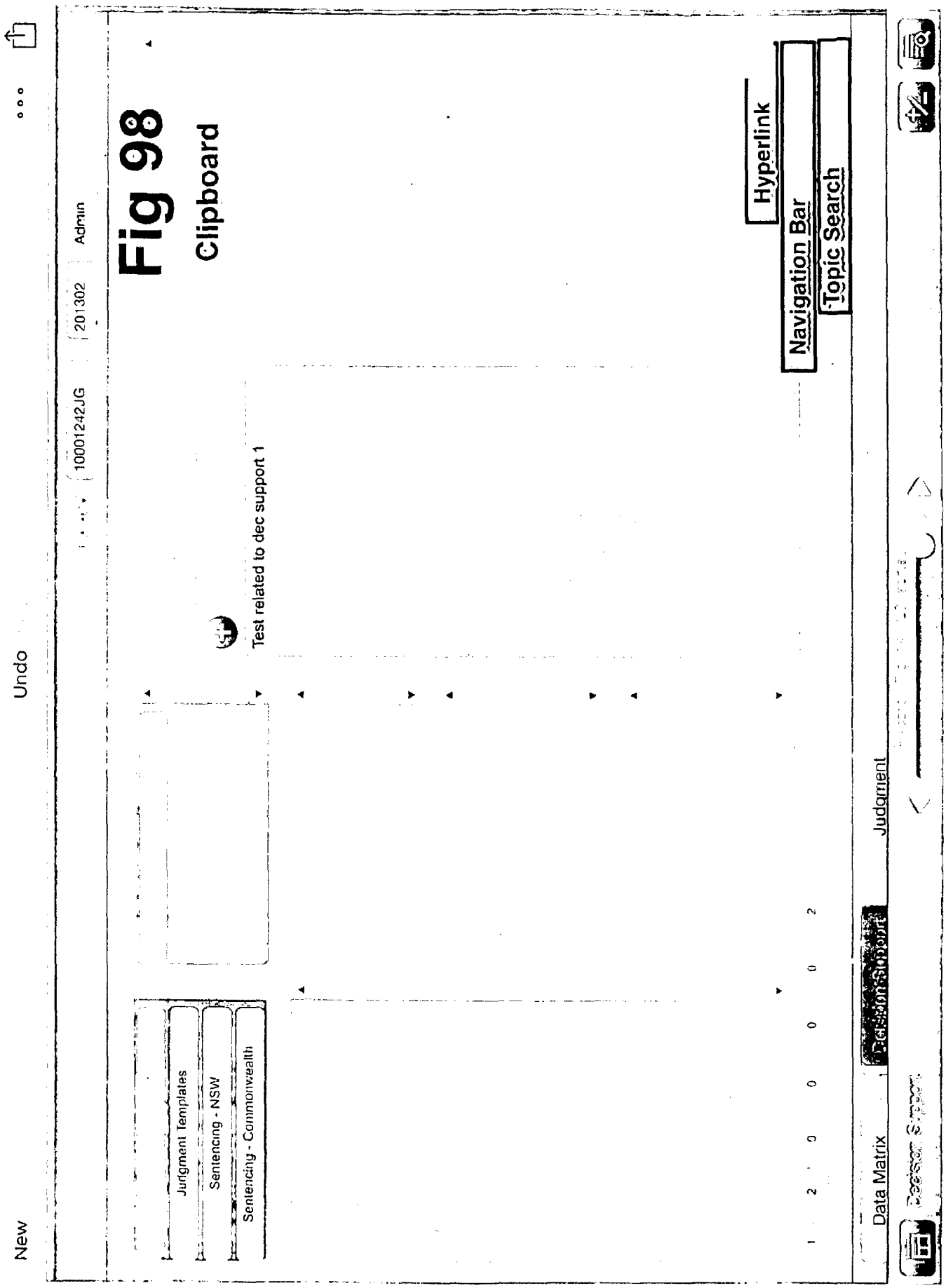
User 101 may resize the Data Window and edit its content as appropriate

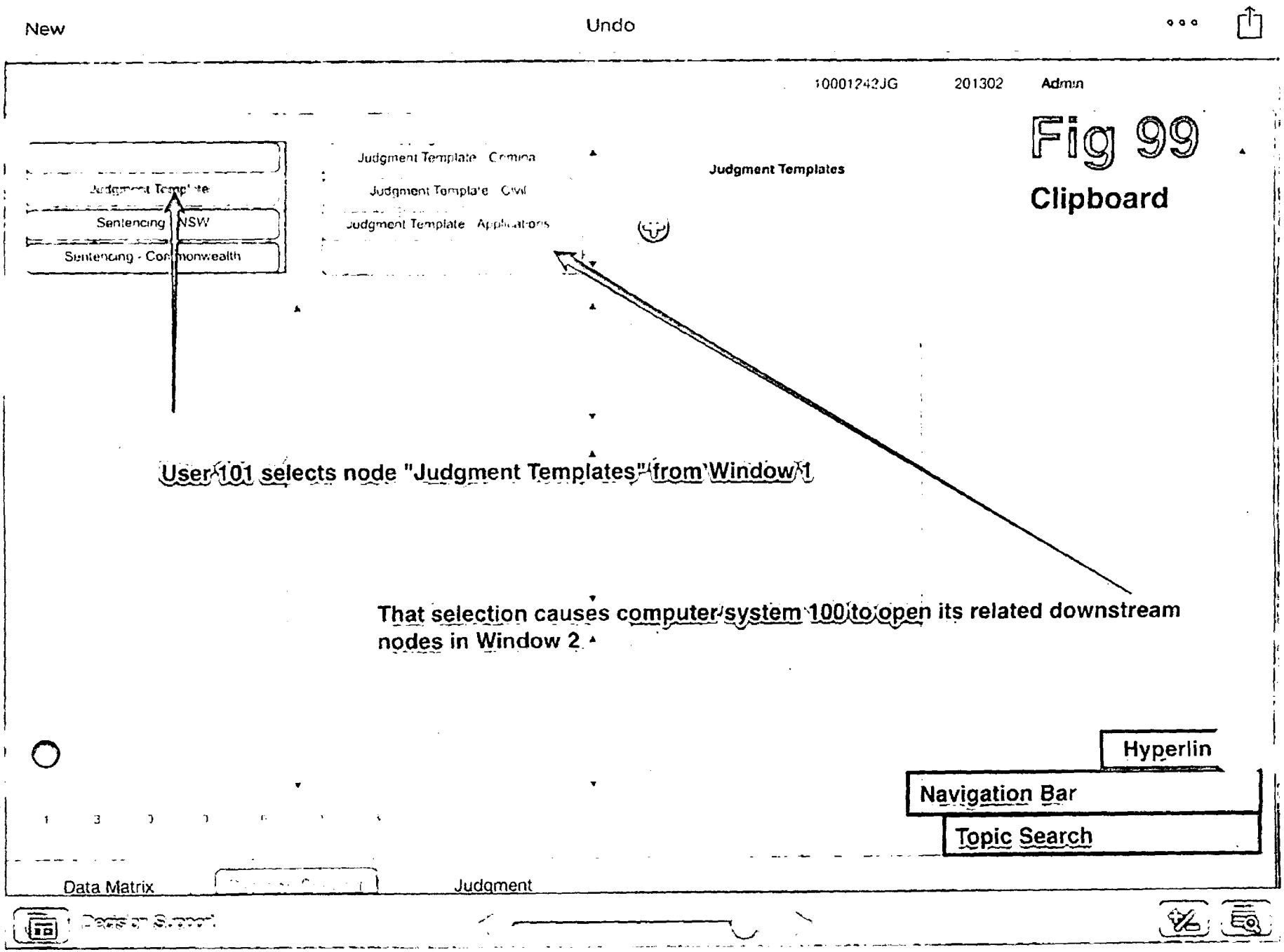
See DPP v Sullivan (1949) 29 CLR 100

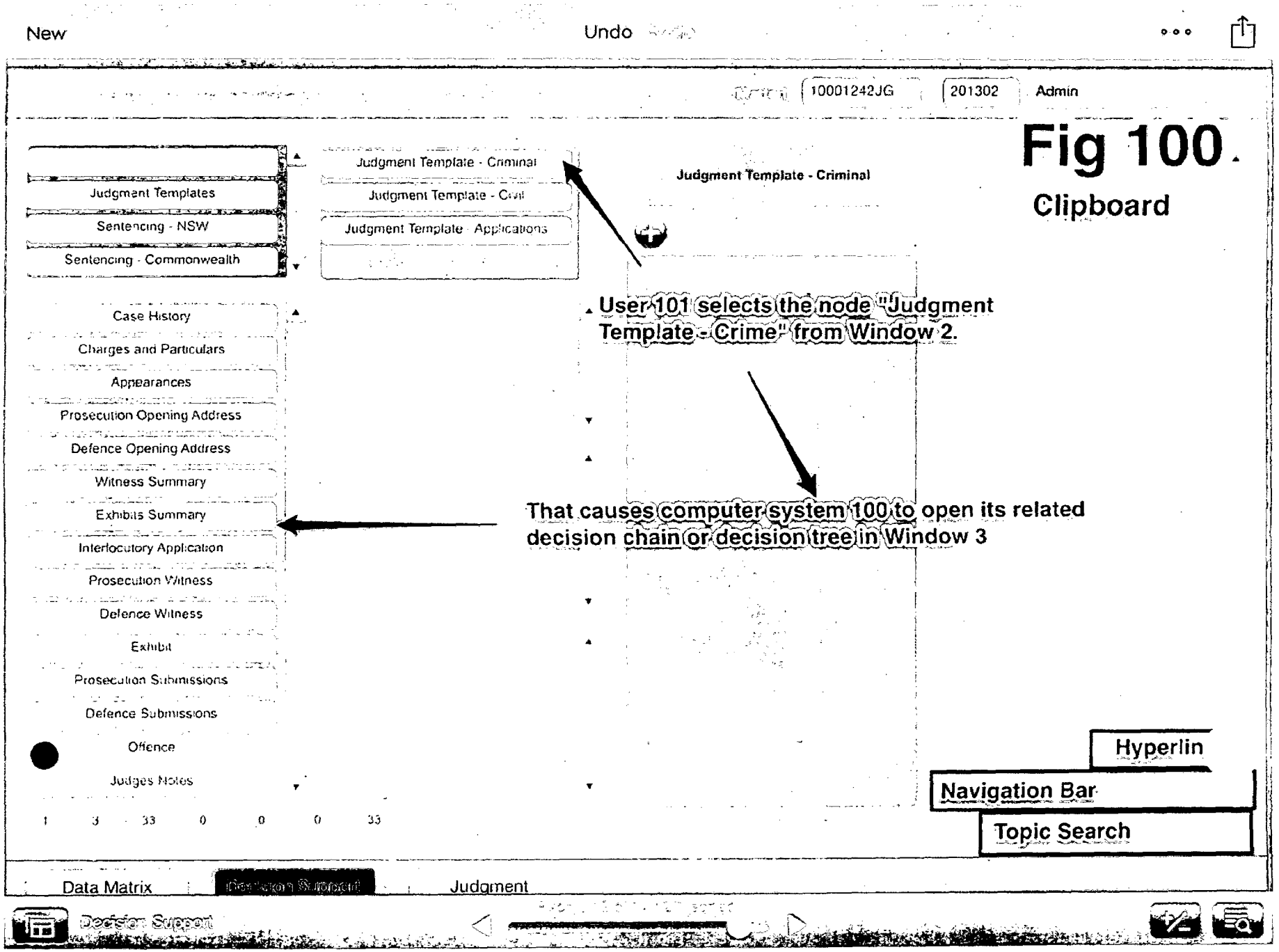
You should take into account

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Admin
Fig 97-1
Clipboard
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Competence of Witness
Compellability of Witness
Unsworn Evidence
Oaths
Evidence Act Applications
User 101 selects the node "Evidence Act Applications" from Data Window 1 and computer system 100 then displays all Decision Support nodes or modules relevant to that subject area in Window 2.
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support


New
Undo
Fig 98
Clipboard
10001242JG
201302
Admin
Test related to dec support 1
Hyperlink
Navigation Bar
Topic Search
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Data Matrix
Judgment


New
Undo
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201302
Admin
Fig 99
Clipboard
Judgment Template Criminal
Judgment Template Civil
Judgment Template Applications
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
User 101 selects node "Judgment Templates" from Window 1
That selection causes computer system 100 to open its related downstream nodes in Window 2
Hyperlin
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support


New
Undo
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201302
Admin
Fig 100
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Judgment Template - Criminal
User 101 selects the node "Judgment Template - Crime" from Window 2.
That causes computer system 100 to open its related decision chain or decision tree in Window 3
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
1 3 33 0 0 0 33
Hyperlin
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

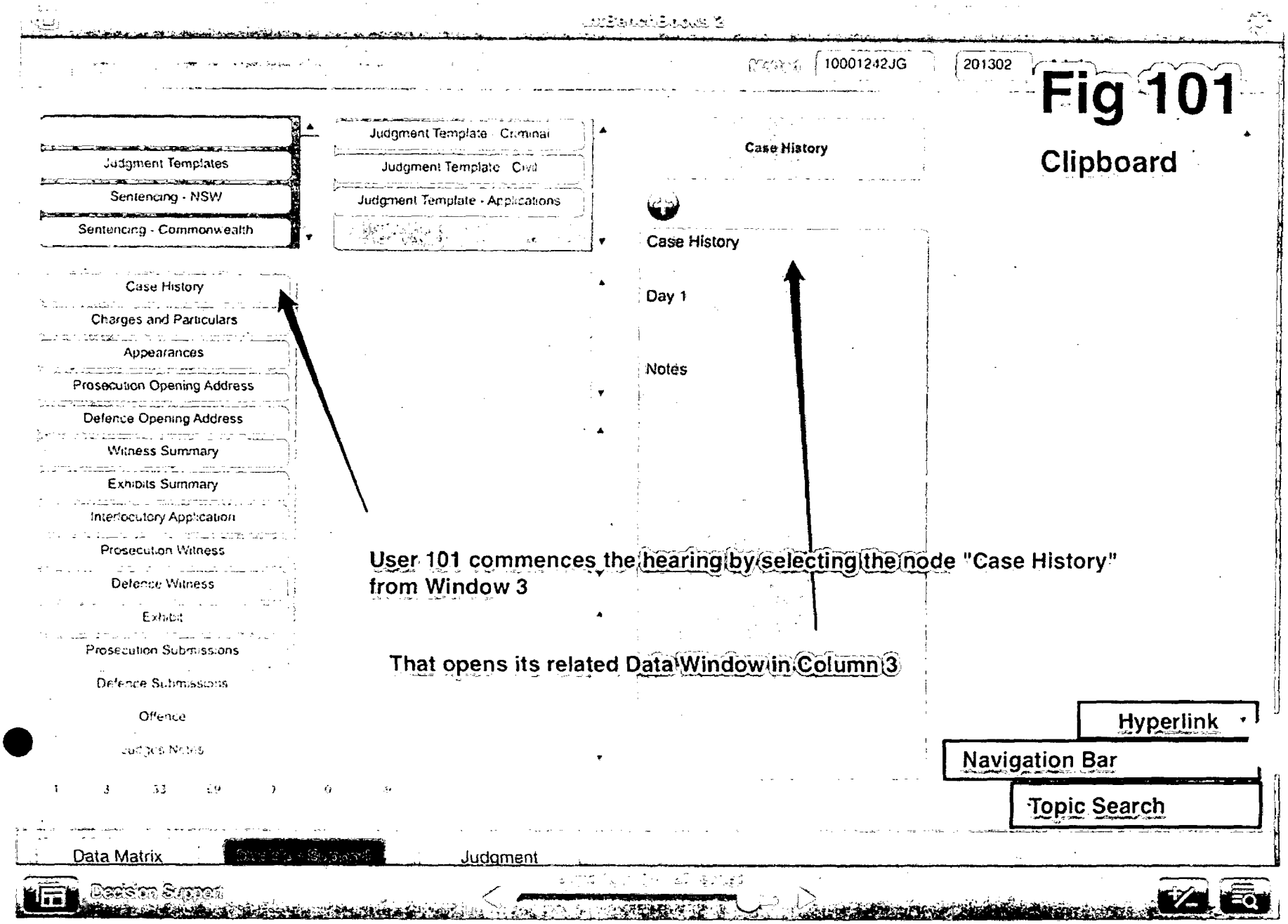


Fig 101

Clipboard

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PCT/AU2014/000177

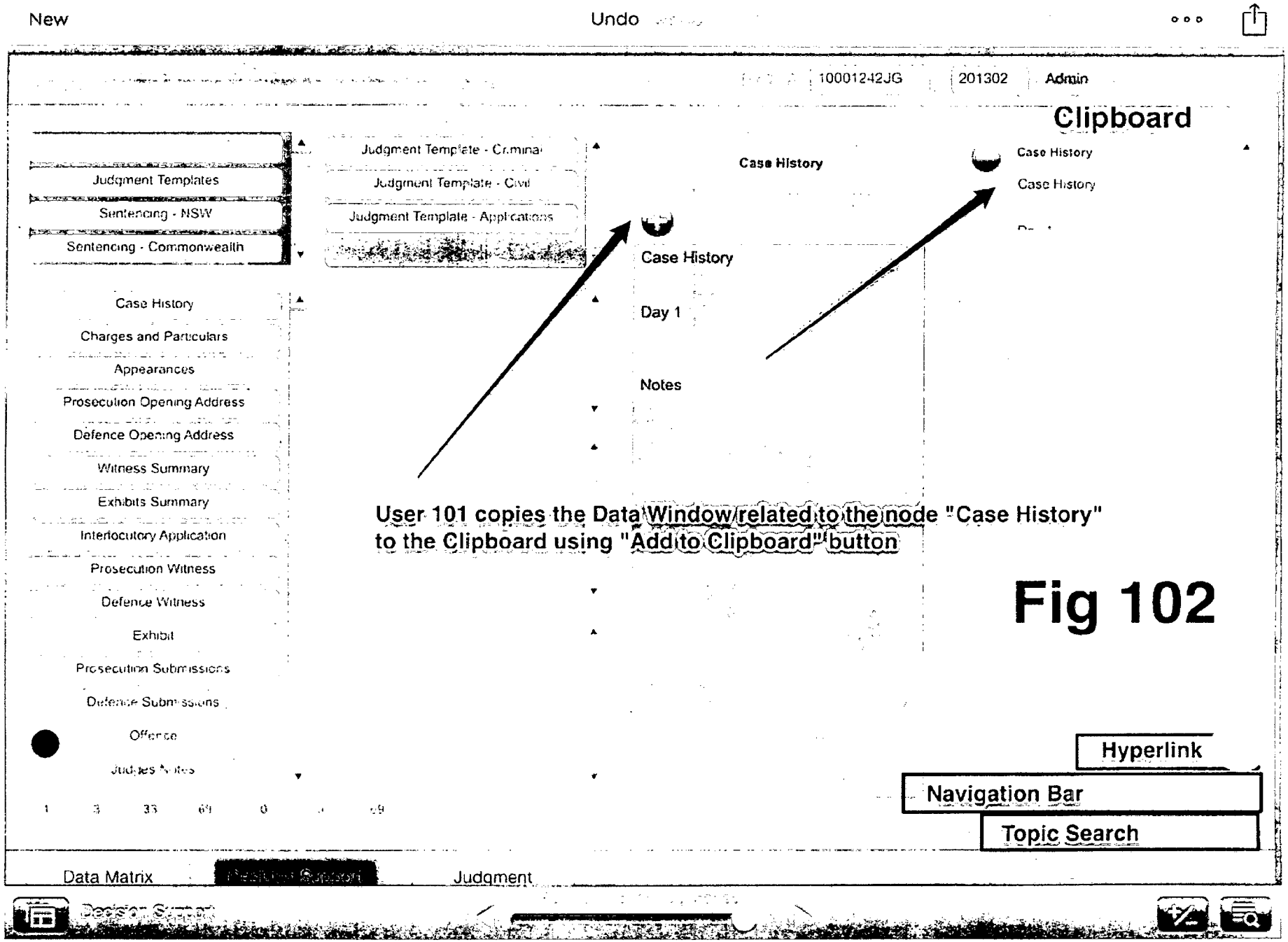
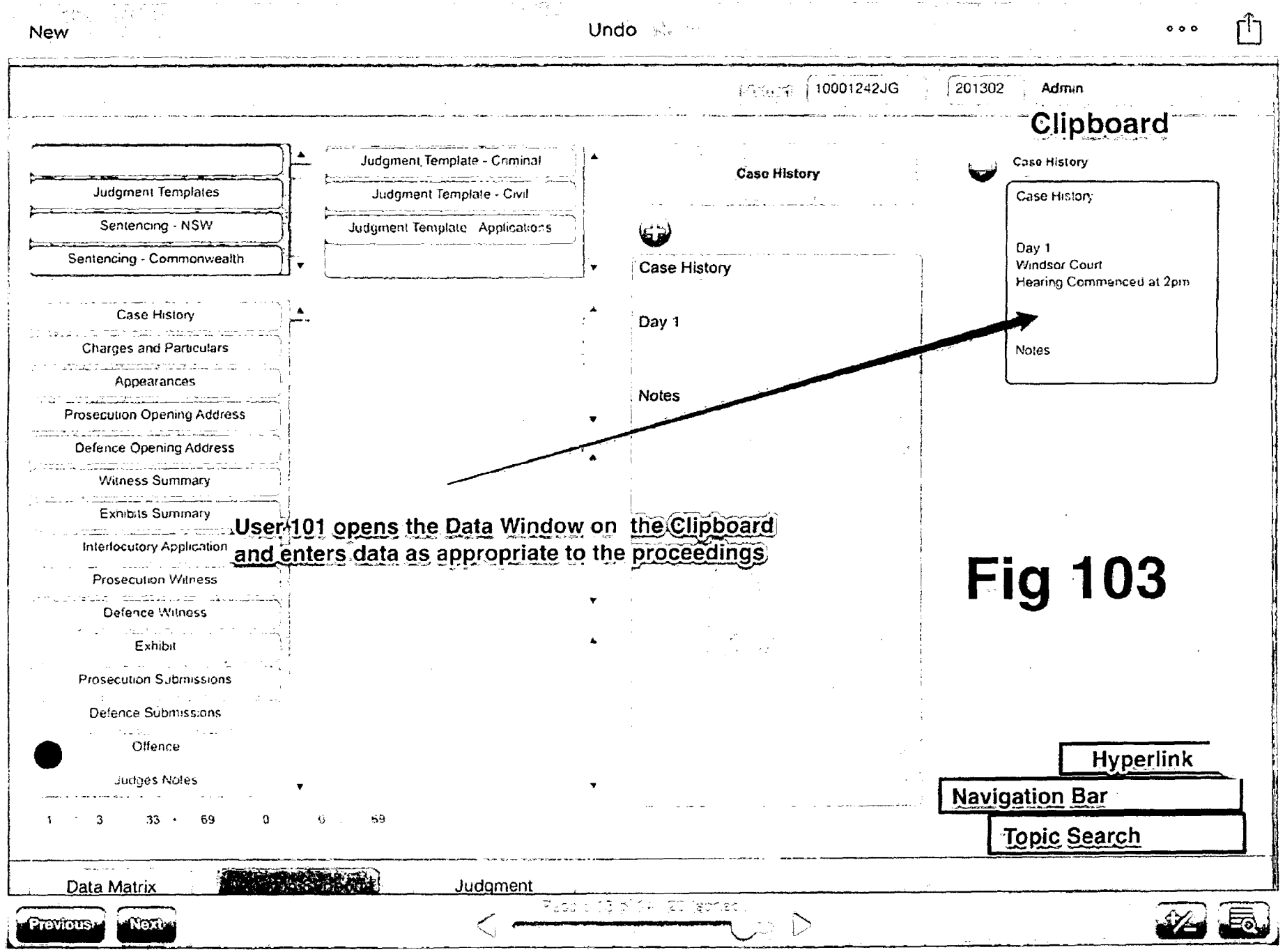

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Undo
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201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Case History
Day 1
Notes
Case History
Case History
Case History
User 101 copies the Data Window related to the node "Case History" to the Clipboard using "Add to Clipboard" button
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

Fig 102


New
Undo
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Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template Applications
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Case History
Day 1
Notes
Case History
Case History
Day 1
Windsor Court
Hearing Commenced at 2pm
Notes
User 101 opens the Data Window on the Clipboard and enters data as appropriate to the proceedings
Fig 103
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Previous
Next

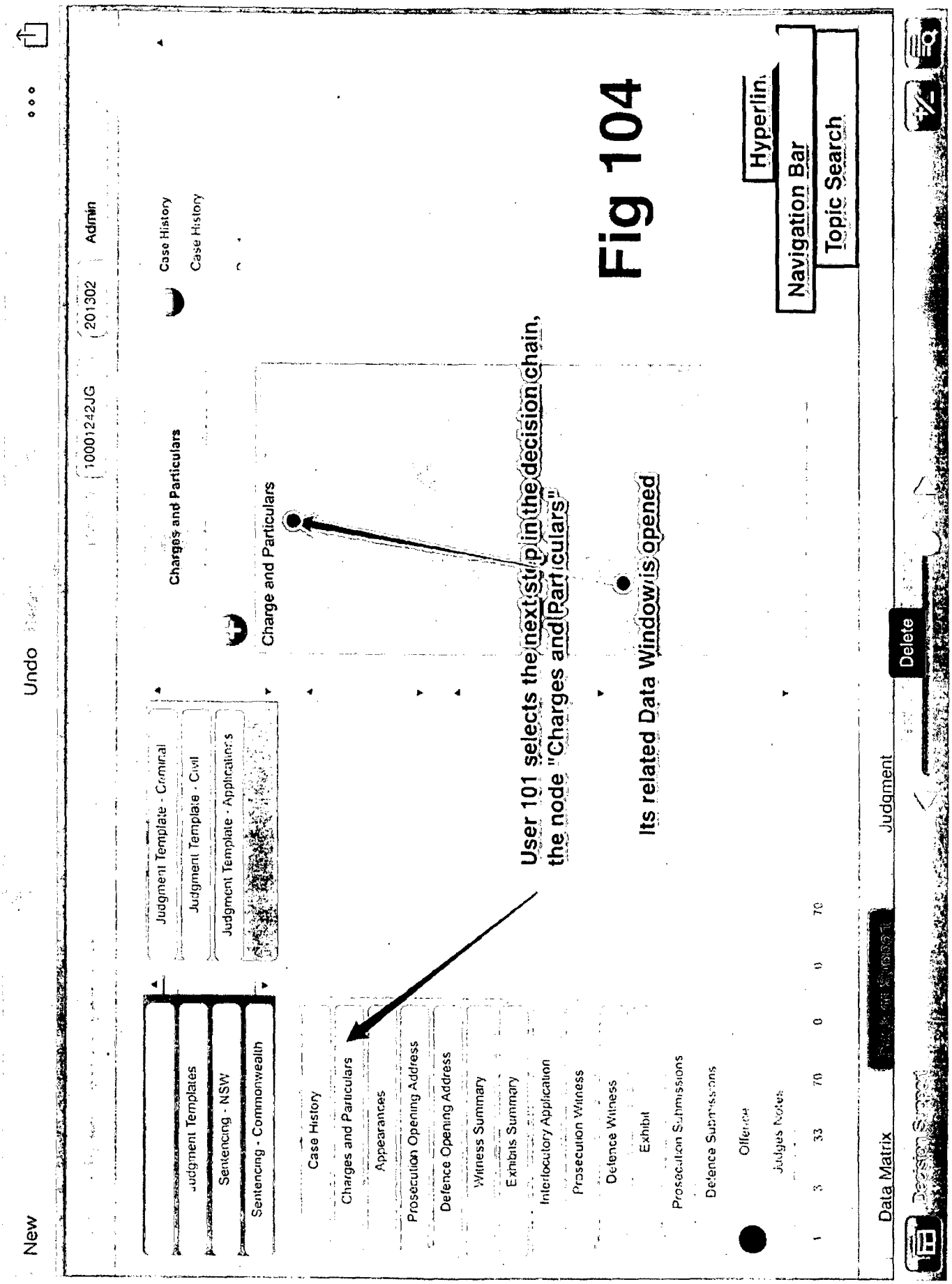
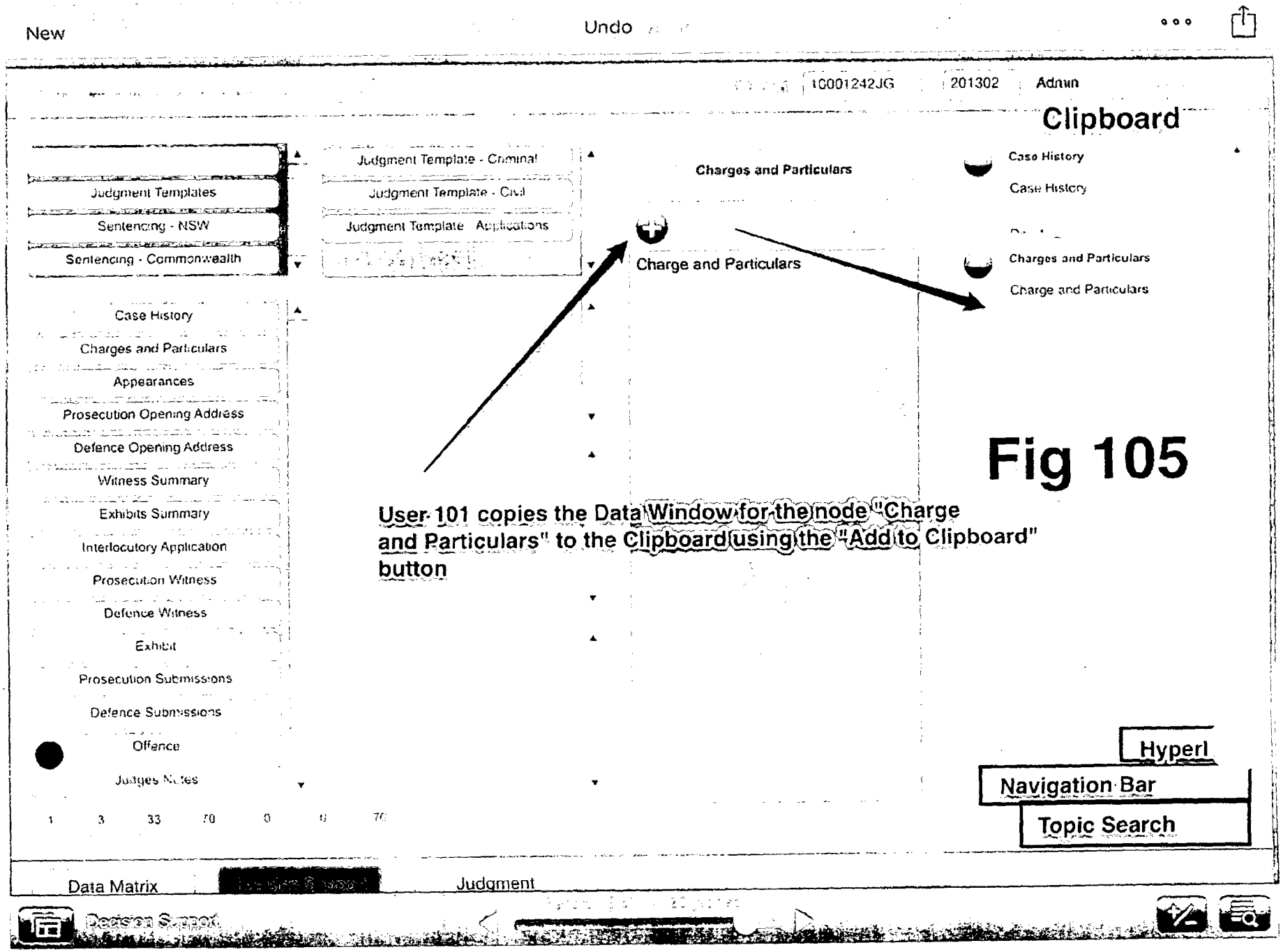
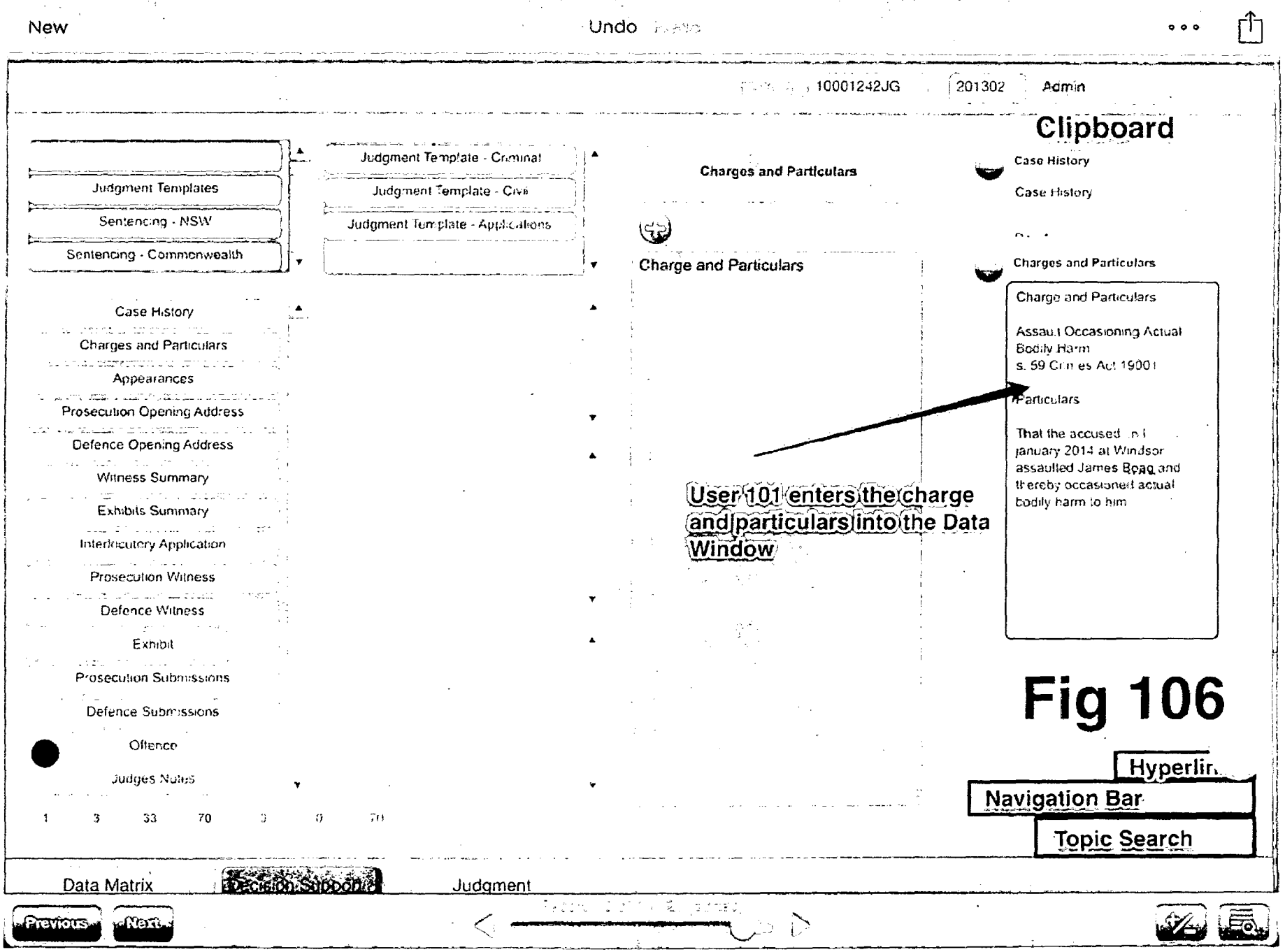
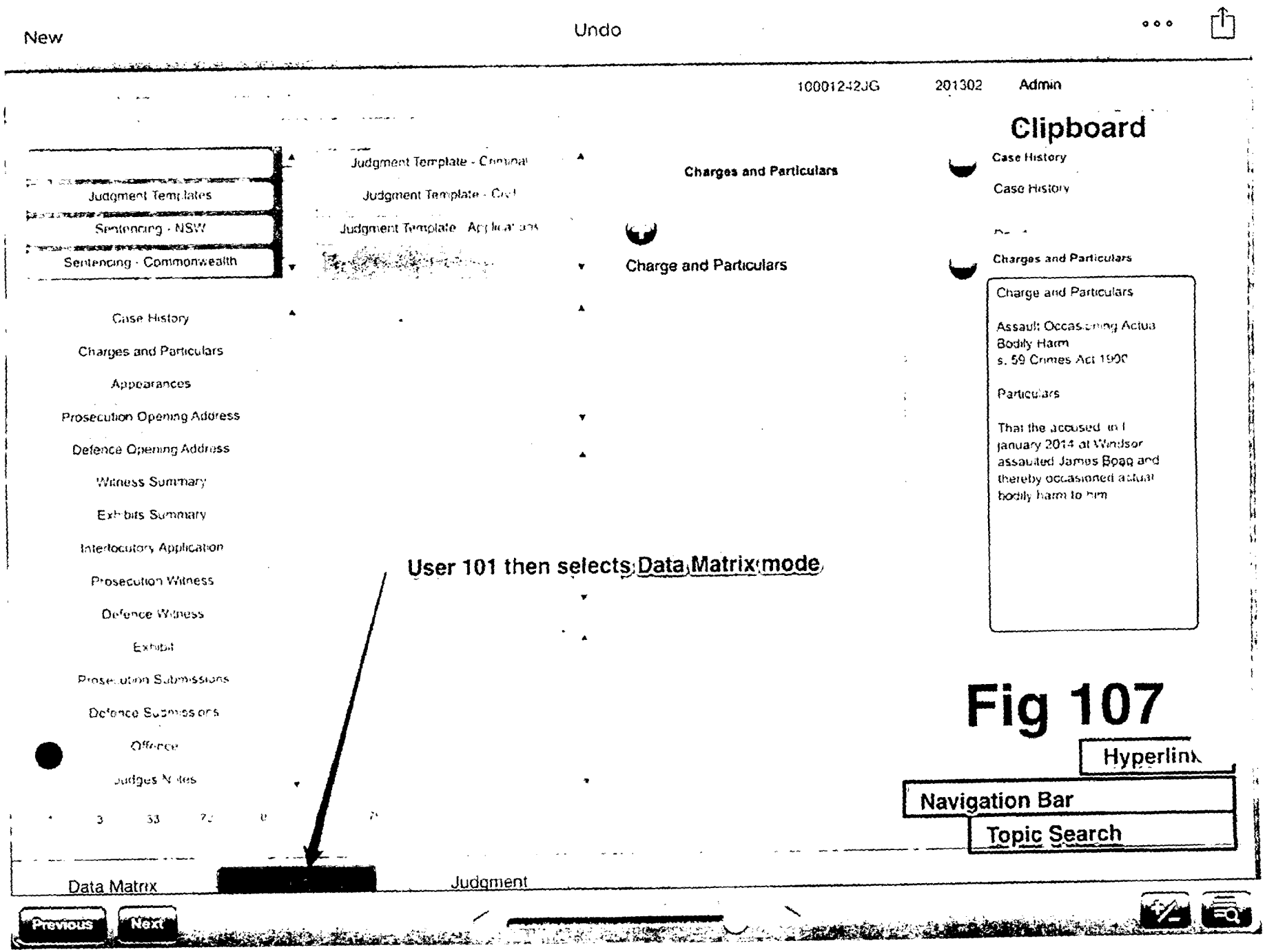

New
Undo
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Charges and Particulars
Charge and Particulars
Case History
Case History
Admin
User 101 selects the next step in the decision chain, the node "Charges and Particulars"
Its related Data Window is opened
Data Matrix
Judgment
Delete
Hyperlin
Navigation Bar
Topic Search

Fig 104

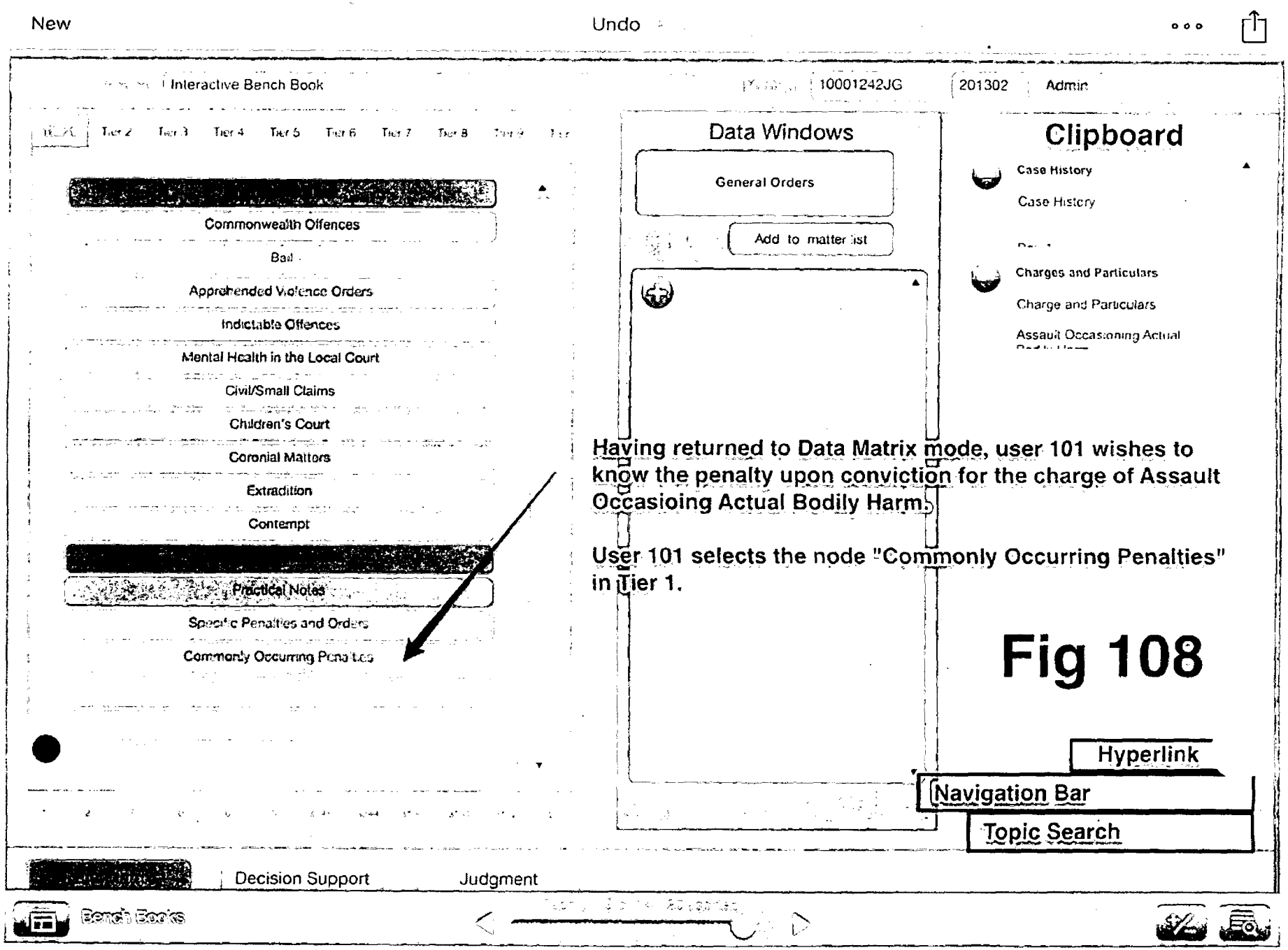

New
Undo
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Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template Applications
Charges and Particulars
Charge and Particulars
Case History
Case History
Charges and Particulars
Charge and Particulars
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Fig 105
User 101 copies the Data Window for the node "Charge and Particulars" to the Clipboard using the "Add to Clipboard" button
Hyperl
Navigation Bar
Topic Search
Data Matrix
Judgment
Person Support

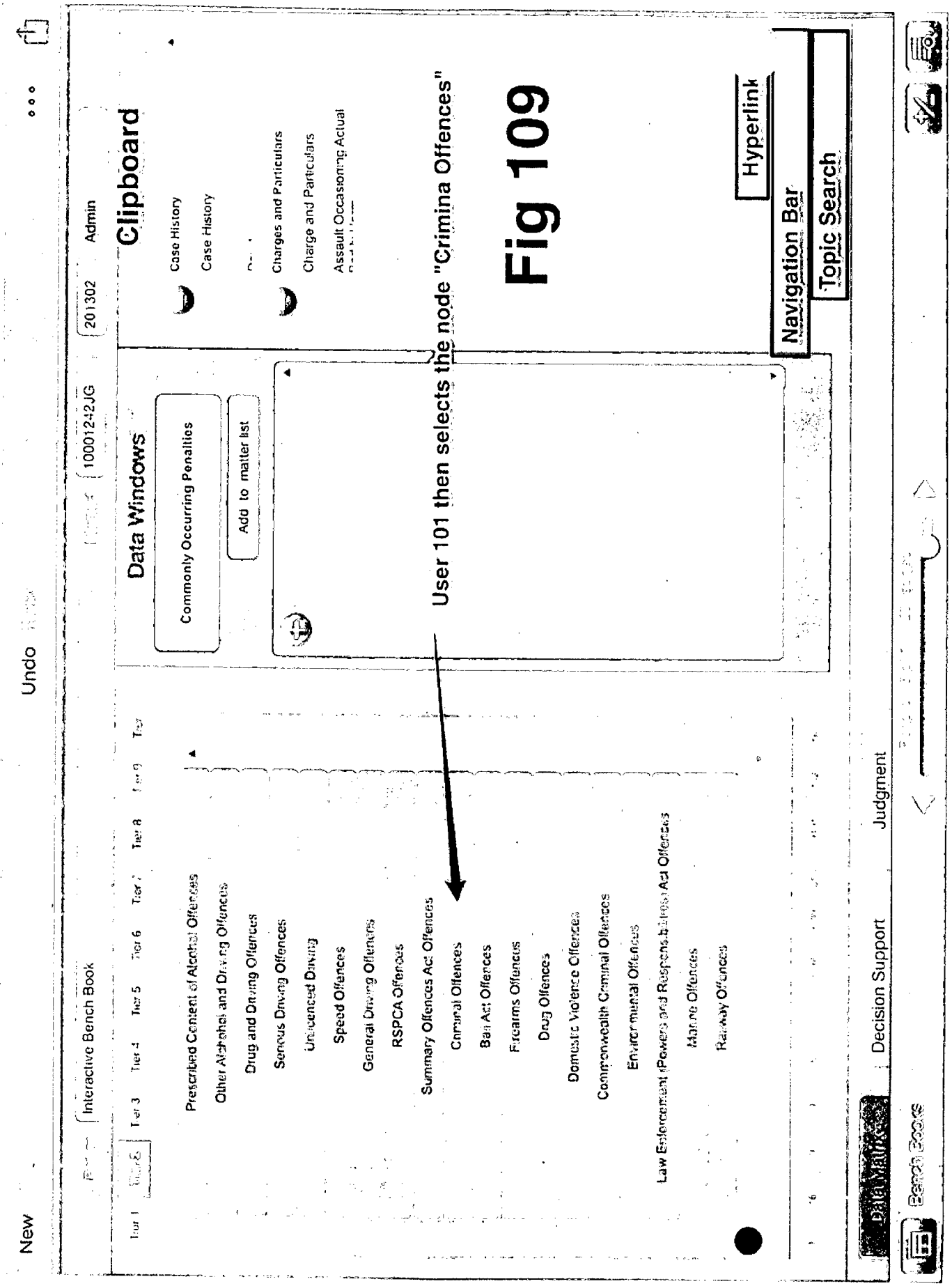

New
Undo
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201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Charges and Particulars
Charge and Particulars
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual Bodily Harm
s. 59 Crimes Act 1900
Particulars
That the accused on 1 January 2014 at Windsor assaulted James Boag and thereby occasioned actual bodily harm to him
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
1 3 33 70 3 0 70
User 101 enters the charge and particulars into the Data Window
Fig 106
Hyperlin
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Previous
Next



111/190

Fig 107


New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Tier 2
Tier 3
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Commonwealth Offences
Bail
Apprehended Violence Orders
Indictable Offences
Mental Health in the Local Court
Civil/Small Claims
Children's Court
Coronial Matters
Extradition
Contempt
Practical Notes
Specific Penalties and Orders
Commonly Occurring Penalties
Data Windows
General Orders
Add to matter list
Clipboard
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Having returned to Data Matrix mode, user 101 wishes to know the penalty upon conviction for the charge of Assault Occasioing Actual Bodily Harm.
User 101 selects the node "Commonly Occurring Penalties" in Tier 1.
Fig 108
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books


Clipboard
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Data Windows
Commonly Occurring Penalties
Add to matter list
User 101 then selects the node "Crimina Offences"
Fig 109
Hyperlink
Navigation Bar
Topic Search
Interactive Bench Book
Prescribed Content of Alcohol Offences
Other Alcohol and Drug Offences
Drug and Driving Offences
Serious Driving Offences
Unlicenced Driving
Speed Offences
General Driving Offences
RSPCA Offences
Summary Offences Act Offences
Criminal Offences
Bail Act Offences
Firearms Offences
Drug Offences
Domestic Violence Offences
Commonwealth Criminal Offences
Environmental Offences
Law Enforcement (Powers and Responsibilities) Act Offences
Marine Offences
Railway Offences
Decision Support
Judgment
Bench Books
New
Undo

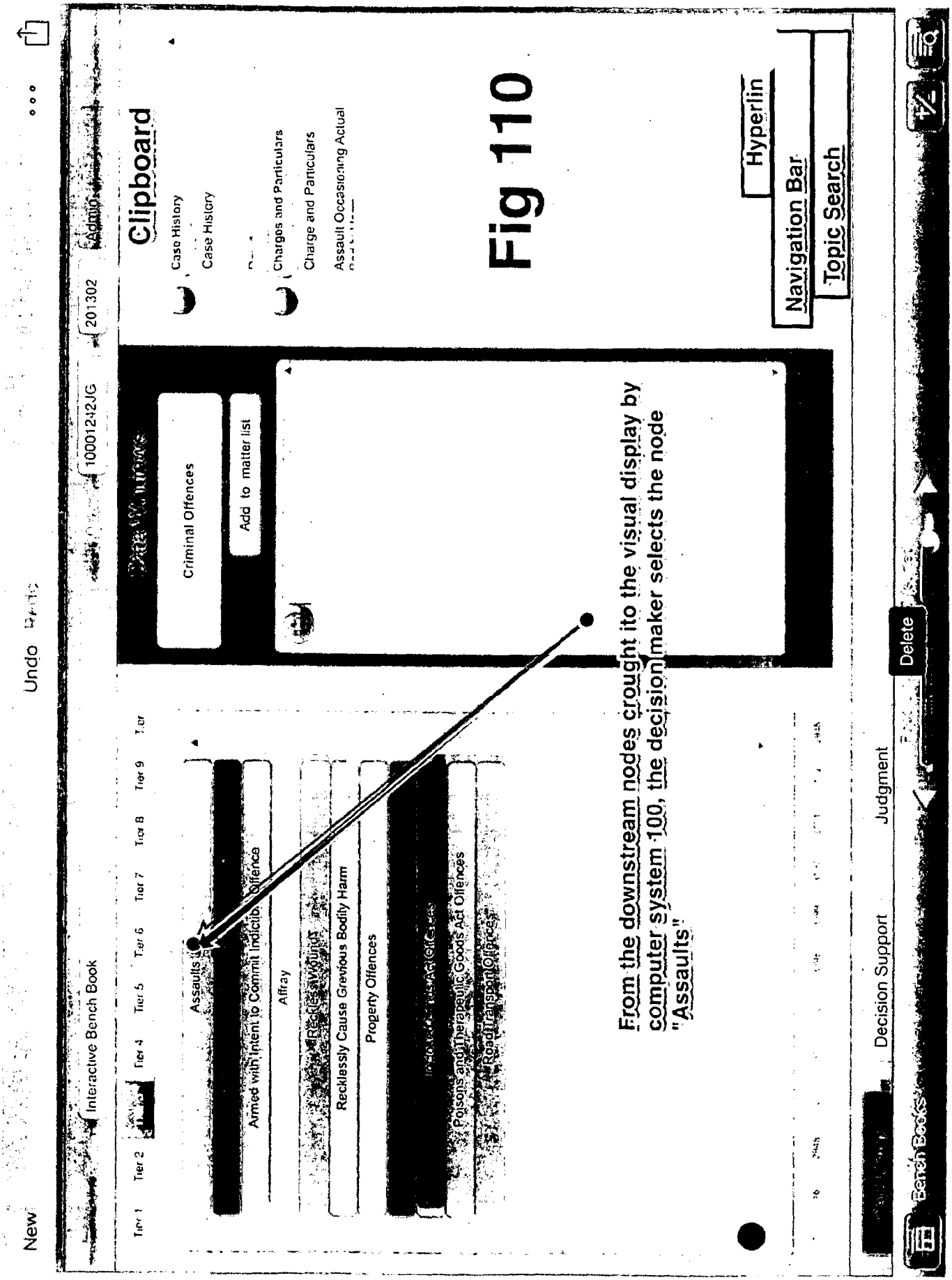

Undo
New
Interactive Bench Book
Tier 1
Tier 2
Tier 4
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Assaults
Armed with Intent to Commit Indictable Offence
Affray
Reckless Wounding
Recklessly Cause Grevious Bodily Harm
Property Offences
Poisons and Therapeutic Goods Act Offences
Road Transport Offences
Criminal Offences
Add to matter list
Clipboard
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Hyperlin
Navigation Bar
Topic Search
Delete
Decision Support
Judgment
From the downstream nodes crought ito the visual display by computer system 100, the decision maker selects the node "Assaults"

Fig 110

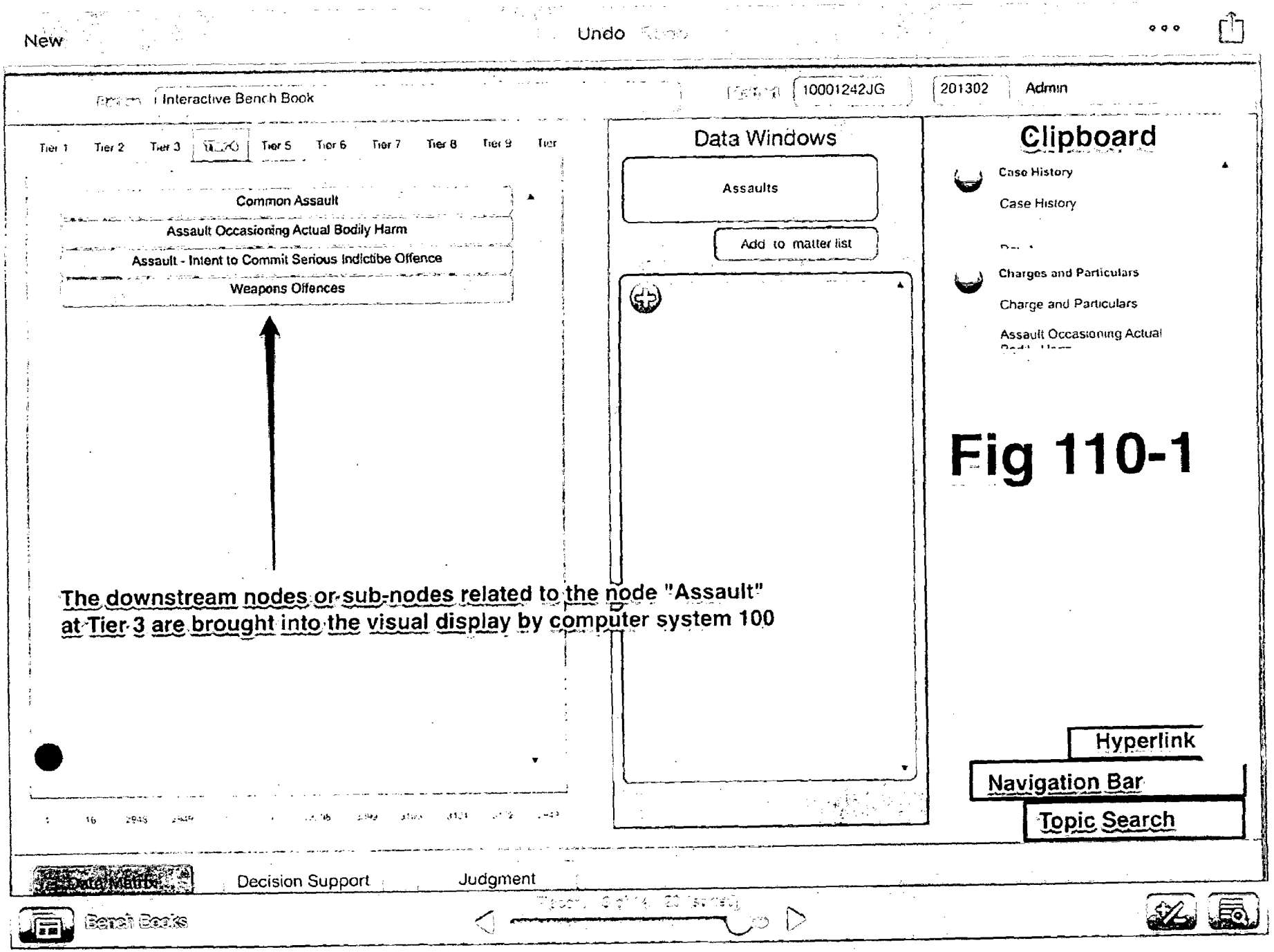

New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Tier 1
Tier 2
Tier 3
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Common Assault
Assault Occasioning Actual Bodily Harm
Assault - Intent to Commit Serious Indictibe Offence
Weapons Offences
Data Windows
Assaults
Add to matter list
Clipboard
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
The downstream nodes or sub-nodes related to the node "Assault" at Tier 3 are brought into the visual display by computer system 100
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Bench Books

Fig 110-1

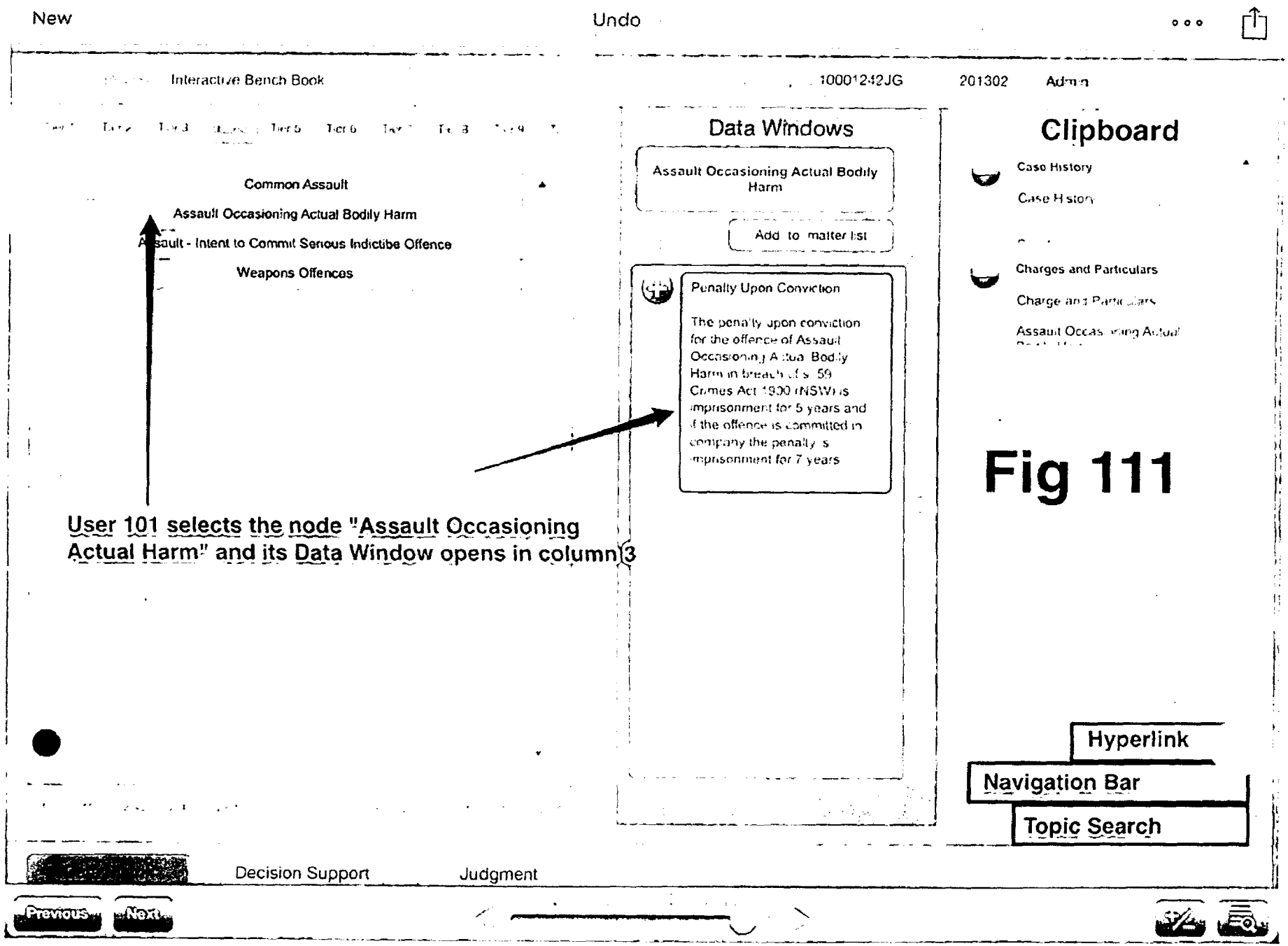

New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Common Assault
Assault Occasioning Actual Bodily Harm
Assault - Intent to Commit Serious Indictibe Offence
Weapons Offences
Data Windows
Assault Occasioning Actual Bodily Harm
Add to matter list
Penalty Upon Conviction
The penalty upon conviction for the offence of Assault Occasioning Actual Bodily Harm in breach of s 59 Crimes Act 1900 (NSW) is imprisonment for 5 years and if the offence is committed in company the penalty is imprisonment for 7 years
Clipboard
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
User 101 selects the node "Assault Occasioning Actual Harm" and its Data Window opens in column 3
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Previous
Next

Fig 111

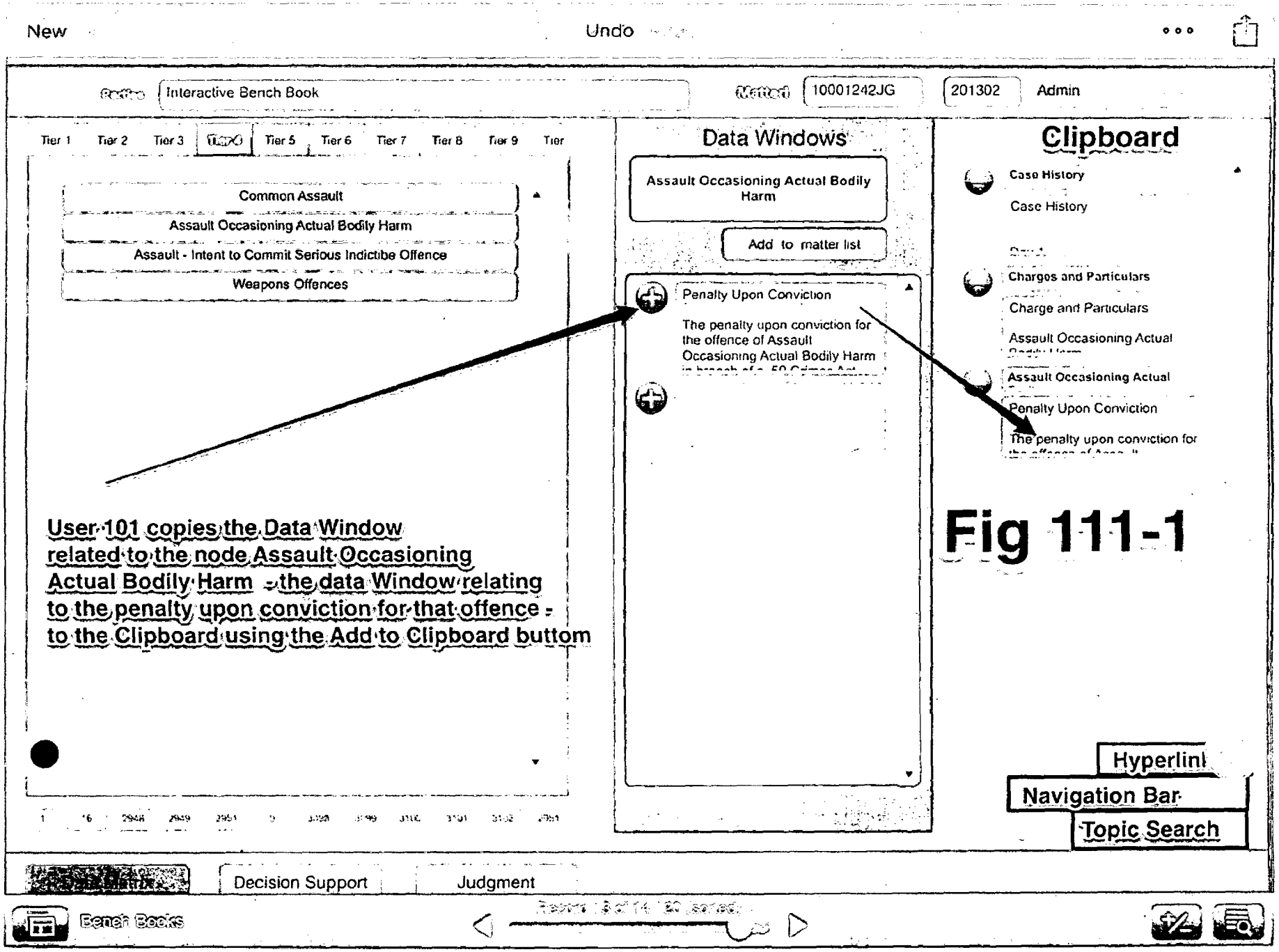

New
Undo
Interactive Bench Book
10001242JG
201302
Admin
Tier 1
Tier 2
Tier 3
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Common Assault
Assault Occasioning Actual Bodily Harm
Assault - Intent to Commit Serious Indictibe Offence
Weapons Offences
Data Windows
Assault Occasioning Actual Bodily Harm
Add to matter list
Penalty Upon Conviction
The penalty upon conviction for the offence of Assault Occasioning Actual Bodily Harm
Clipboard
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
User 101 copies the Data Window related to the node Assault Occasioning Actual Bodily Harm - the data Window relating to the penalty upon conviction for that offence - to the Clipboard using the Add to Clipboard buttom
Hyperlink
Navigation Bar
Topic Search
Decision Support
Judgment
Bench Books

Fig 111-1

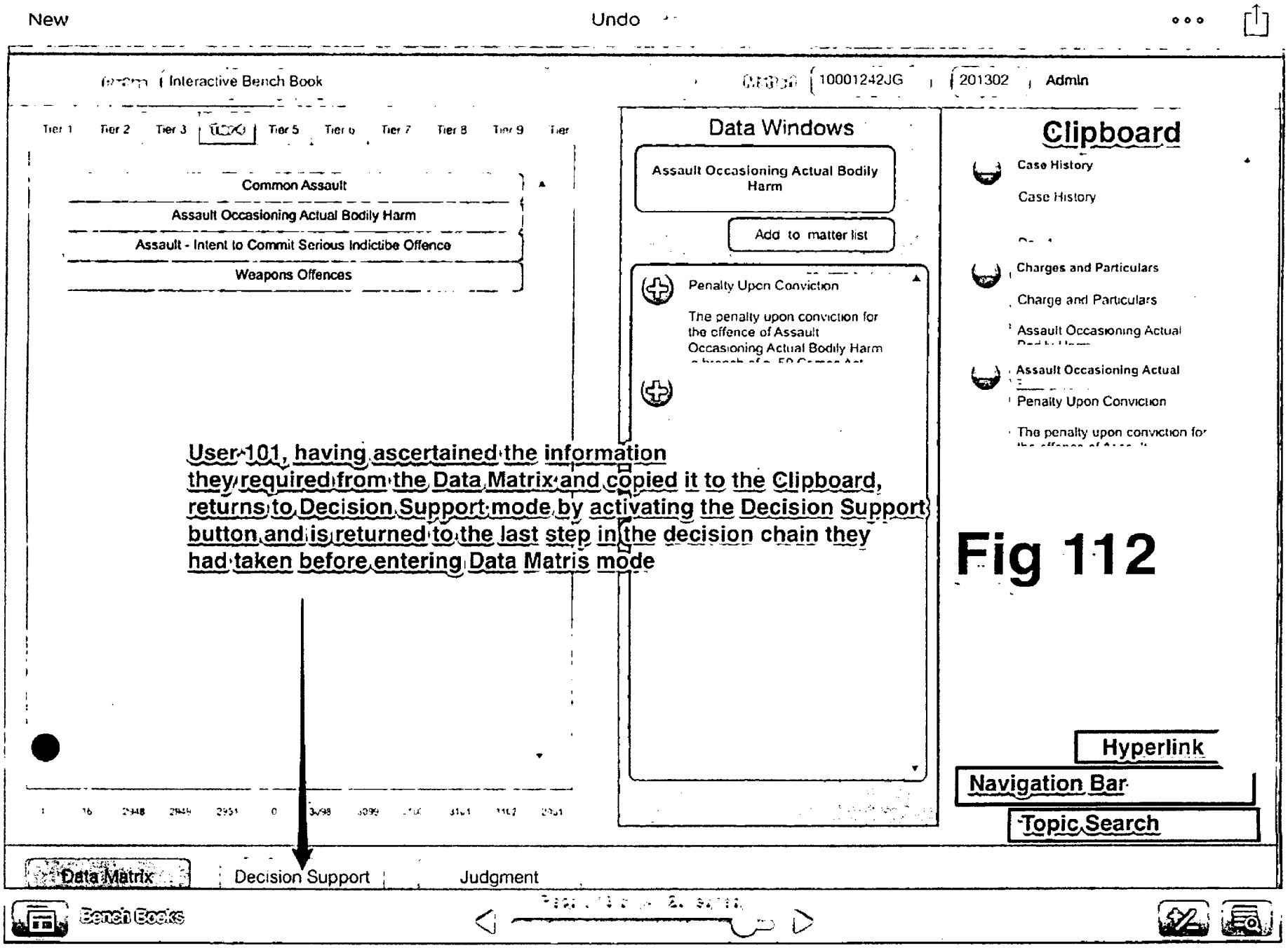
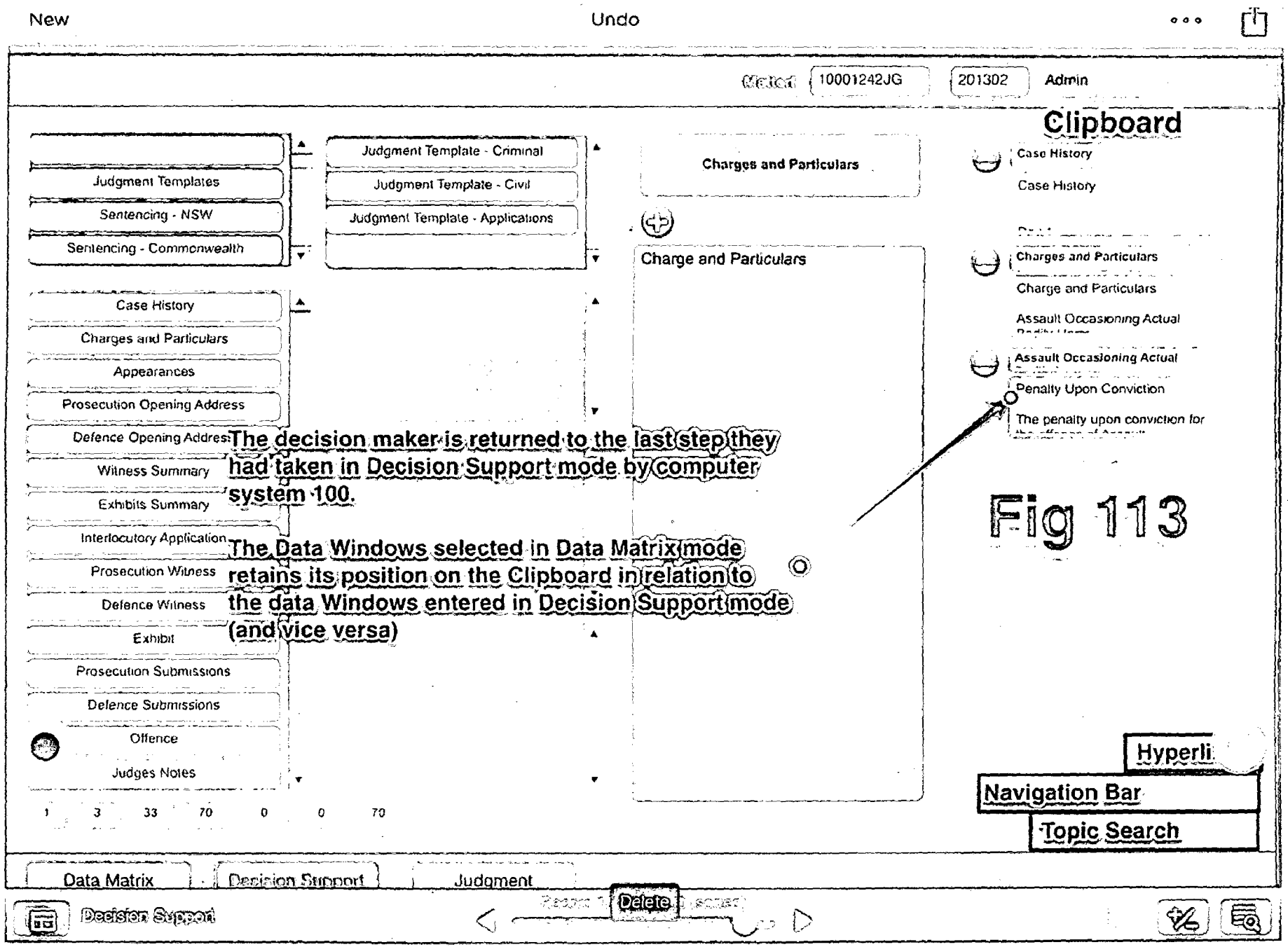
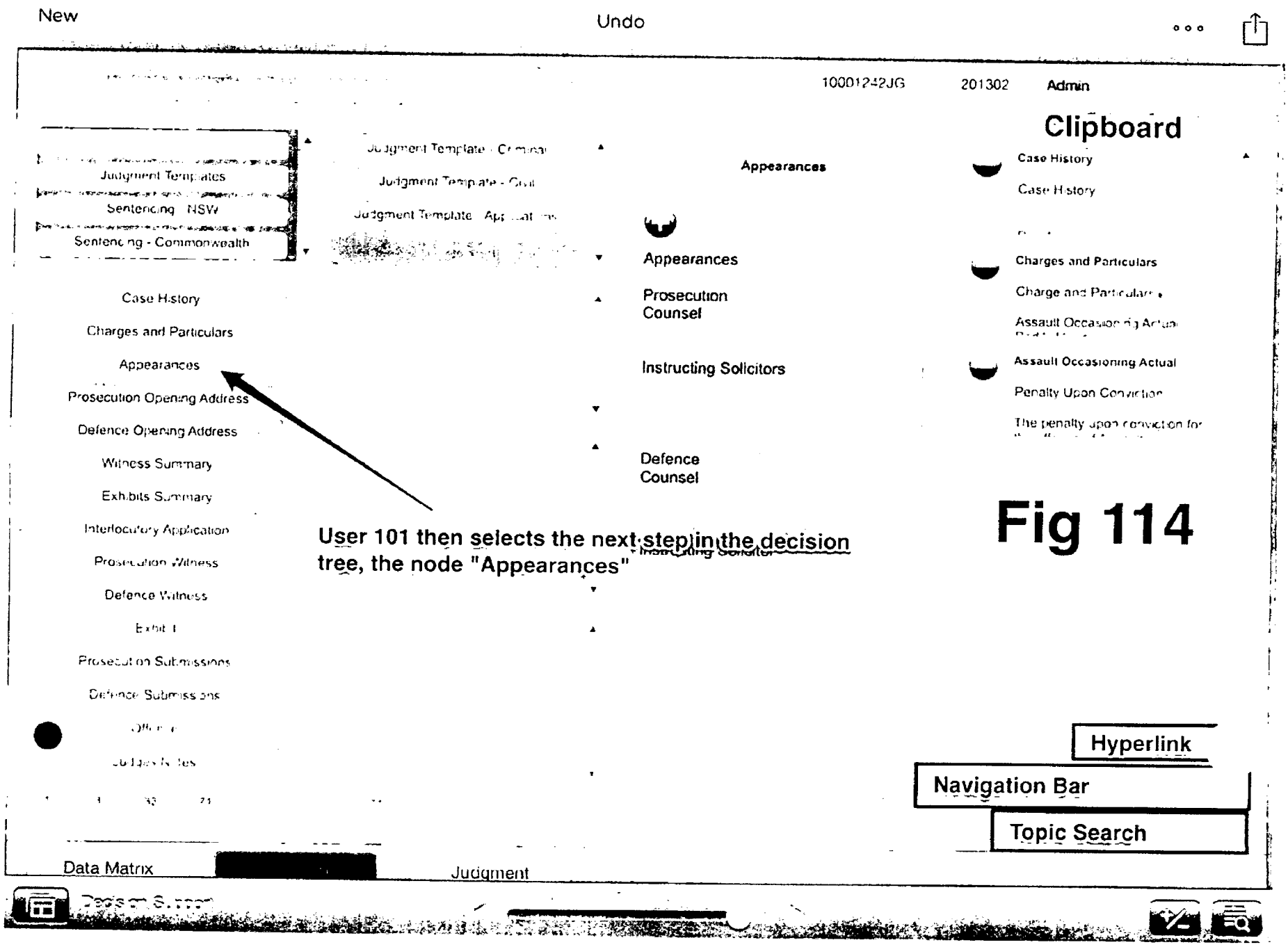

New
Undo
Interactive Bench Book
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201302
Admin
Tier 1
Tier 2
Tier 3
Tier 5
Tier 6
Tier 7
Tier 8
Tier 9
Common Assault
Assault Occasioning Actual Bodily Harm
Assault - Intent to Commit Serious Indictibe Offence
Weapons Offences
Data Windows
Assault Occasioning Actual Bodily Harm
Add to matter list
Penalty Upon Conviction
The penalty upon conviction for the offence of Assault Occasioning Actual Bodily Harm
Clipboard
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
User 101, having ascertained the information they required from the Data Matrix and copied it to the Clipboard, returns to Decision Support mode by activating the Decision Support button and is returned to the last step in the decision chain they had taken before entering Data Matris mode
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Bench Books

Fig 112


New
Undo
10001242JG
201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Charges and Particulars
Charge and Particulars
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
1 3 33 70 0 0 70
The decision maker is returned to the last step they had taken in Decision Support mode by computer system 100.
The Data Windows selected in Data Matrix mode retains its position on the Clipboard in relation to the data Windows entered in Decision Support mode (and vice versa)
Fig 113
Hyperli
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Decision Support
Delete


New
Undo
10001242JG
201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Judgment Template - Criminal
Judgment Template - Civil
Appearances
Appearances
Prosecution Counsel
Instructing Solicitors
Defence Counsel
Case History
Case History
Charges and Particulars
Assault Occasioning Actual
Penalty Upon Conviction
User 101 then selects the next step in the decision tree, the node "Appearances"
Fig 114
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment

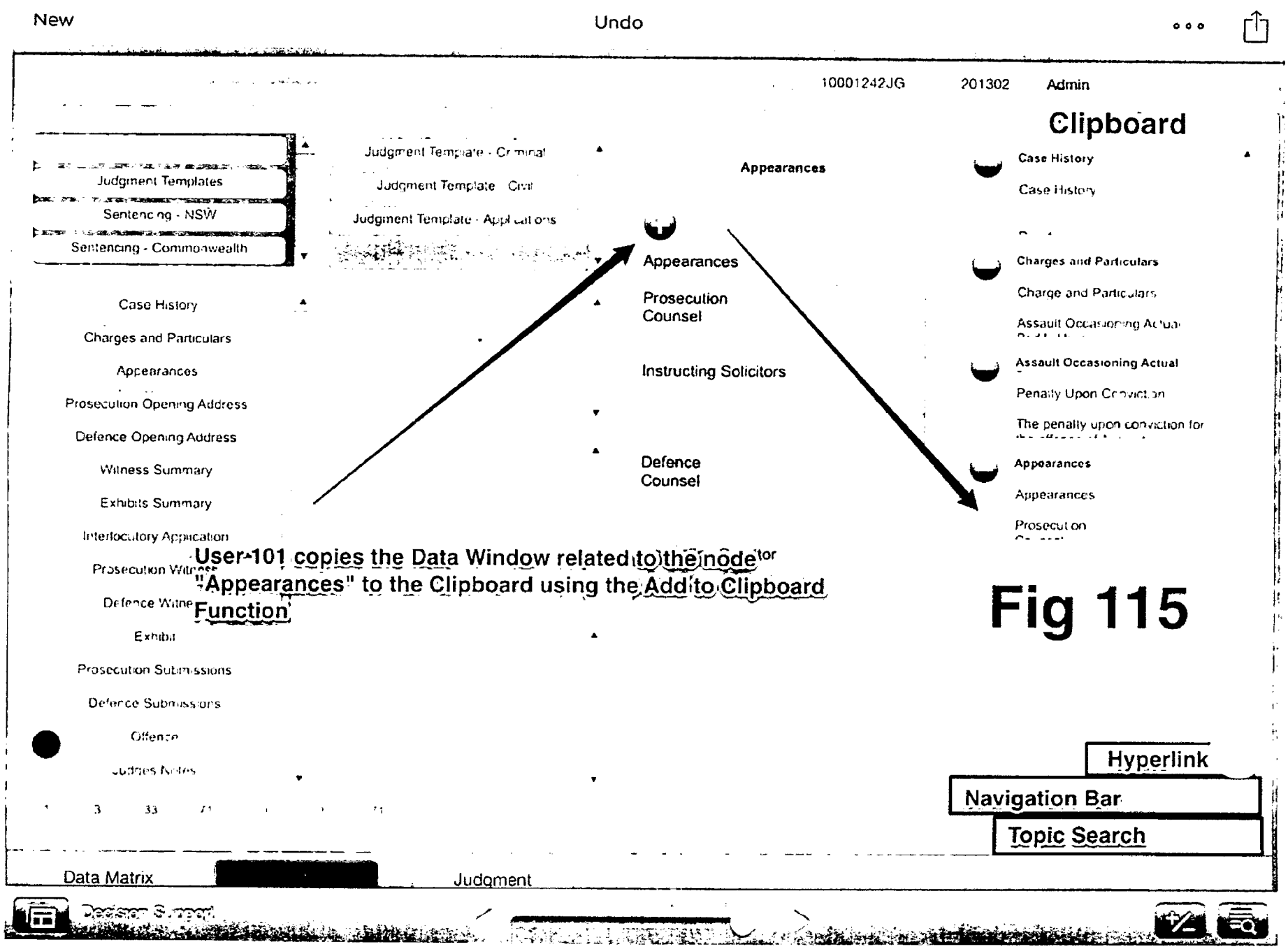
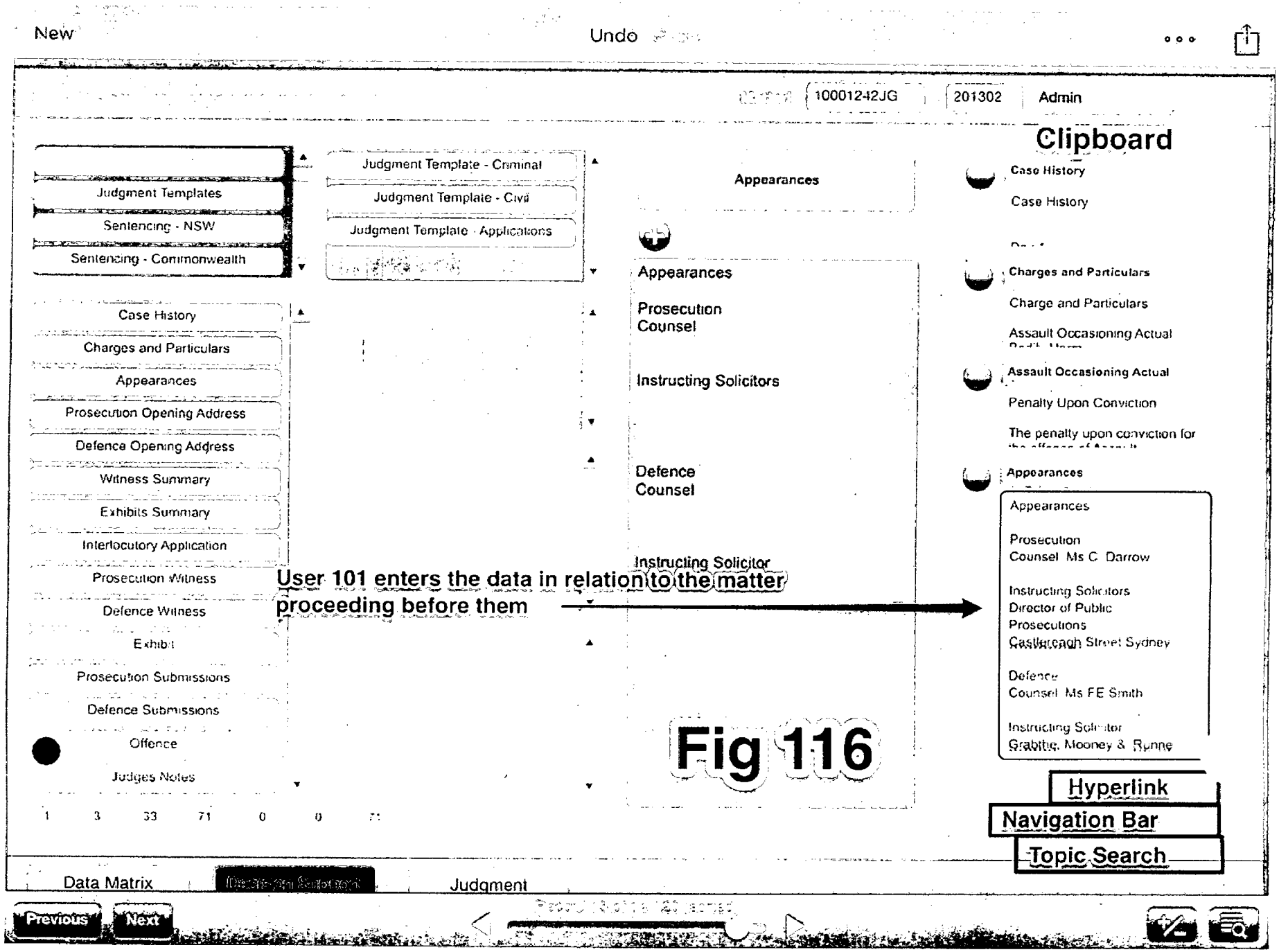

New
Undo
10001242JG
201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Appearances
Prosecution Counsel
Instructing Solicitors
Defence Counsel
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
User 101 copies the Data Window related to the node for "Appearances" to the Clipboard using the Add to Clipboard Function
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

Fig 115


New
Undo
10001242JG
201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
1 3 33 71 0 0
Appearances
Prosecution Counsel
Instructing Solicitors
Defence Counsel
Instructing Solicitor
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution Counsel Ms C Darrow
Instructing Solicitors Director of Public Prosecutions
Defence Counsel Ms FE Smith
Instructing Solicitor Grabiec Mooney & Rynne
User 101 enters the data in relation to the matter proceeding before them
Fig 116
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Previous
Next

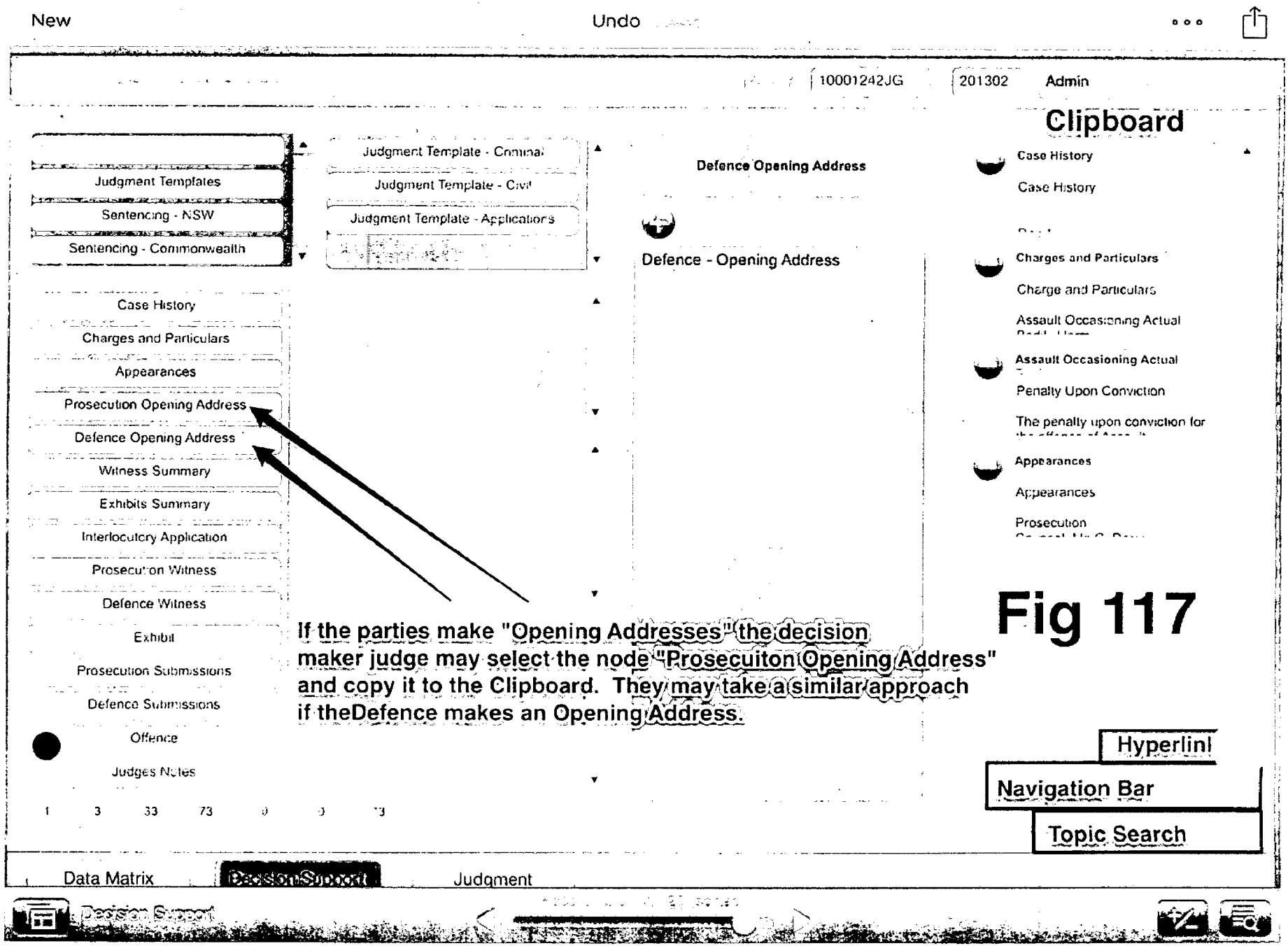

New
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201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Application
Defence Opening Address
Defence - Opening Address
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
If the parties make "Opening Addresses" the decision maker judge may select the node "Prosecuiton Opening Address" and copy it to the Clipboard. They may take a similar approach if theDefence makes an Opening Address.
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Decision Support

Fig 117

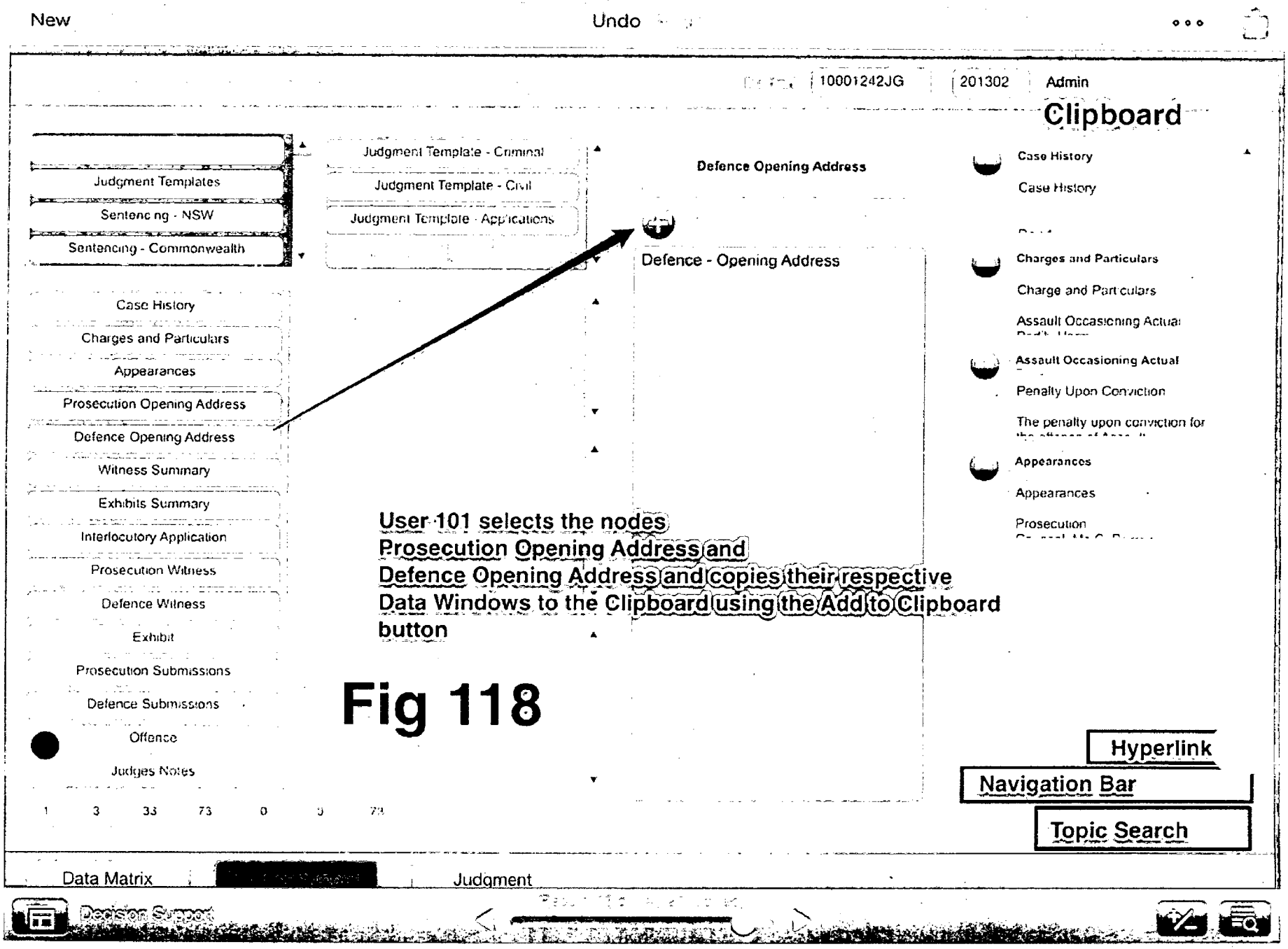
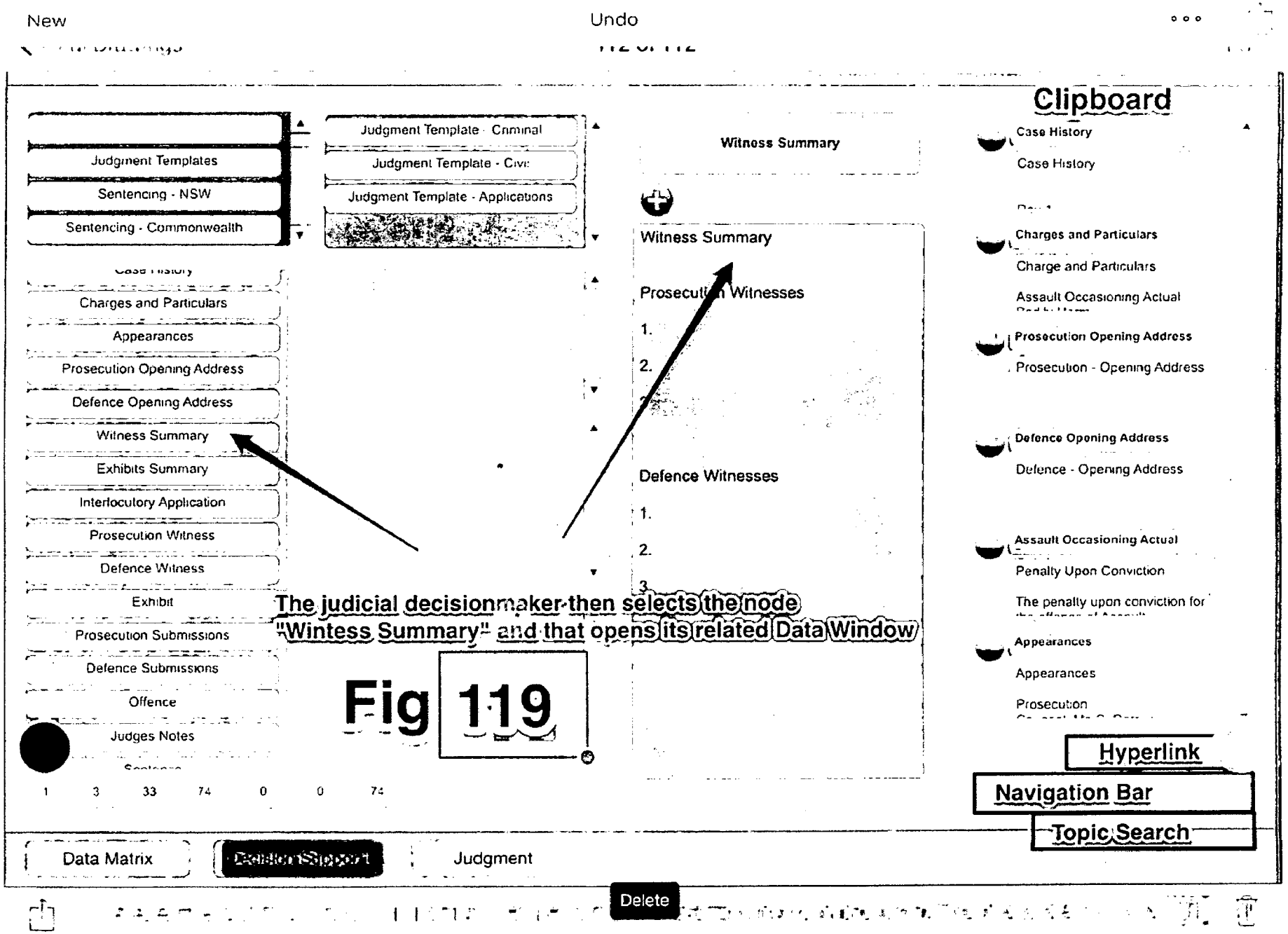

New
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Admin
Clipboard
Judgment Templates
Sentenc ng - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Defence Opening Address
Defence - Opening Address
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
User 101 selects the nodes Prosecution Opening Address and Defence Opening Address and copies their respective Data Windows to the Clipboard using the Add to Clipboard button
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

Fig 118


New
Undo
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Witness Summary
Witness Summary
Prosecution Witnesses
1.
2.
Defence Witnesses
1.
2.
3.
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Prosecution Opening Address
Prosecution - Opening Address
Defence Opening Address
Defence - Opening Address
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
The judicial decisionmaker then selects the node "Wintess Summary" and that opens its related Data Window
Fig 119
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Delete

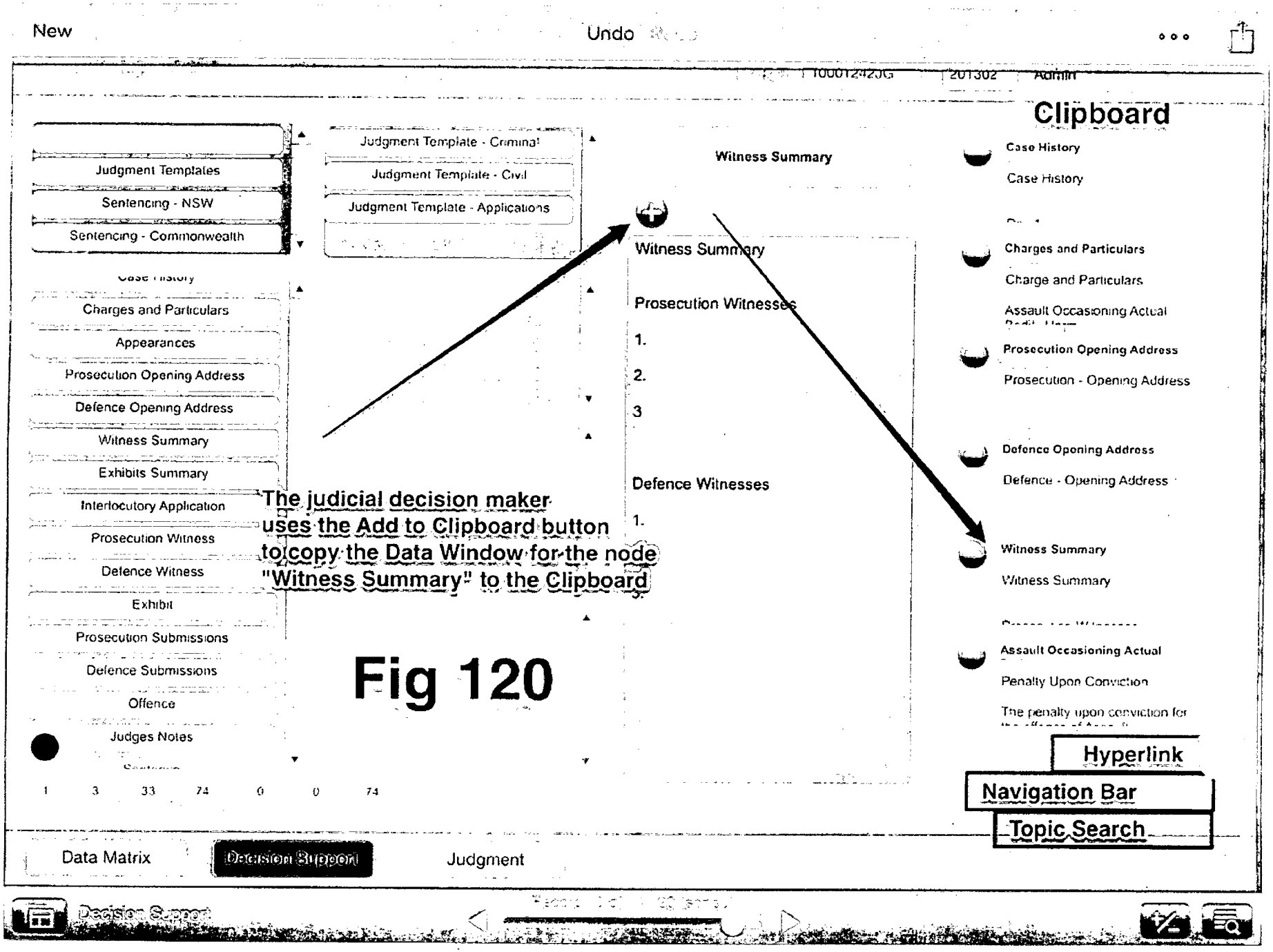

New
Undo
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Witness Summary
Witness Summary
Prosecution Witnesses
1.
2.
3
Defence Witnesses
1.
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Prosecution Opening Address
Prosecution - Opening Address
Defence Opening Address
Defence - Opening Address
Witness Summary
Witness Summary
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
The judicial decision maker uses the Add to Clipboard button to copy the Data Window for the node "Witness Summary" to the Clipboard
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Decision Support

Fig 120

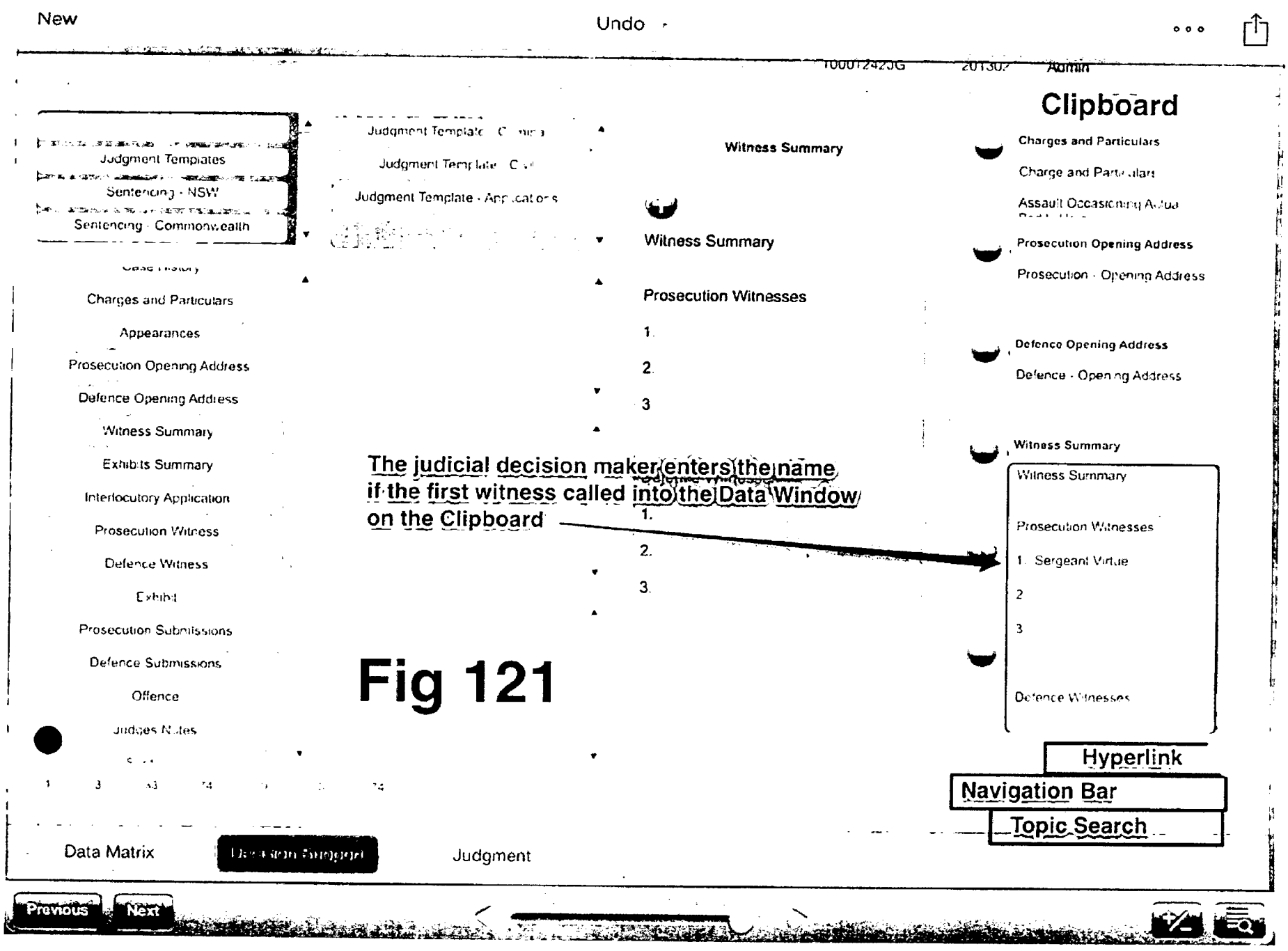

New
Undo
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Witness Summary
Witness Summary
Prosecution Witnesses
1.
2.
3
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual
Prosecution Opening Address
Prosecution - Opening Address
Defence Opening Address
Defence - Opening Address
Witness Summary
The judicial decision maker enters the name if the first witness called into the Data Window on the Clipboard
Witness Summary
Prosecution Witnesses
1. Sergeant Virtue
2
3
Defence Witnesses
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Previous
Next

Fig 121

Witness Summary

Fig 121-1

Witness Summary

Prosecution Witnesses

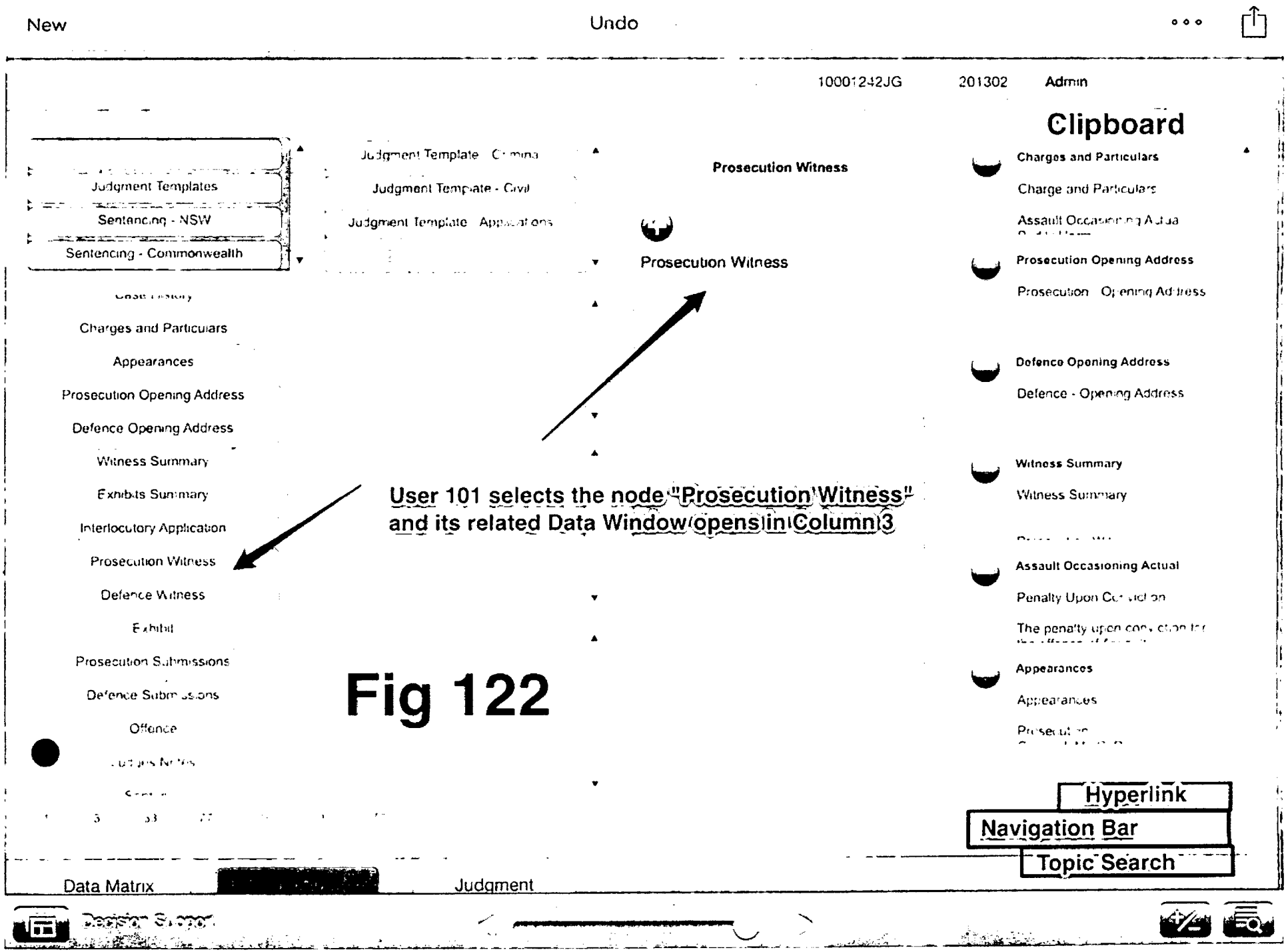
1. Sergeant Virtue

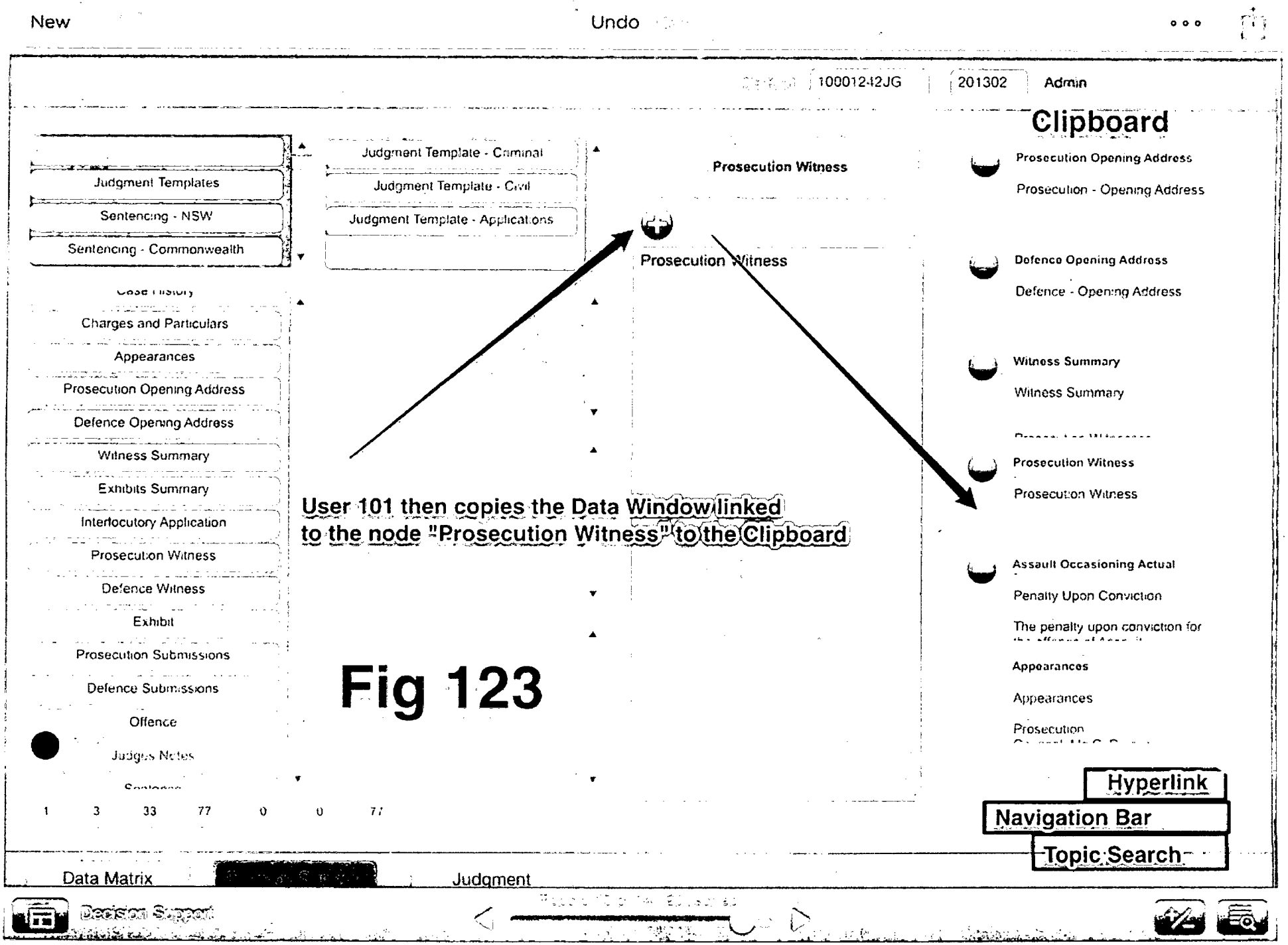
2.

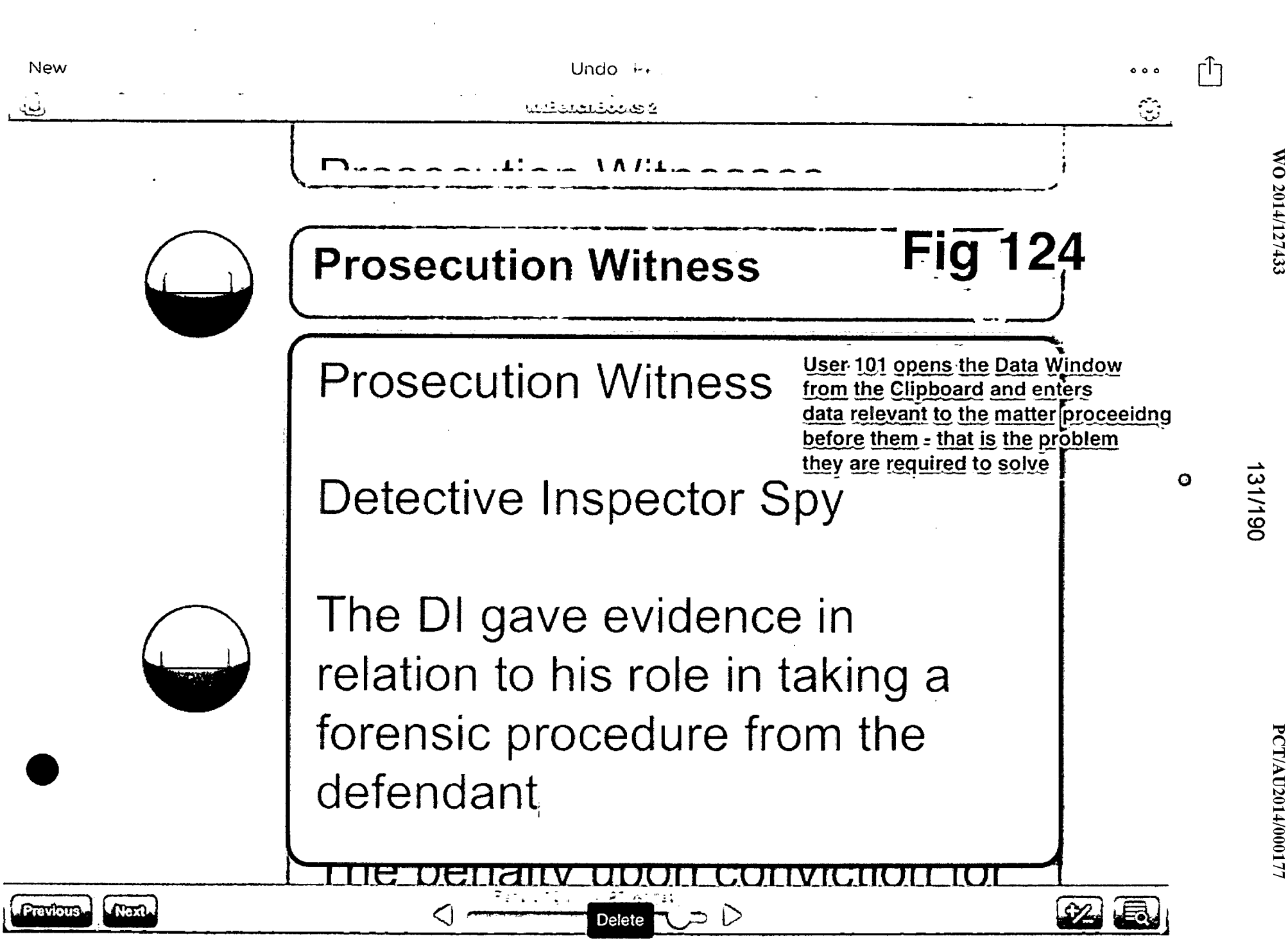
3

This illustrates how user 101 may resize the Data Window to failitate reading and editing its contents

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New
Undo
10001242JG 201302 Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Prosecution Witness
Prosecution Witness
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Charges and Particulars
Charge and Particulars
Prosecution Opening Address
Prosecution Opening Address
Defence Opening Address
Defence - Opening Address
Witness Summary
Witness Summary
Assault Occasioning Actual
Penalty Upon Conviction
Appearances
Appearances
User 101 selects the node "Prosecution Witness" and its related Data Window opens in Column 3
Fig 122
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment


New
Undo
100012-42JG
201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Prosecution Witness
Prosecution Witness
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Prosecution Opening Address
Prosecution - Opening Address
Defence Opening Address
Defence - Opening Address
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
User 101 then copies the Data Window linked to the node "Prosecution Witness" to the Clipboard
Fig 123
Hyperlink
Navigation Bar
Topic Search
1 3 33 77 0 0 77
Data Matrix
Judgment
Decision Support


New
Undo
Prosecution Witness
Fig 124
Prosecution Witness
User 101 opens the Data Window from the Clipboard and enters data relevant to the matter proceeidng before them - that is the problem they are required to solve
Detective Inspector Spy
The DI gave evidence in relation to his role in taking a forensic procedure from the defendant
Previous
Next
Delete

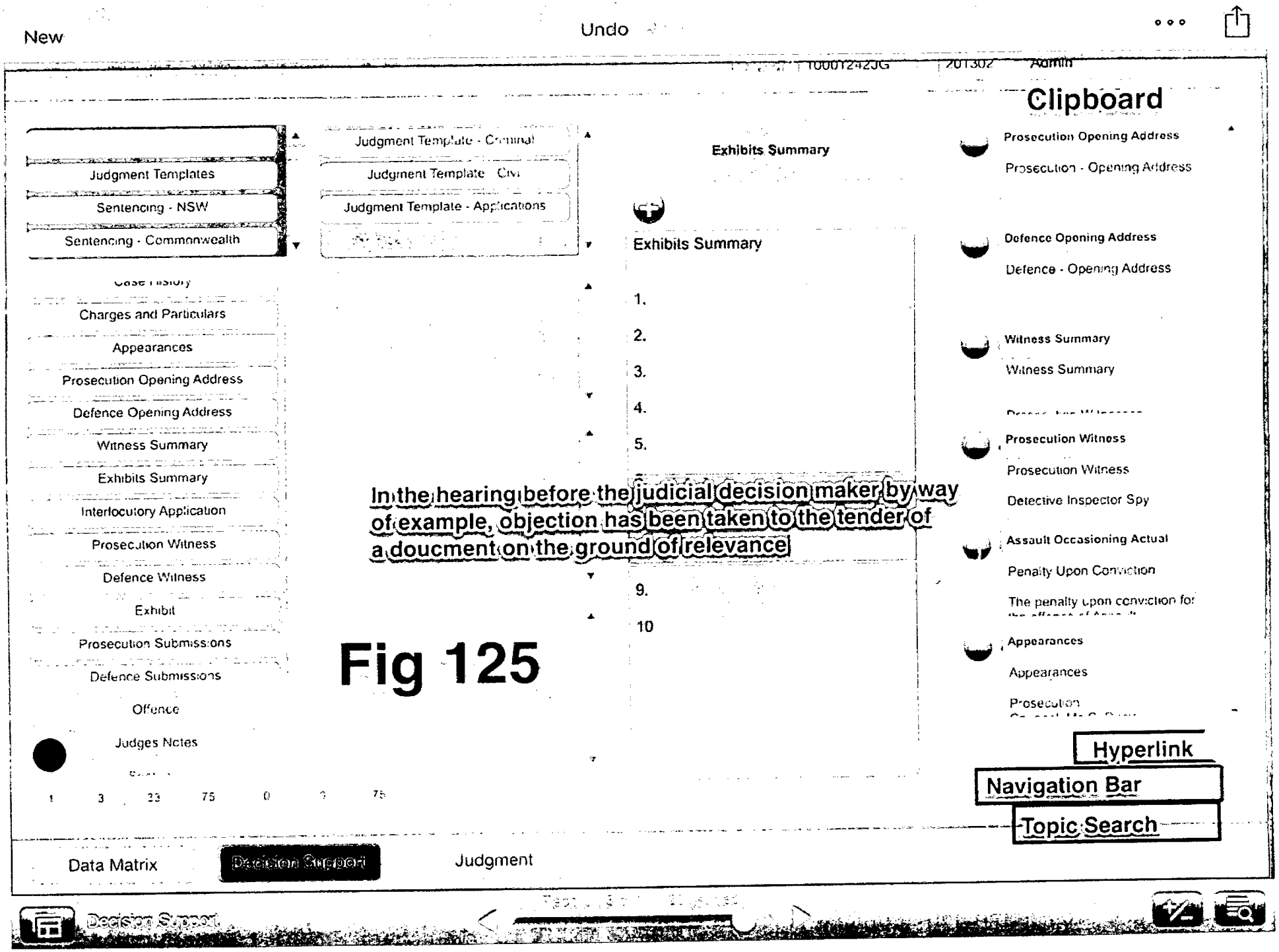

New
Undo
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Exhibits Summary
Exhibits Summary
1.
2.
3.
4.
5.
9.
10
In the hearing before the judicial decision maker by way of example, objection has been taken to the tender of a doucment on the ground of relevance
Prosecution Opening Address
Prosecution - Opening Address
Defence Opening Address
Defence - Opening Address
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Assault Occasioning Actual
Penalty Upon Conviction
Appearances
Appearances
Prosecution
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Decision Support
Judgment
Decision Support

Fig 125

New Undo

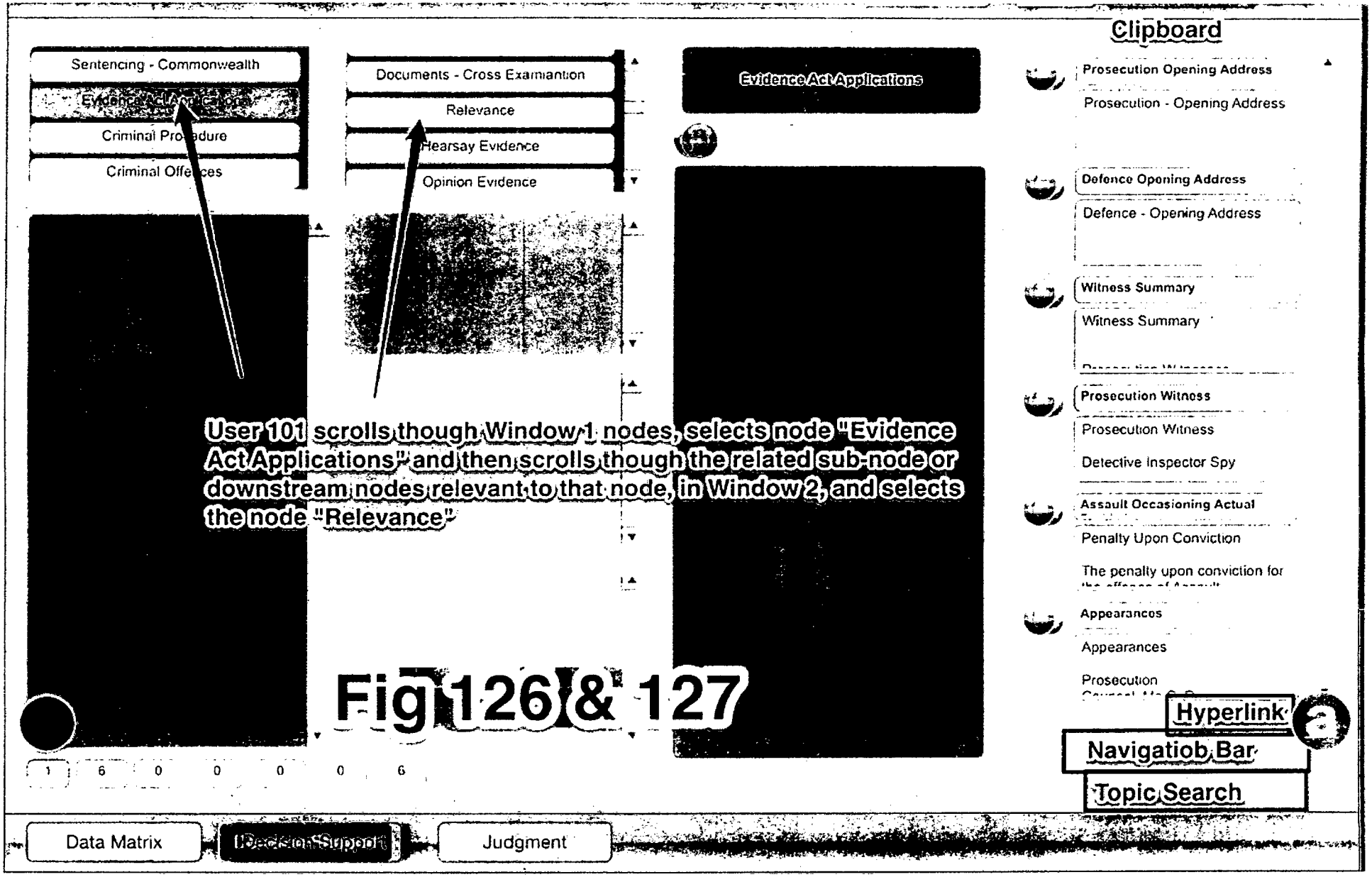
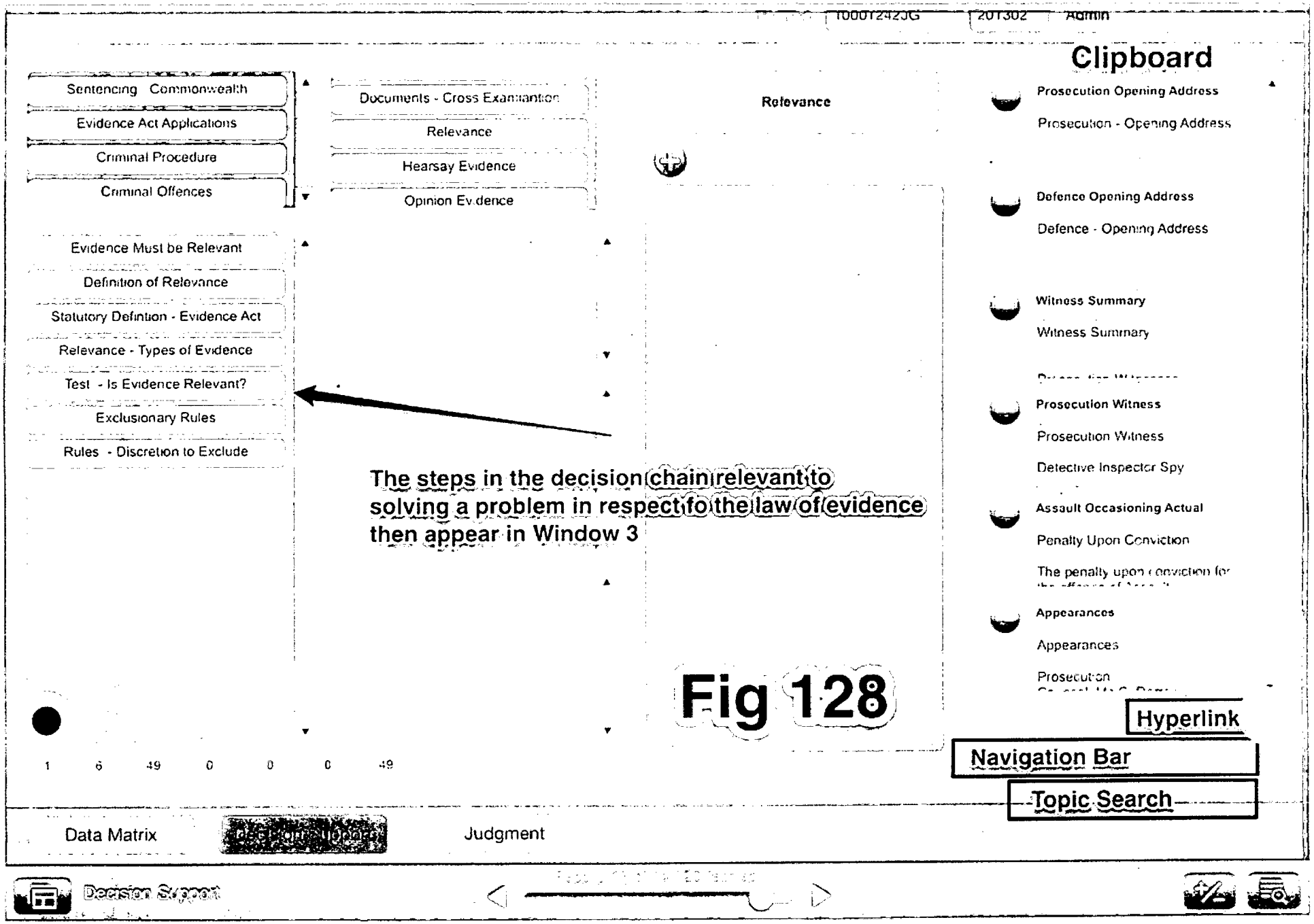
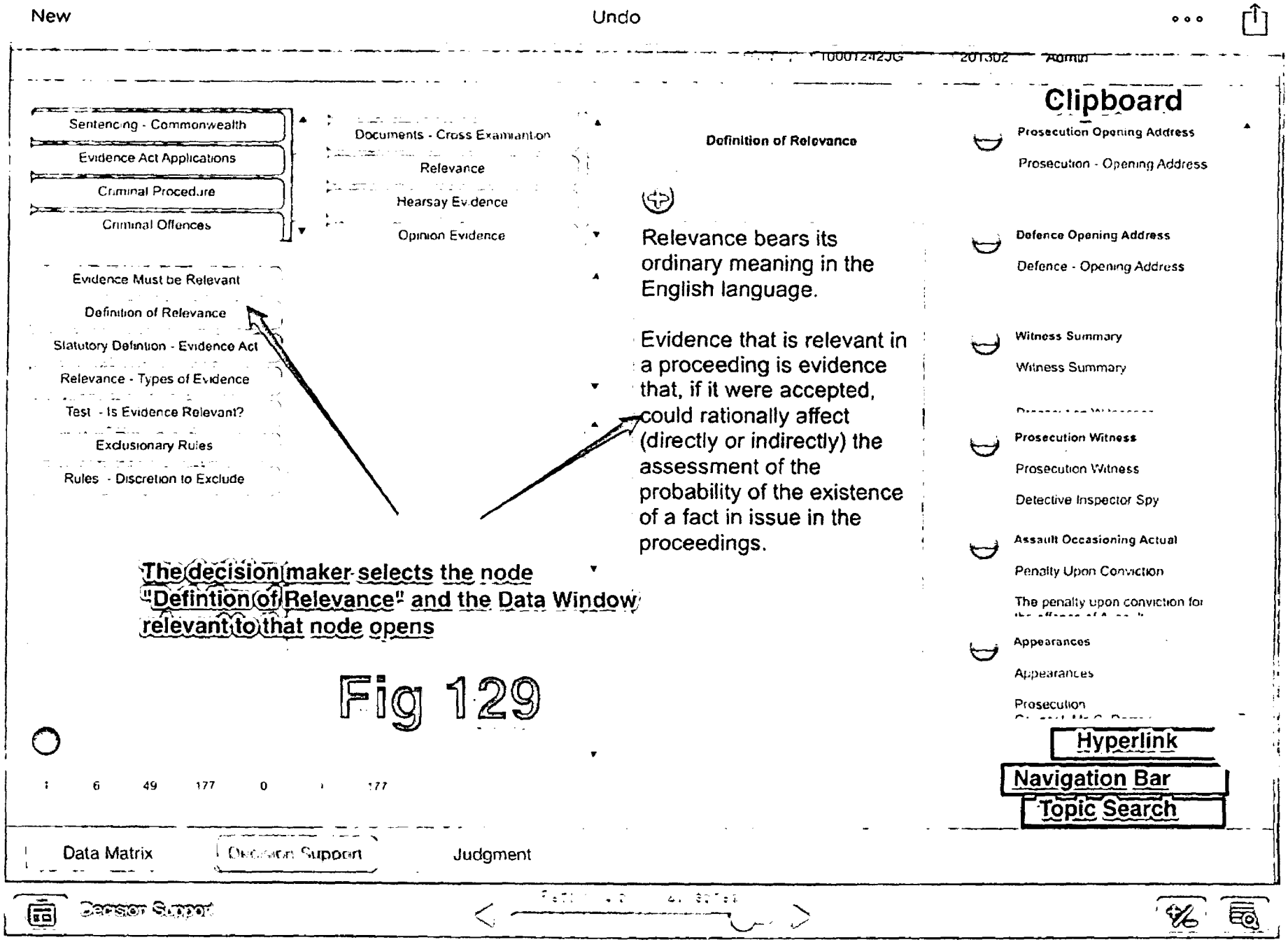


Fig 126 & 127

New Undo


Clipboard
Sentencing Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Documents - Cross Examination
Relevance
Hearsay Evidence
Opinion Evidence
Relevance
Evidence Must be Relevant
Definition of Relevance
Statutory Defintion - Evidence Act
Relevance - Types of Evidence
Test - Is Evidence Relevant?
Exclusionary Rules
Rules - Discretion to Exclude
Prosecution Opening Address
Prosecution - Opening Address
Defence Opening Address
Defence - Opening Address
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Assault Occasioning Actual
Penalty Upon Conviction
Appearances
Appearances
Prosecution
The steps in the decision chain relevant to solving a problem in respect to the law of evidence then appear in Window 3
Fig 128
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support


New
Undo
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Documents - Cross Examination
Relevance
Hearsay Evidence
Opinion Evidence
Evidence Must be Relevant
Definition of Relevance
Statutory Definition - Evidence Act
Relevance - Types of Evidence
Test - Is Evidence Relevant?
Exclusionary Rules
Rules - Discretion to Exclude
Definition of Relevance
Relevance bears its ordinary meaning in the English language.
Evidence that is relevant in a proceeding is evidence that, if it were accepted, could rationally affect (directly or indirectly) the assessment of the probability of the existence of a fact in issue in the proceedings.
Clipboard
Prosecution Opening Address
Prosecution - Opening Address
Defence Opening Address
Defence - Opening Address
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Hyperlink
Navigation Bar
Topic Search
The decision maker selects the node "Defintion of Relevance" and the Data Window relevant to that node opens
Fig 129
Data Matrix
Decision Support
Judgment
Decision Support

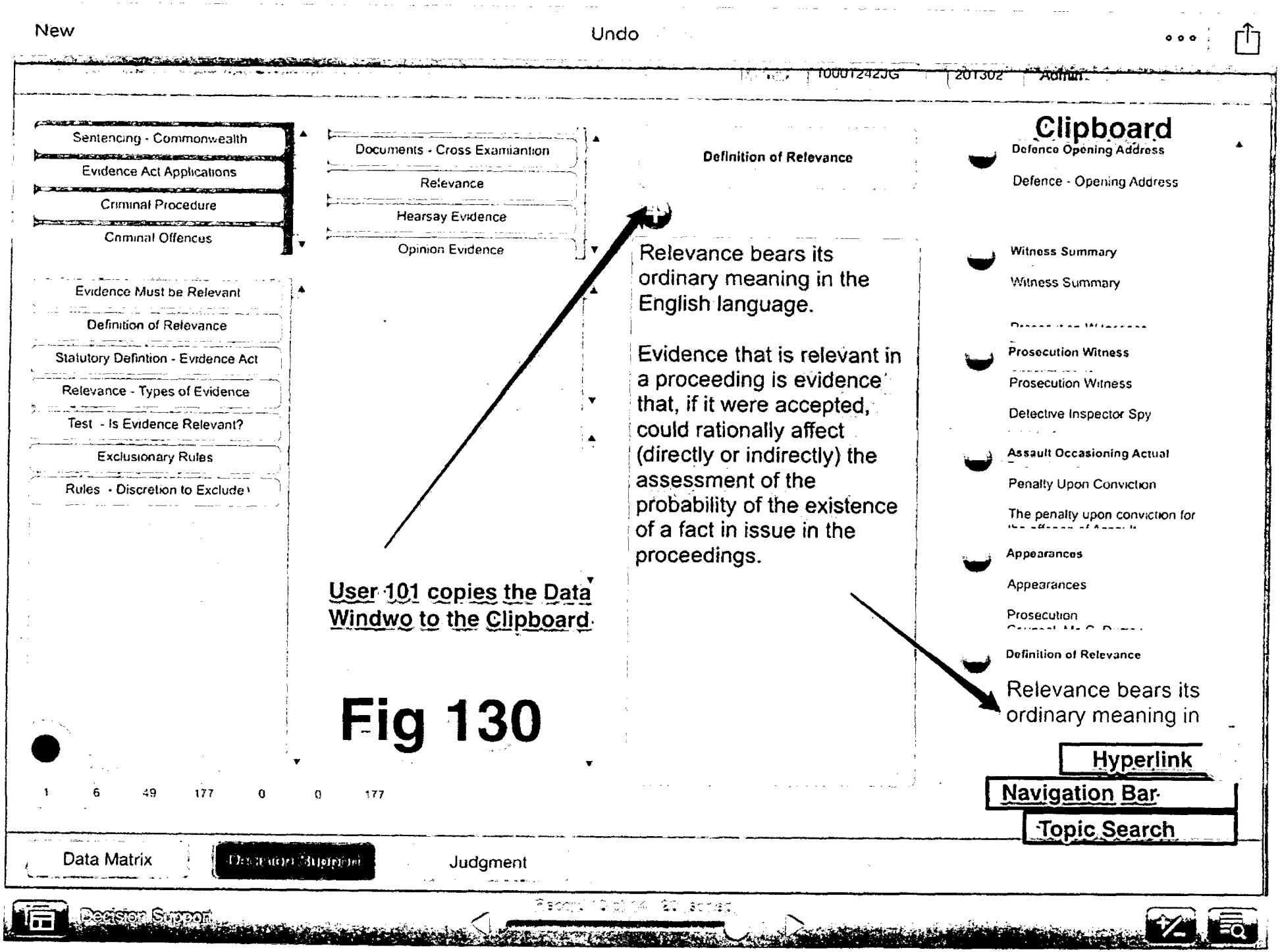

New
Undo
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Documents - Cross Examination
Relevance
Hearsay Evidence
Opinion Evidence
Evidence Must be Relevant
Definition of Relevance
Statutory Defintion - Evidence Act
Relevance - Types of Evidence
Test - Is Evidence Relevant?
Exclusionary Rules
Rules - Discretion to Exclude
Definition of Relevance
Relevance bears its ordinary meaning in the English language.
Evidence that is relevant in a proceeding is evidence that, if it were accepted, could rationally affect (directly or indirectly) the assessment of the probability of the existence of a fact in issue in the proceedings.
User 101 copies the Data Windwo to the Clipboard
Clipboard
Defence Opening Address
Defence - Opening Address
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Hyperlink
Navigation Bar
Topic Search
1 6 49 177 0 0 177
Data Matrix
Judgment
Decision Support

Fig 130

Appearances

Fig 130-1

Prosecution

Counsel: Ms C. Darrow

Definition of Relevance

Relevance bears its ordinary meaning in the English language.

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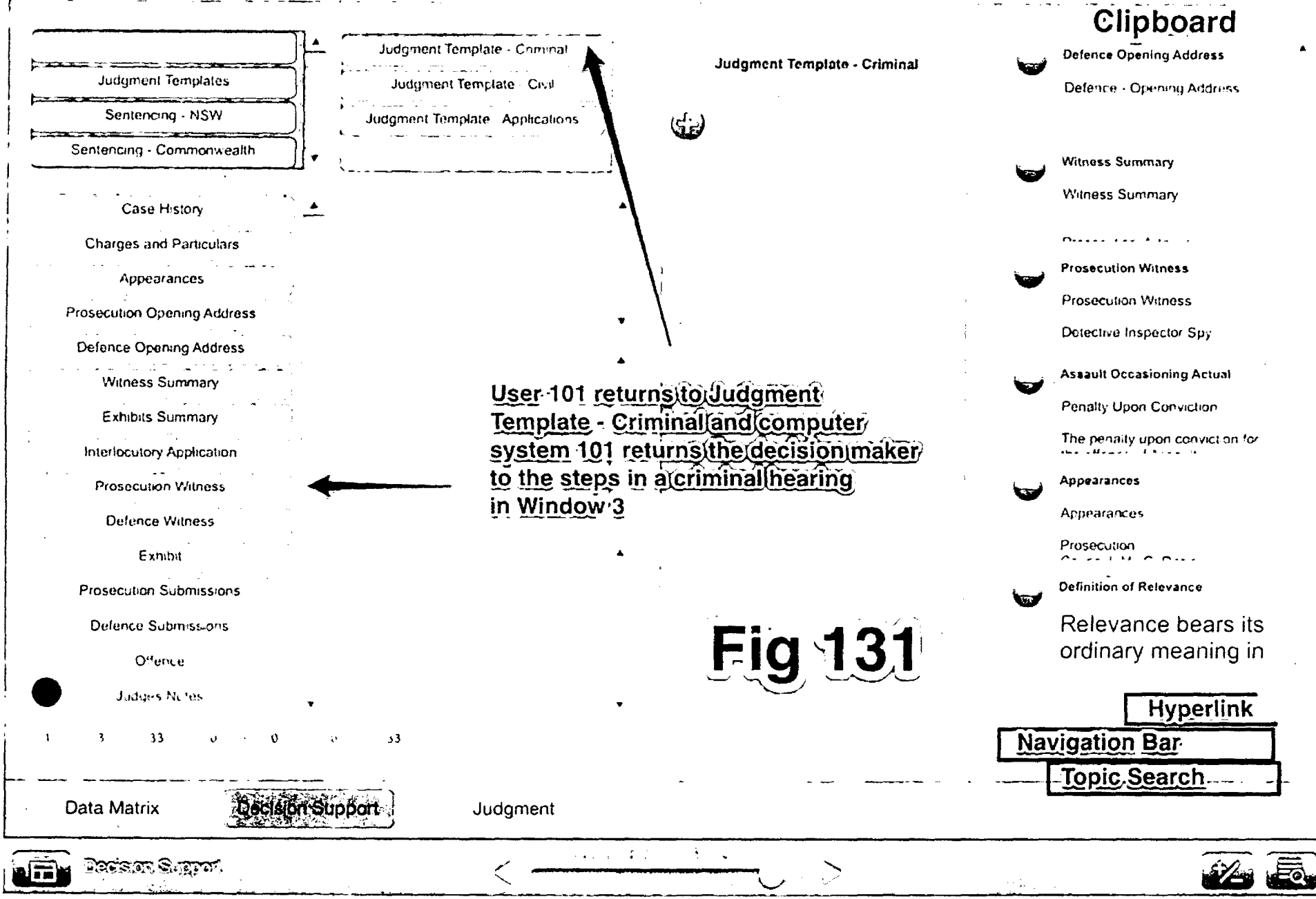


Fig 131

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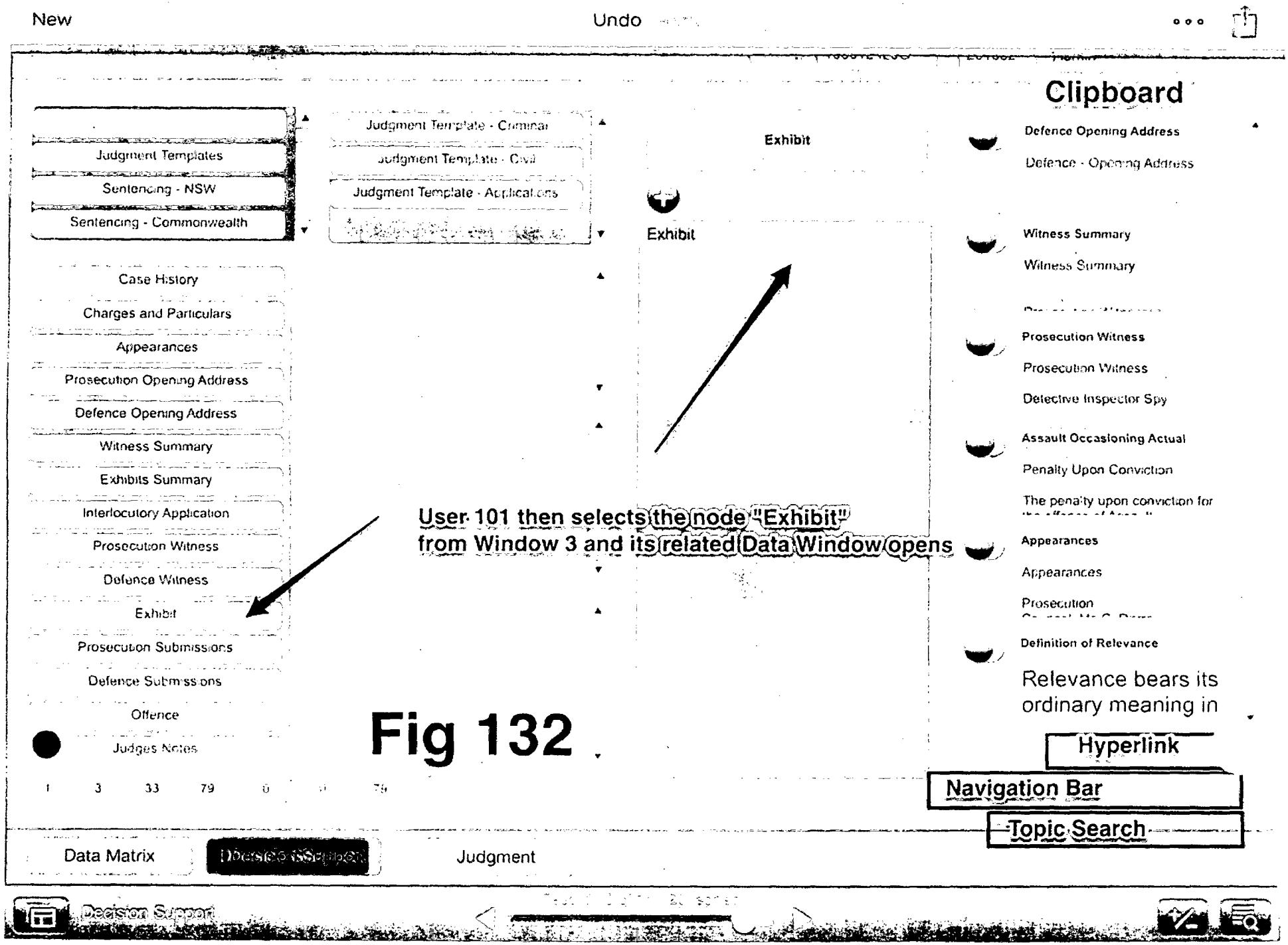

New
Undo
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Exhibit
Exhibit
User 101 then selects the node "Exhibit" from Window 3 and its related Data Window opens
Clipboard
Defence Opening Address
Defence - Opening Address
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

Fig 132

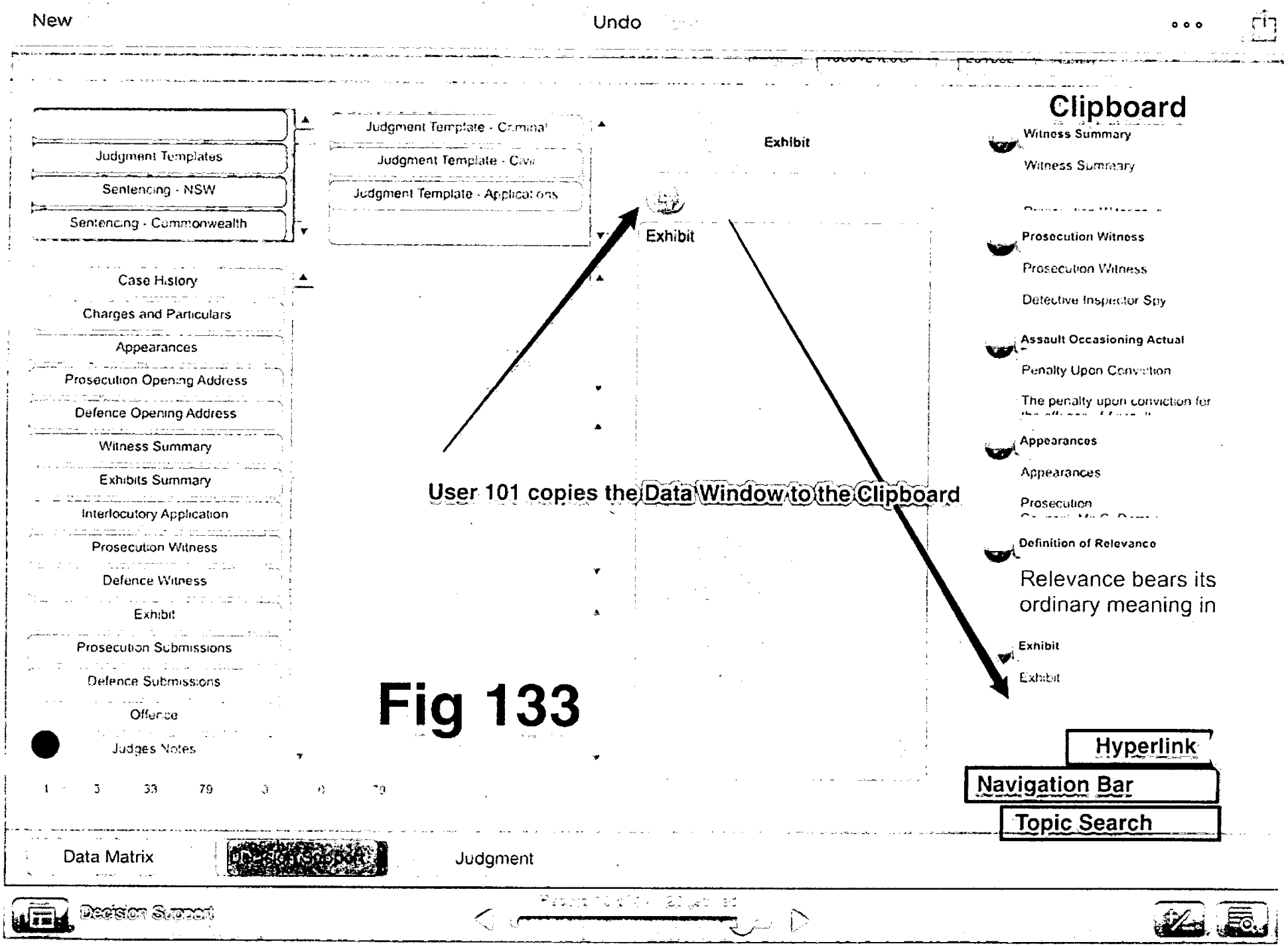
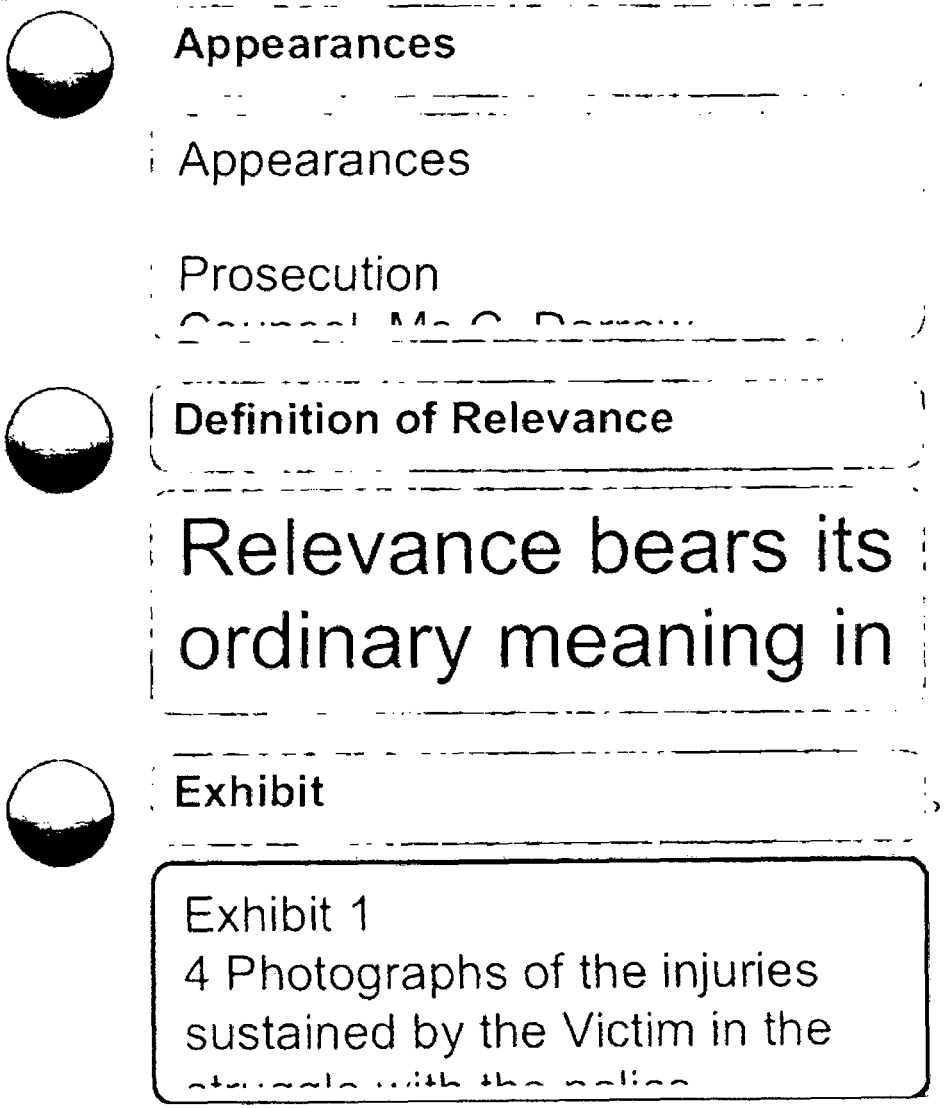

New
Undo
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
1 3 33 79 3 0 79
Exhibit
Exhibit
User 101 copies the Data Window to the Clipboard
Clipboard
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit
Hyperlink
Navigation Bar
Topic Search
Data Matrix
Judgment
Decision Support

Fig 133

Fig 134



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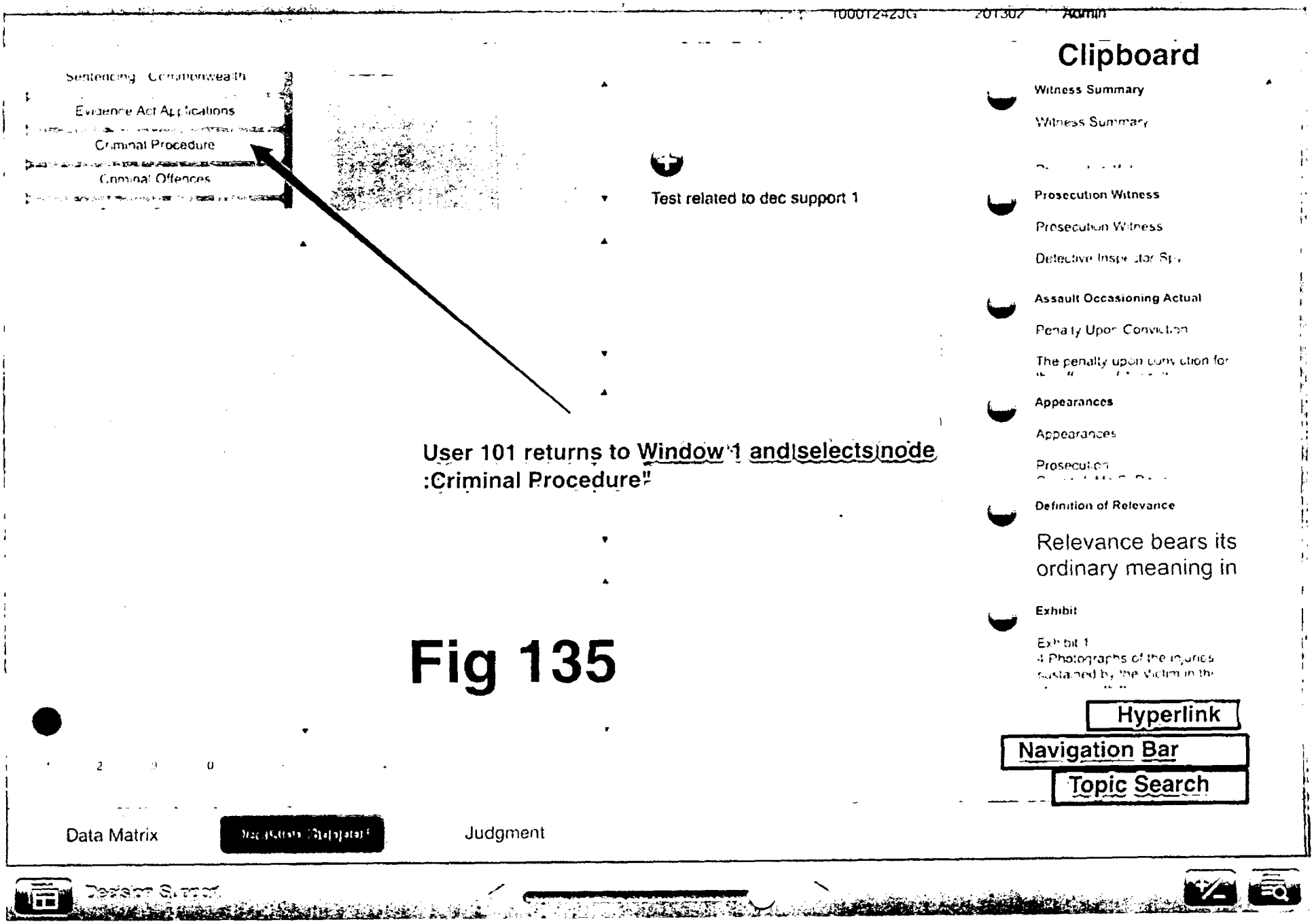


Fig 135

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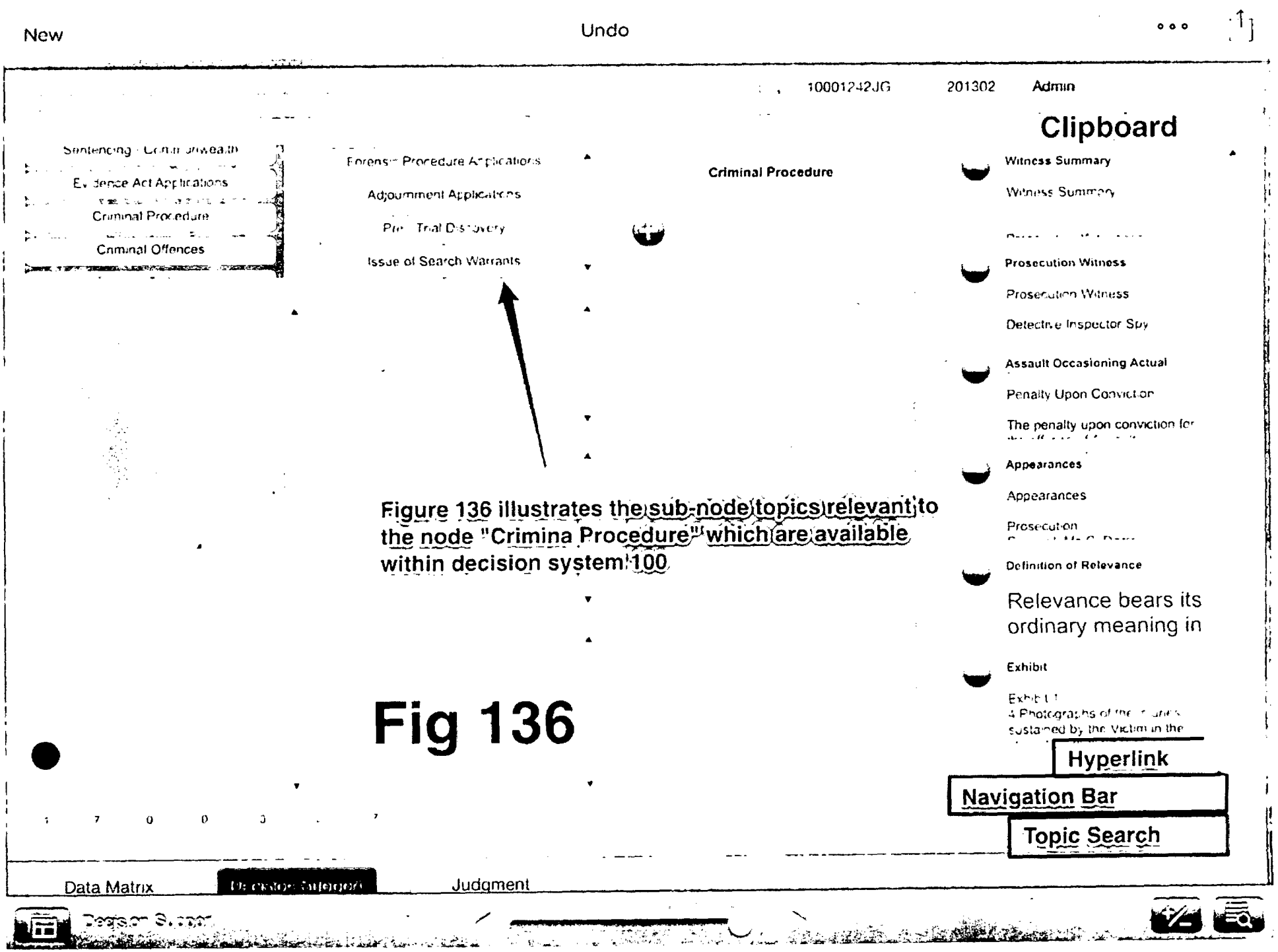


Figure 136 illustrates the sub-node topics relevant to the node "Crimina Procedure" which are available within decision system 100

Fig 136

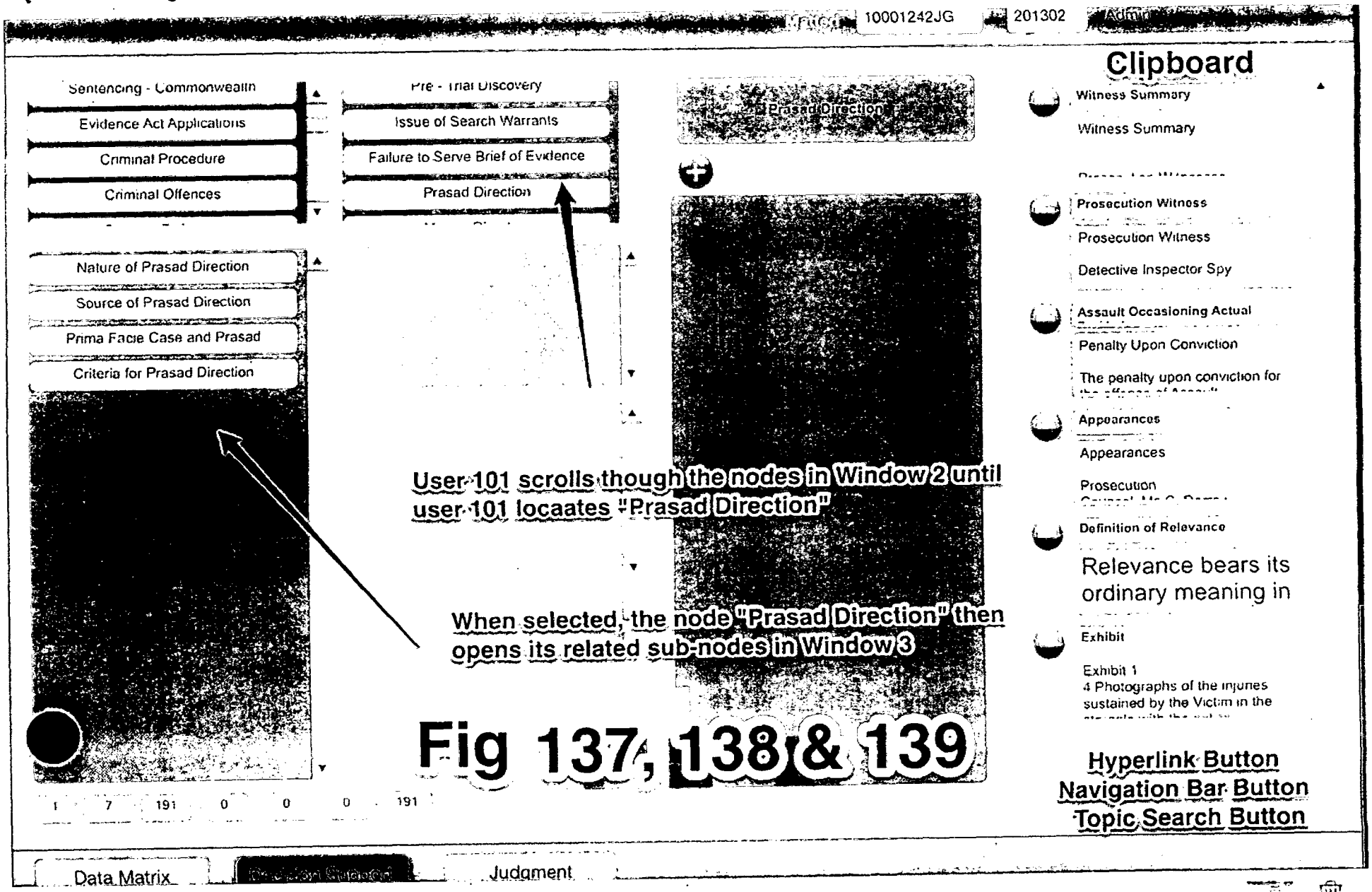
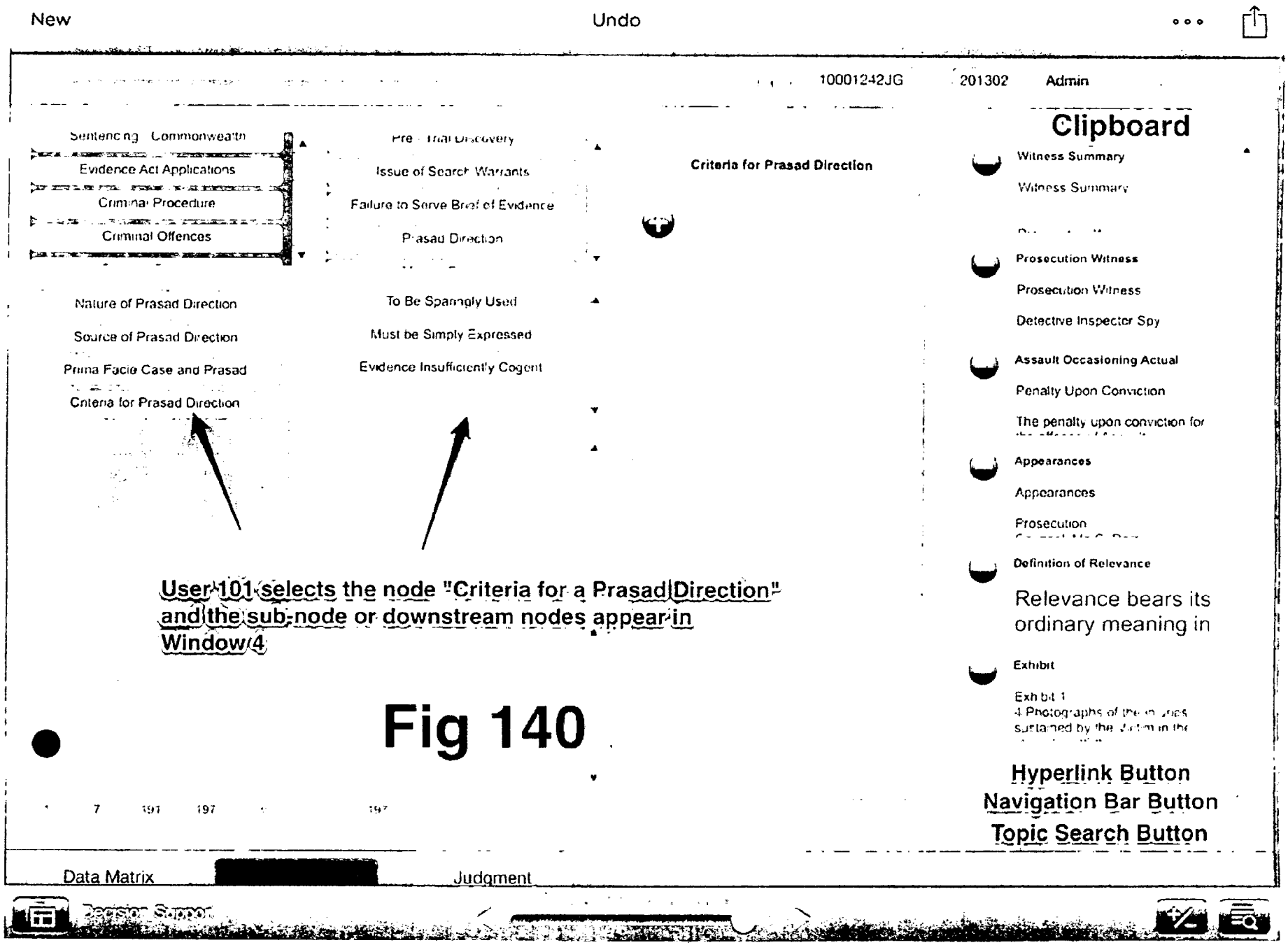


Fig 137, 138 & 139

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New
Undo
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201302
Admin
Sentencing Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Pre-Trial Discovery
Issue of Search Warrants
Failure to Serve Brief of Evidence
Prasad Direction
Criteria for Prasad Direction
Nature of Prasad Direction
Source of Prasad Direction
Prima Facie Case and Prasad
Criteria for Prasad Direction
To Be Sparingly Used
Must be Simply Expressed
Evidence Insufficiently Cogent
Clipboard
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
User 101 selects the node "Criteria for a Prasad Direction" and the sub-node or downstream nodes appear in Window 4
Fig 140
Hyperlink Button
Navigation Bar Button
Topic Search Button
Data Matrix
Judgment
Decision Support

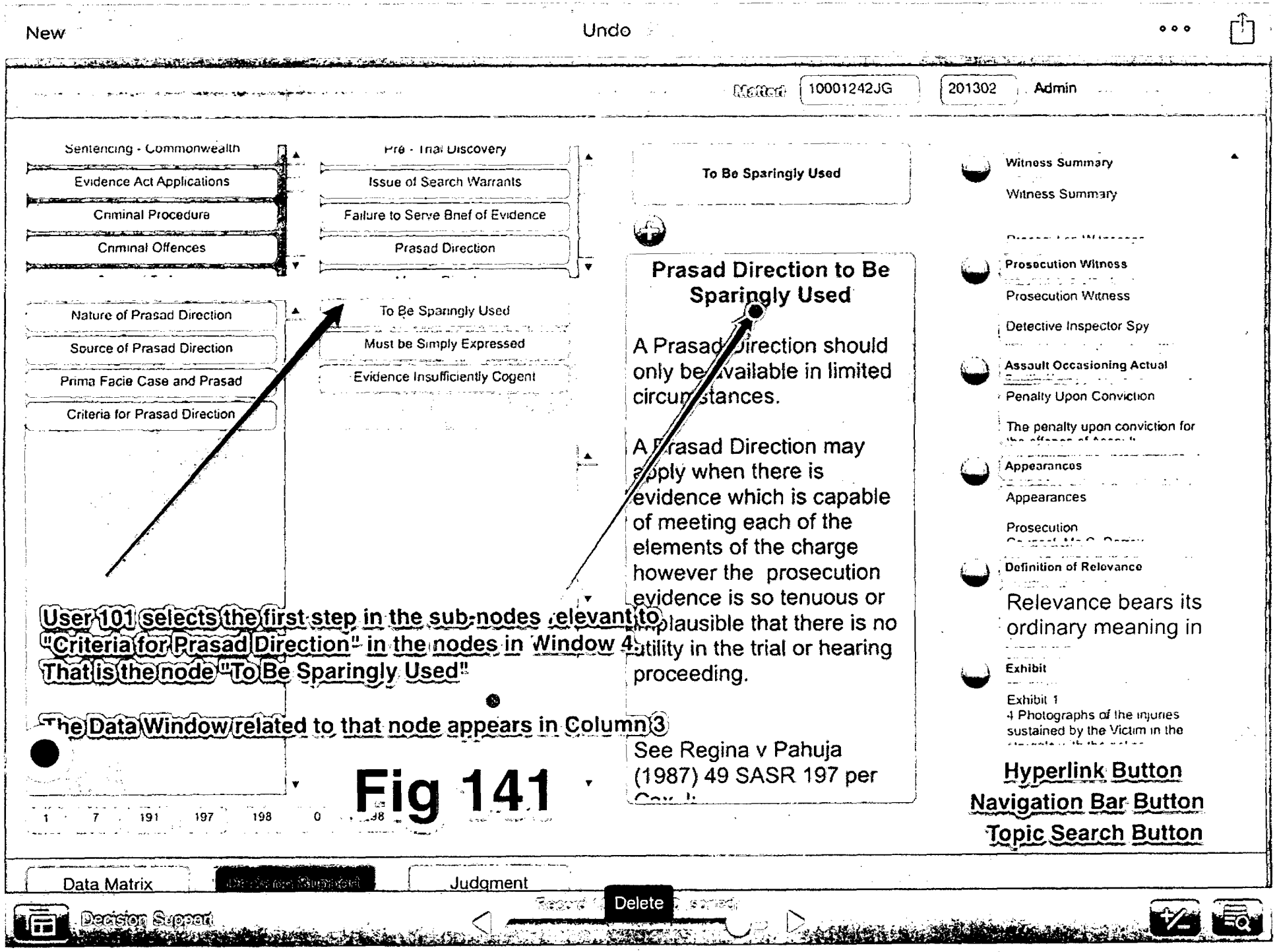
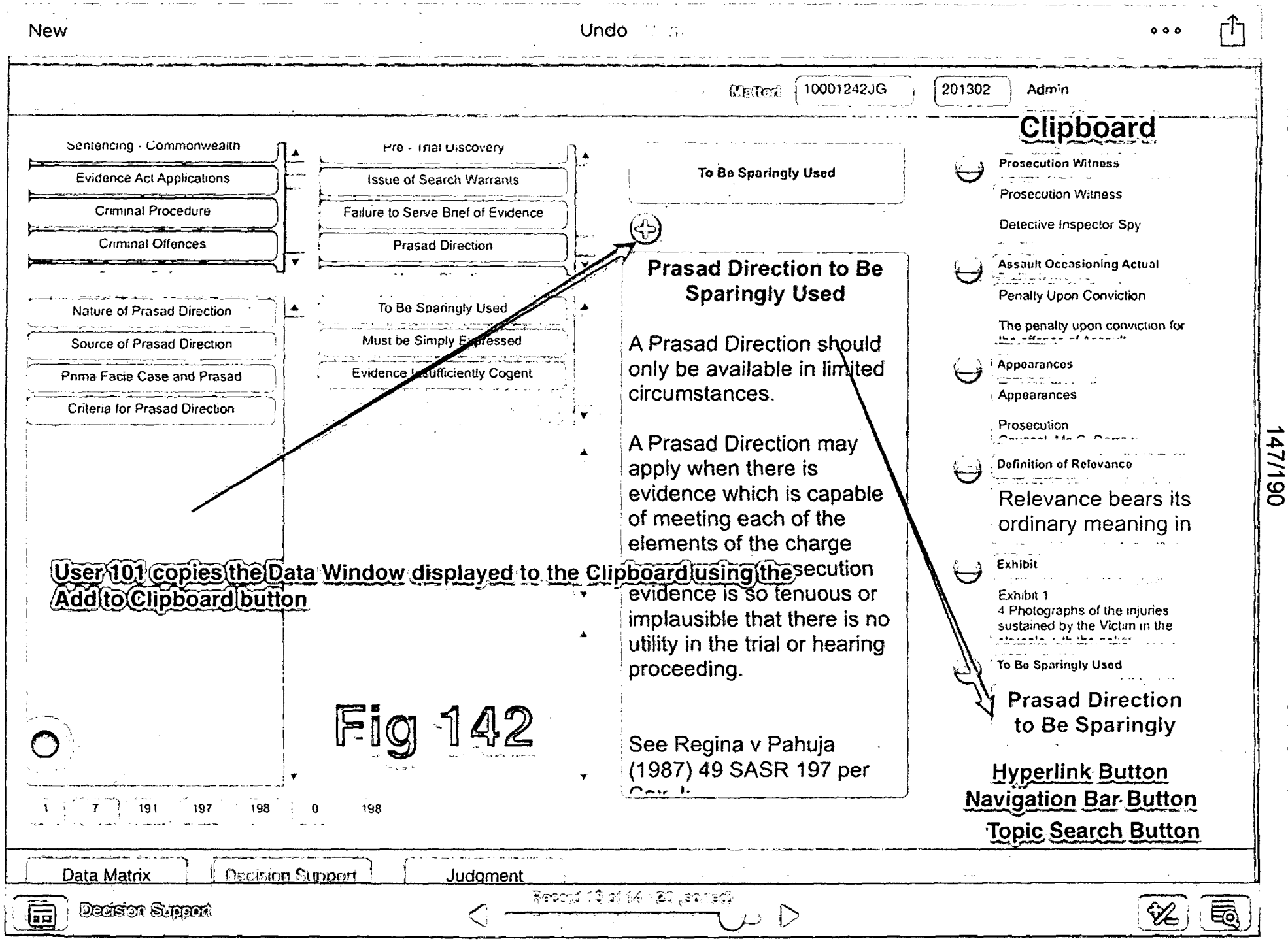

New
Undo
Matter 10001242JG
201302
Admin
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Pre - Trial Discovery
Issue of Search Warrants
Failure to Serve Bnef of Evidence
Prasad Direction
Nature of Prasad Direction
Source of Prasad Direction
Prima Facie Case and Prasad
Criteria for Prasad Direction
To Be Sparingly Used
Must be Simply Expressed
Evidence Insufficiently Cogent
To Be Sparingly Used
Prasad Direction to Be Sparingly Used
A Prasad Direction should only be available in limited circumstances.
A Prasad Direction may apply when there is evidence which is capable of meeting each of the elements of the charge however the prosecution evidence is so tenuous or implausible that there is no utility in the trial or hearing proceeding.
See Regina v Pahuja (1987) 49 SASR 197 per
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
User 101 selects the first step in the sub-nodes relevant to "Criteria for Prasad Direction" in the nodes in Window 4. That is the node "To Be Sparingly Used"
The Data Window related to that node appears in Column 3
Hyperlink Button
Navigation Bar Button
Topic Search Button
1 7 191 197 198 0
Data Matrix
Judgment
Decision Support
Delete

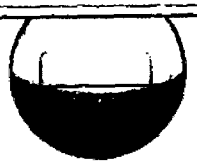
Fig 141



User 101 copies the Data Window displayed to the Clipboard using the Add to Clipboard button

Fig 142

Hyperlink Button
Navigation Bar Button
Topic Search Button



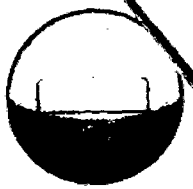
Exhibit

Fig 143 & 144

Exhibit 1

4 Photographs of the injuries sustained by the Victim in the struggle with the police

User 101 may edit and add data as approriate from their matter into this Data Window in the Clipboard



To Be Sparingly Used

"Firstly any Prasad Direction should be put to the jury quite simply and shortly. It is not the

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New Undo

10001242JG 201302 Admin

Judgment Templates

Sentencing - NSW

Sentencing - Commonwealth

Test related to dec support 1

User 101 having made thier decision in relation to whether a Prasad Direction should be made, user 101 returns to the Judgment Templates in Window 1

Fig 145

Clipboard

Prosecution Witness

Prosecution Witness

Detective Inspector Spy

Assault Occasioning Actual

Penalty Upon Conviction

The penalty upon conviction for

Appearances

Appearances

Prosecution

Definition of Relevance

Relevance bears its ordinary meaning in

Exhibit

Exhibit 1
4 Photographs of the injuries sustained by the Victim in the

To Be Sparingly Used

Prasad Direction to Be Sparingly

Hyperlink Button

Navigation Bar Button

Topic Search Button

1 2 3 4 5 6 7

Data Matrix Judgment

Decision Support

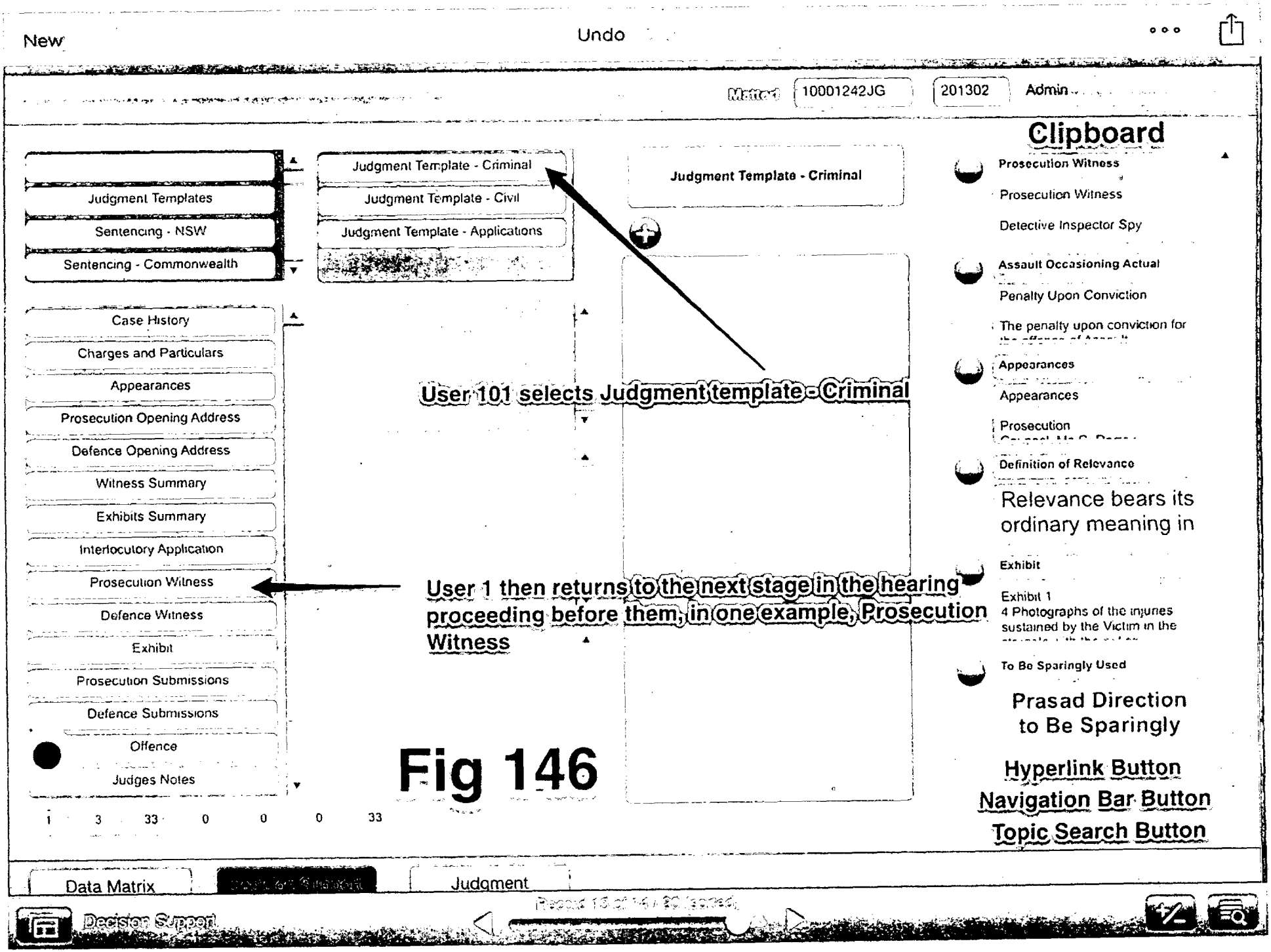
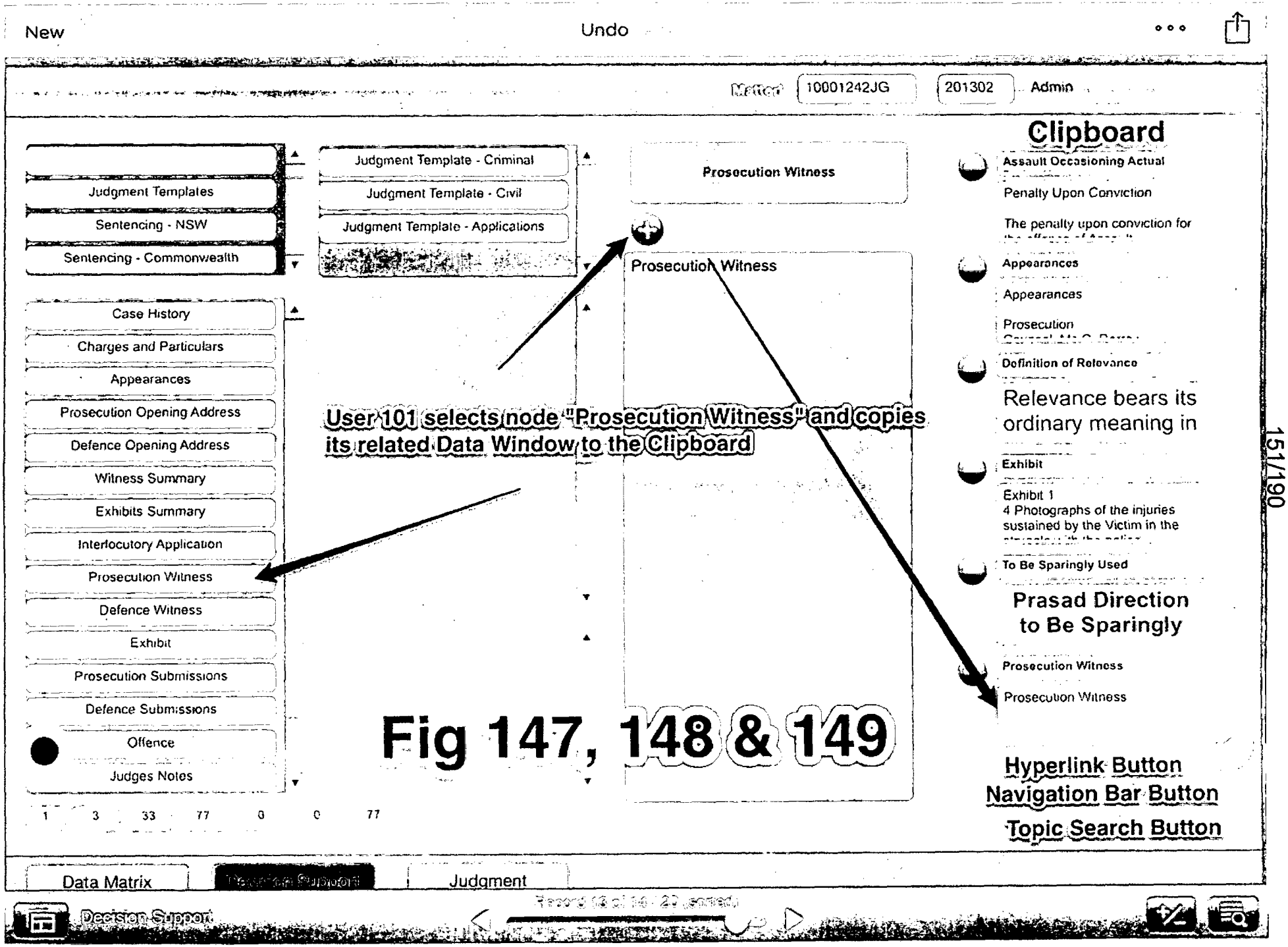
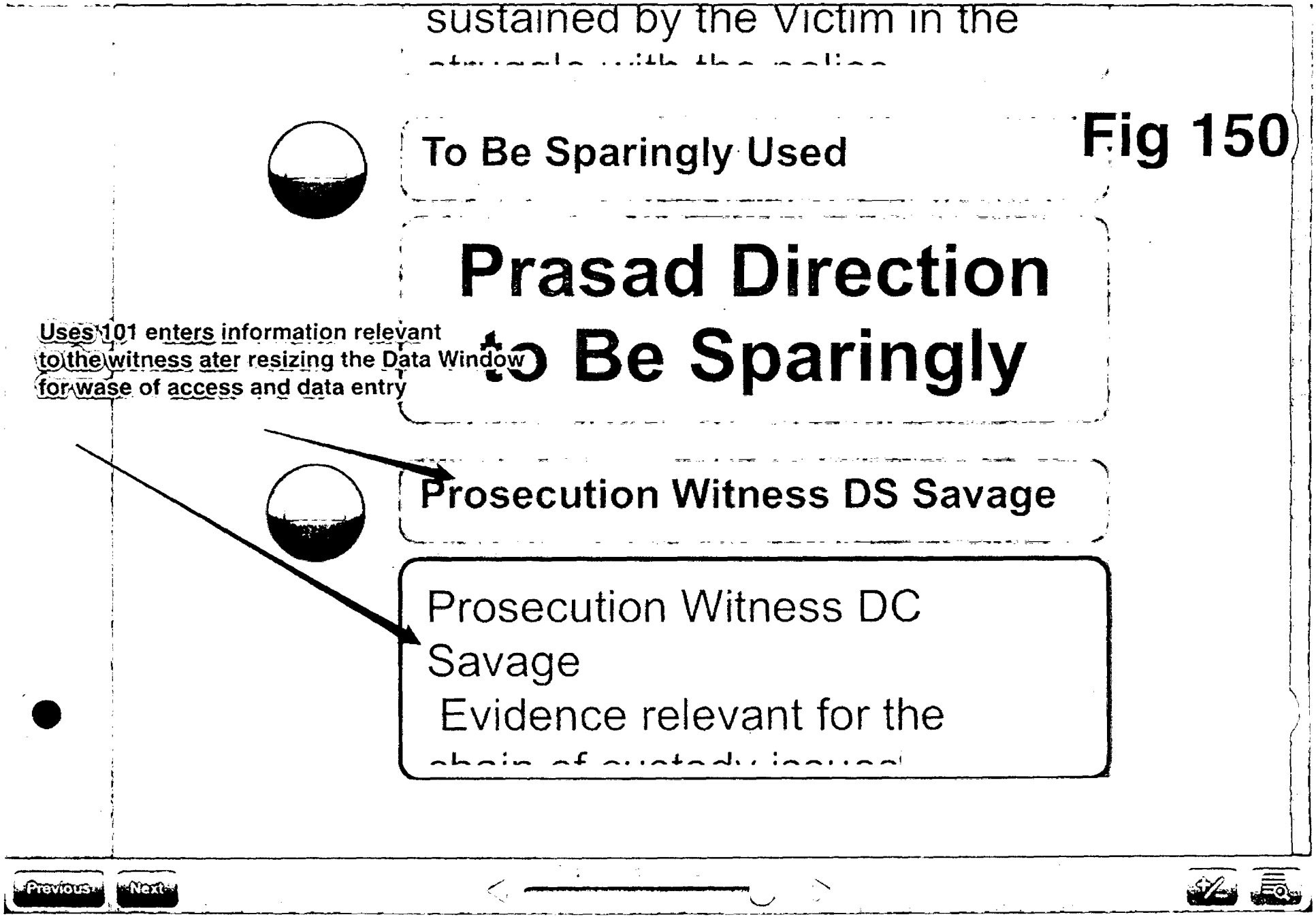
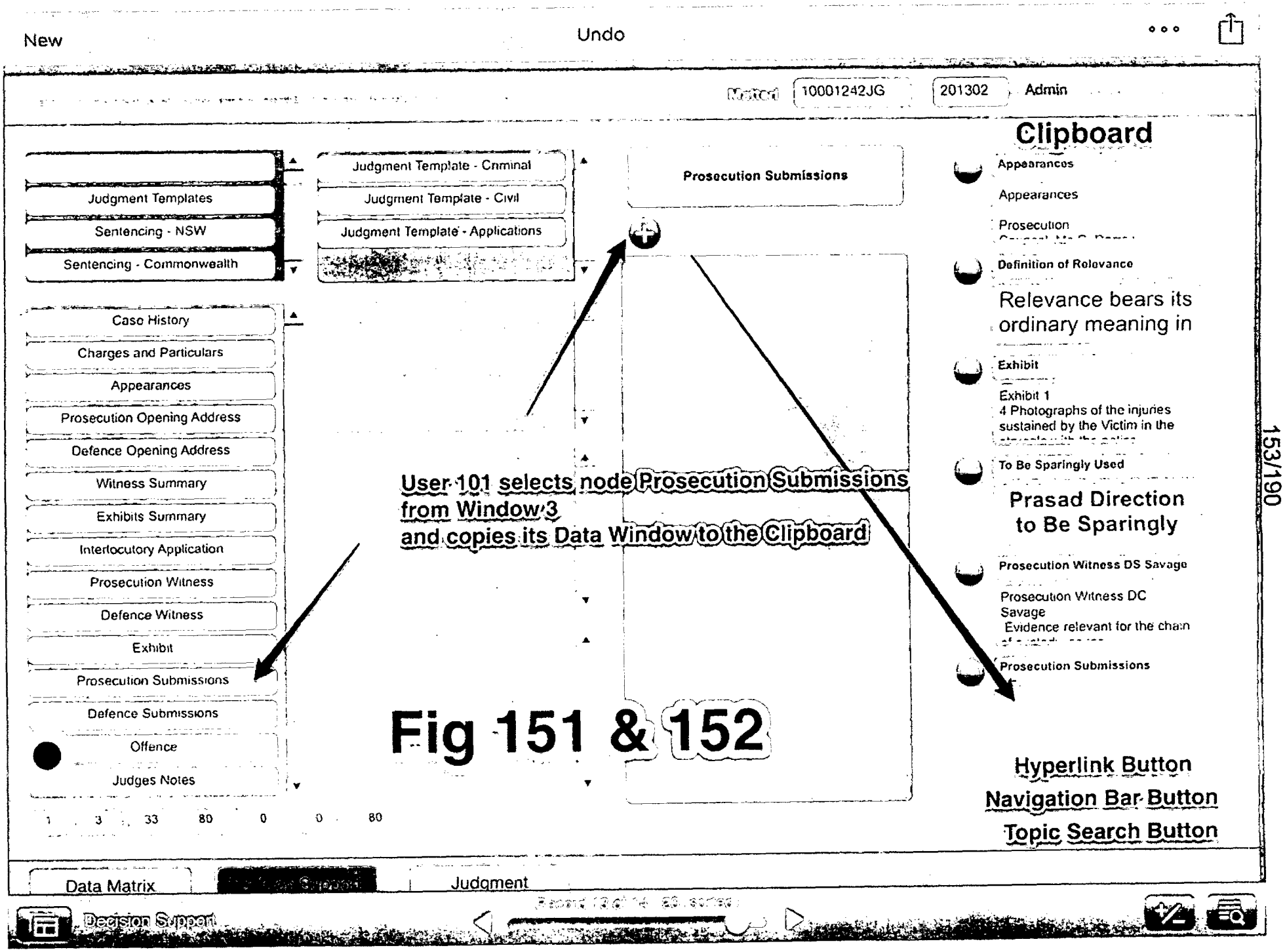

New
Undo
Matter
10001242JG
201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Judgment Template - Criminal
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
1 3 33 0 0 0 33
User 101 selects Judgment template - Criminal
User 1 then returns to the next stage in the hearing proceeding before them, in one example, Prosecution Witness
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Hyperlink Button
Navigation Bar Button
Topic Search Button
Data Matrix
Judgment
Decision Support

Fig 146


New
Undo
Matter
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201302
Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Prosecution Witness
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Prosecution Witness
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness
Prosecution Witness
User 101 selects node "Prosecution Witness" and copies its related Data Window to the Clipboard
Fig 147, 148 & 149
Hyperlink Button
Navigation Bar Button
Topic Search Button
Data Matrix
Judgment
Decision Support



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New
Undo
10001242JG
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Admin
Clipboard
Judgment Templates
Sentencing - NSW
Sentencing - Commonwealth
Judgment Template - Criminal
Judgment Template - Civil
Judgment Template - Applications
Prosecution Submissions
Case History
Charges and Particulars
Appearances
Prosecution Opening Address
Defence Opening Address
Witness Summary
Exhibits Summary
Interlocutory Application
Prosecution Witness
Defence Witness
Exhibit
Prosecution Submissions
Defence Submissions
Offence
Judges Notes
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
Prosecution Submissions
User 101 selects node Prosecution Submissions from Window 3
and copies its Data Window to the Clipboard
Fig 151 & 152
Hyperlink Button
Navigation Bar Button
Topic Search Button
Data Matrix
Judgment
Decision Support

New Undo

Fig 153

User 101 re-sizes the Data Window "Prosecution Submissions" and enters data appropriate to the case proceeding before them

sustained by the victim in the struggle with the police

To Be Sparingly Used

Prasad Direction To Be Sparingly

Prosecution Witness DS Savage

Prosecution Witness DC Savage
Evidence relevant for the chain of custody issues

Prosecution Submissions

The prosecution case was predicated on the strength of the eyewitness testimony of M...

Previous Next

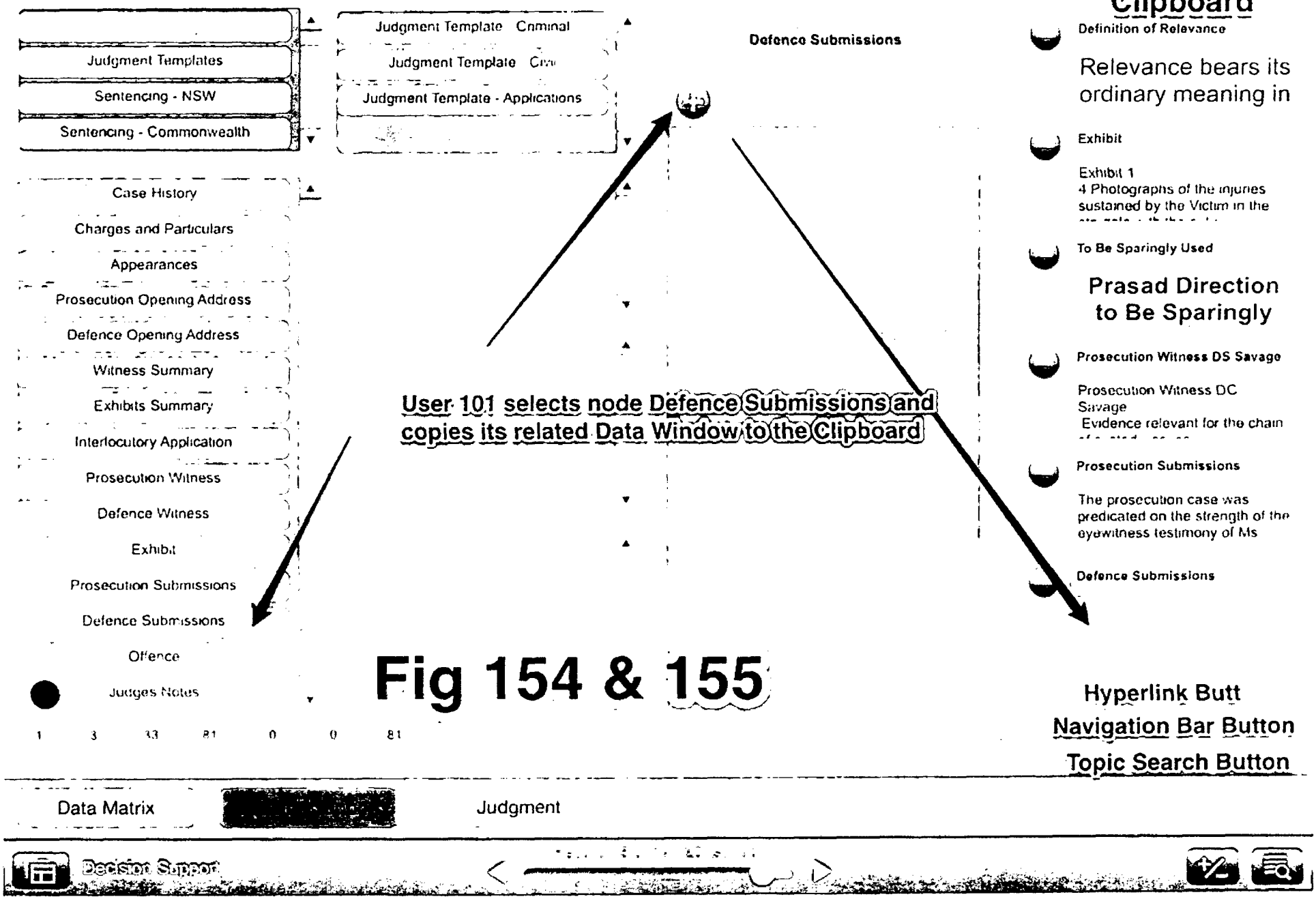


Fig 154 & 155

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Fig 156

Savage

Evidence relevant for the chain of custody issues

Prosecution Submissions

The prosecution case was predicated on the strength of the eyewitness testimony of Ms

User 101 repeats the same steps as Fig 154 and 155 in relation to the Defence Submissions and enters data specific to the matter before the decision maker as appropriate

Defence Submissions

The defence rests on alibi. The strength of the evidence supporting the accuseds alibi is questionable

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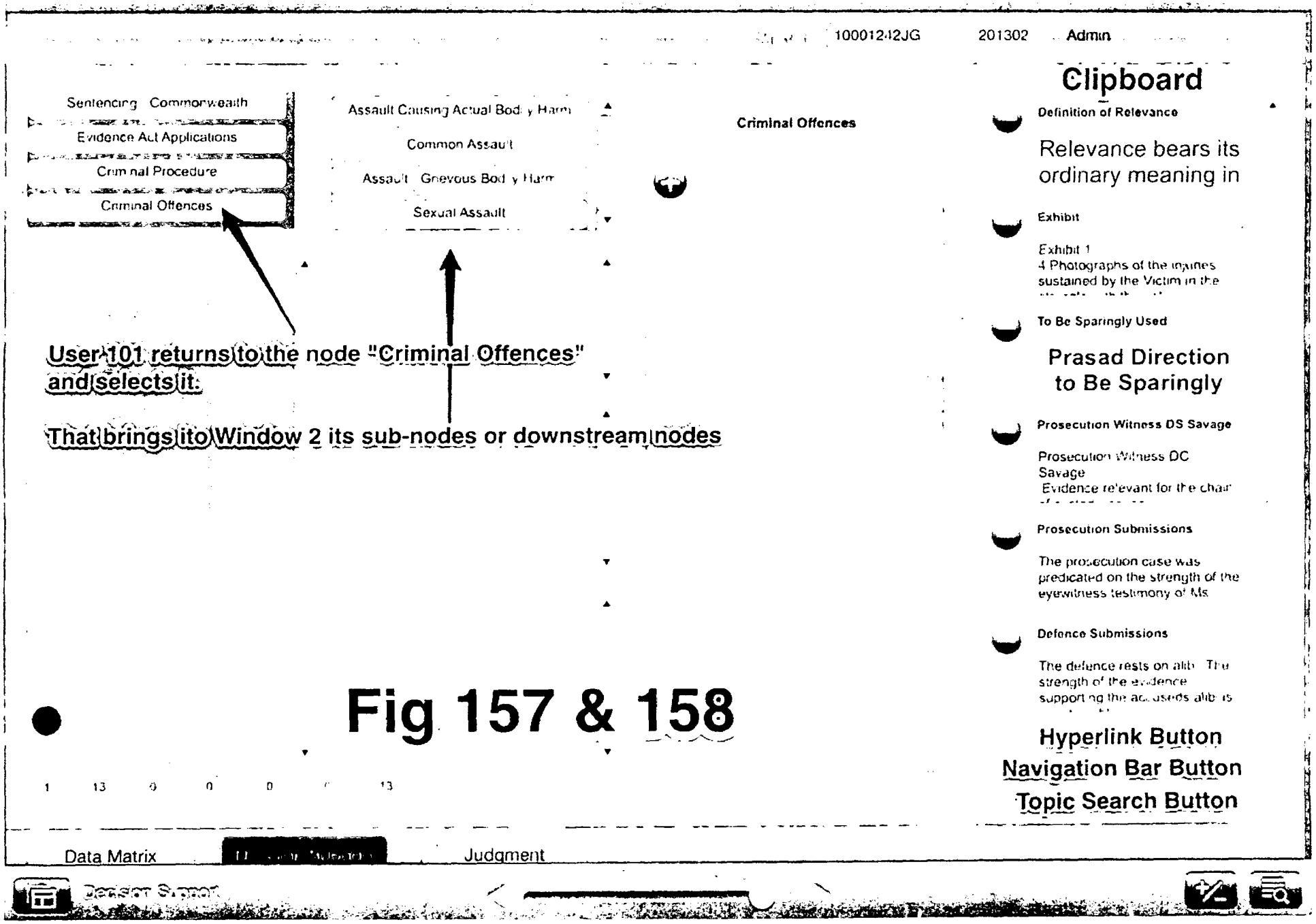
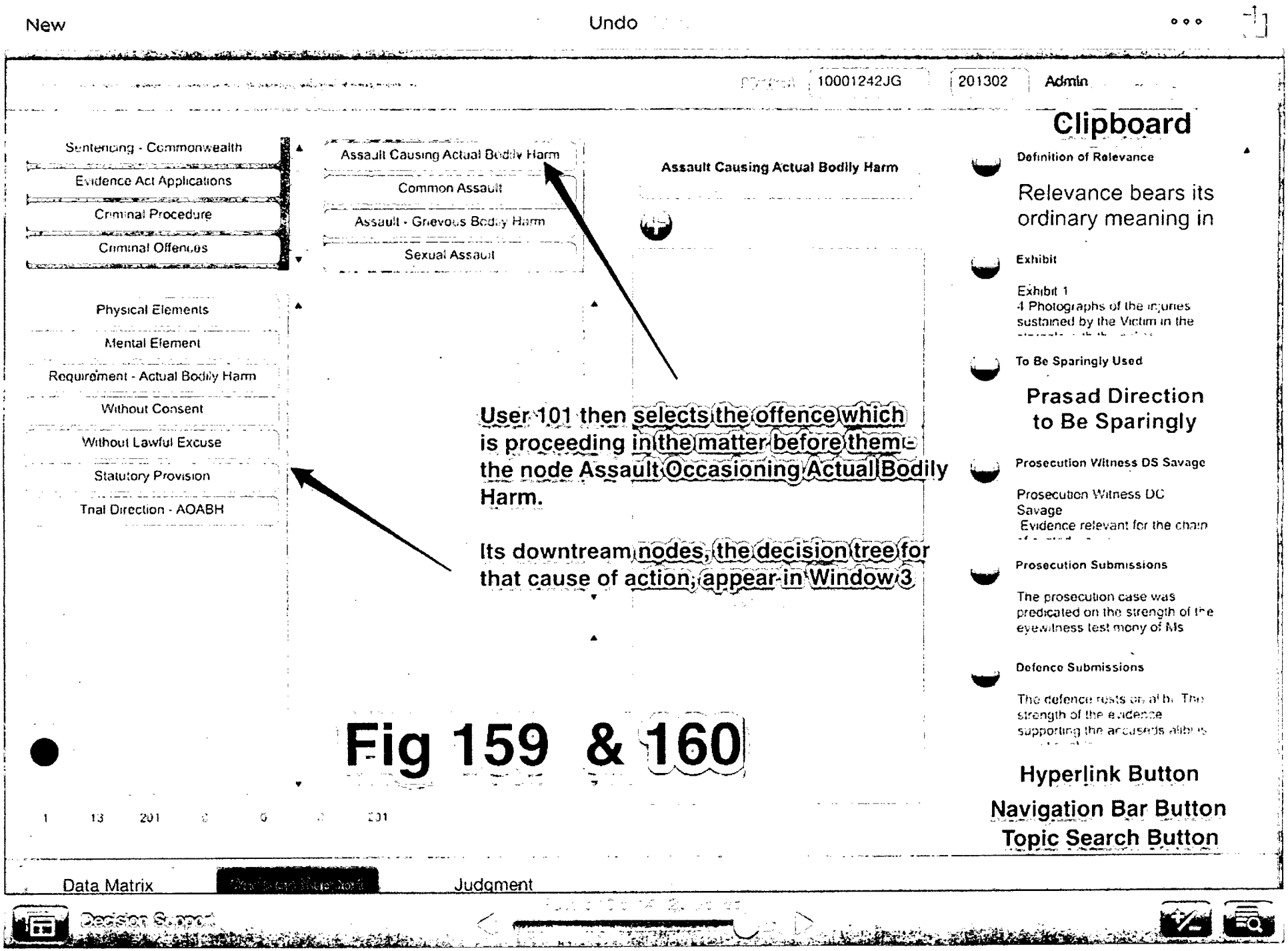
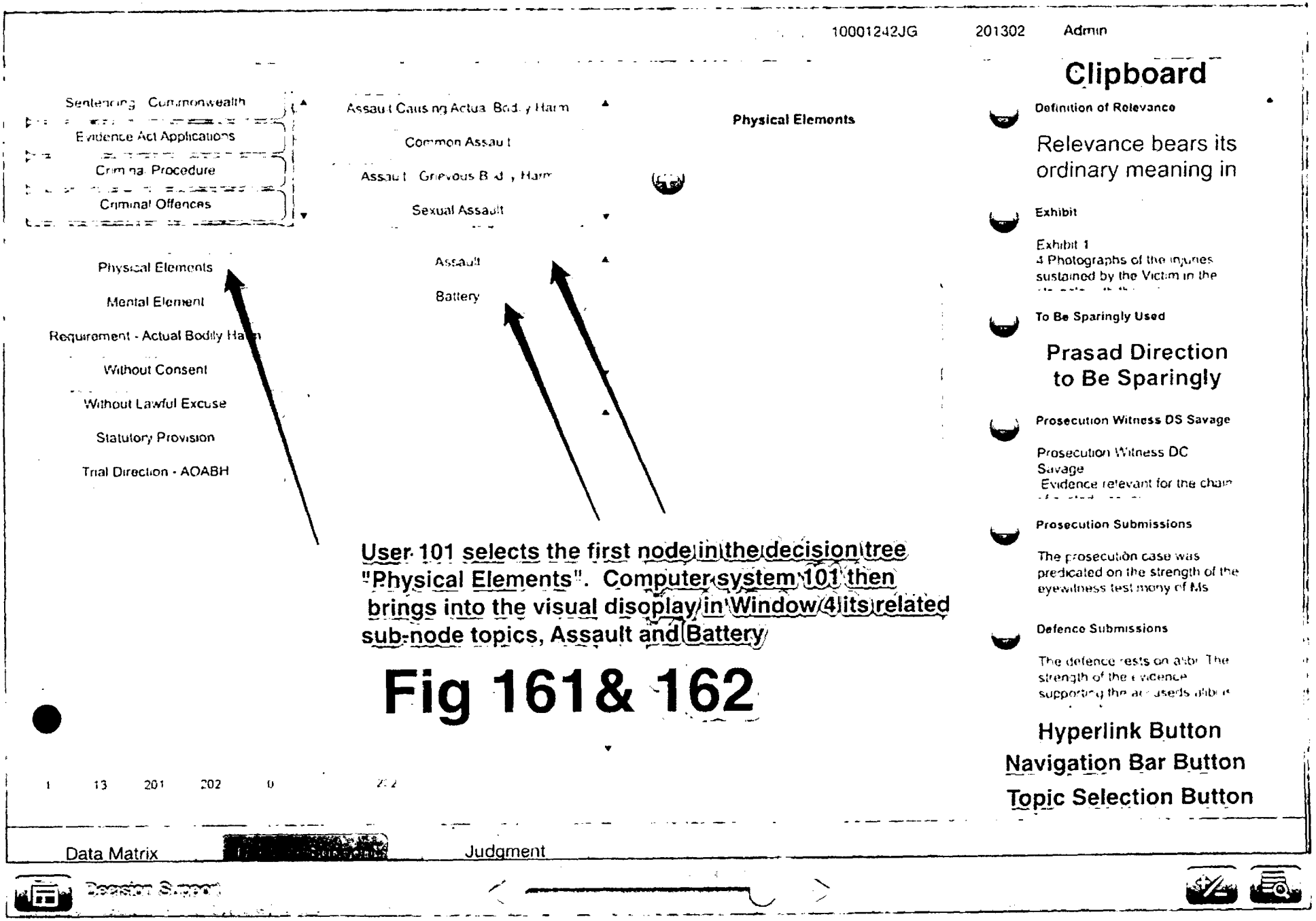


Fig 157 & 158

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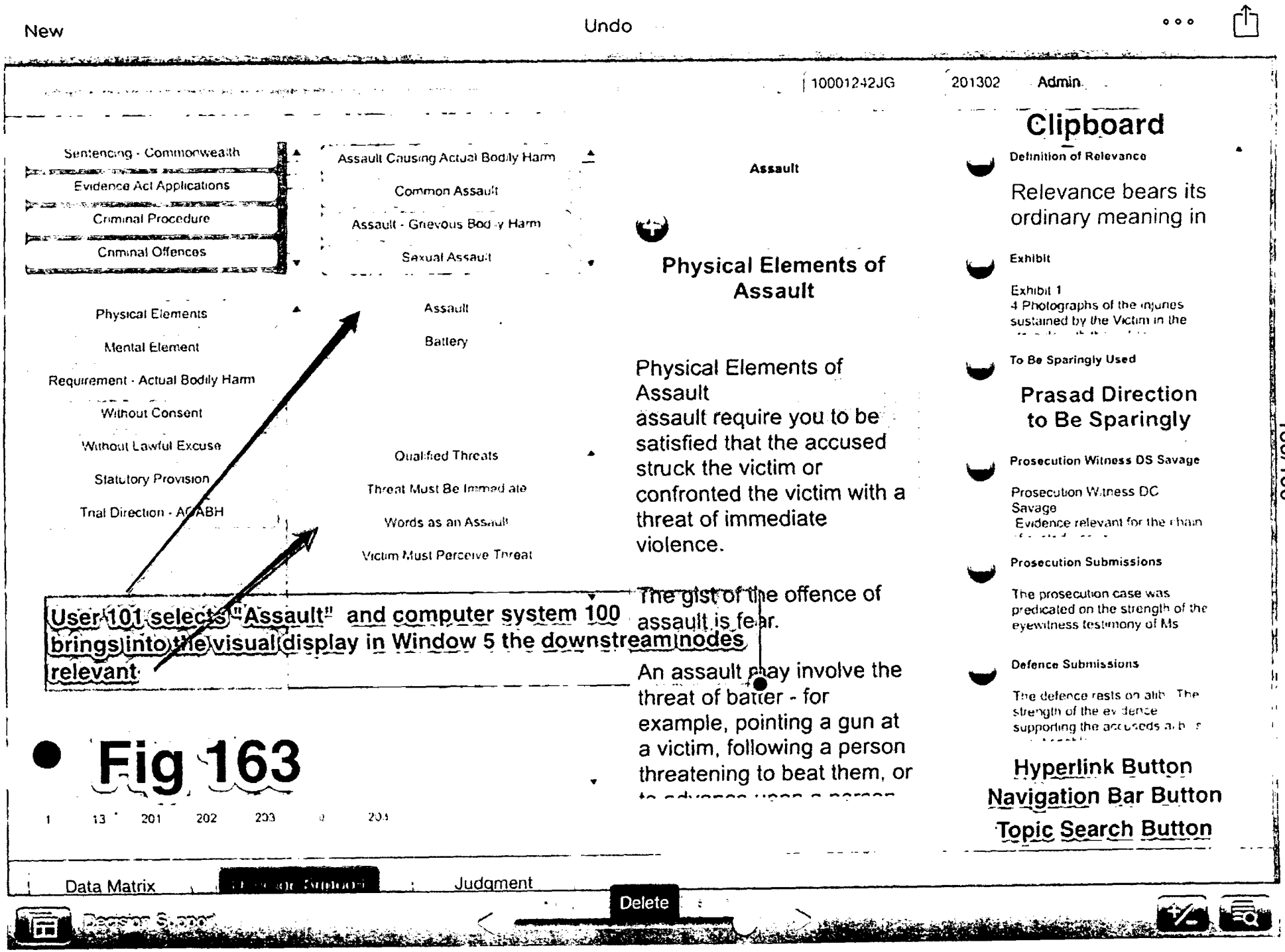

New
Undo
10001242JG
201302
Admin
Clipboard
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault
Assault Causing Actual Bodily Harm
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
Prosecution Submissions
The prosecution case was predicated on the strength of the eyewitness testimony of Ms
Defence Submissions
The defence rests on alibi. The strength of the evidence supporting the accuseds alibi is
User 101 then selects the offence which is proceeding in the matter before them - the node Assault Occasioning Actual Bodily Harm.
Its downtream nodes, the decision tree for that cause of action, appear in Window 3
Fig 159 & 160
Hyperlink Button
Navigation Bar Button
Topic Search Button
Data Matrix
Judgment
Decision Support



User 101 selects the first node in the decision tree "Physical Elements". Computer system 101 then brings into the visual disoplay in Window 4 its related sub-node topics, Assault and Battery

Fig 161& 162

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New
Undo
10001242JG
201302
Admin
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH
Assault
Battery
Qualified Threats
Threat Must Be Immediate
Words as an Assault
Victim Must Perceive Threat
Assault
Physical Elements of Assault
Physical Elements of Assault
assault require you to be satisfied that the accused struck the victim or confronted the victim with a threat of immediate violence.
The gist of the offence of assault is fear.
An assault may involve the threat of batter - for example, pointing a gun at a victim, following a person threatening to beat them, or
User 101 selects "Assault" and computer system 100 brings into the visual display in Window 5 the downstream nodes relevant
Clipboard
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
Prosecution Submissions
The prosecution case was predicated on the strength of the eyewitness testimony of Ms
Defence Submissions
The defence rests on alibi. The strength of the evidence supporting the accuseds alibi
Hyperlink Button
Navigation Bar Button
Topic Search Button
Fig 163
1
13
201
202
203
204
Data Matrix
Judgment
Delete

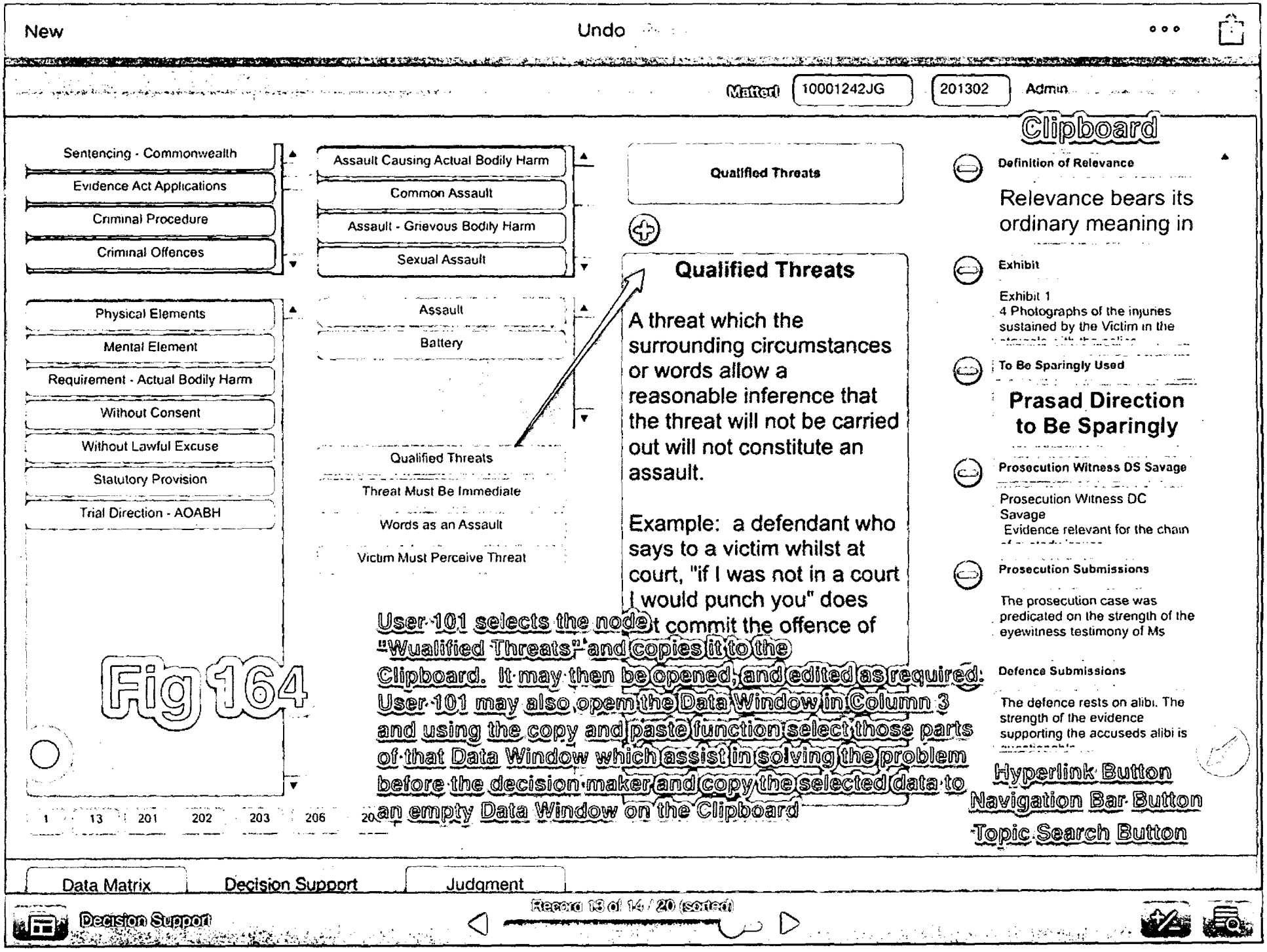


Fig 164

User 101 selects the node "Qualified Threats" and copies it to the Clipboard. It may then be opened, and edited as required. User 101 may also open the Data Window in Column 3 and using the copy and paste function select those parts of that Data Window which assist in solving the problem before the decision maker and copy the selected data to an empty Data Window on the Clipboard

Hyperlink Button
Navigation Bar Button
Topic Search Button

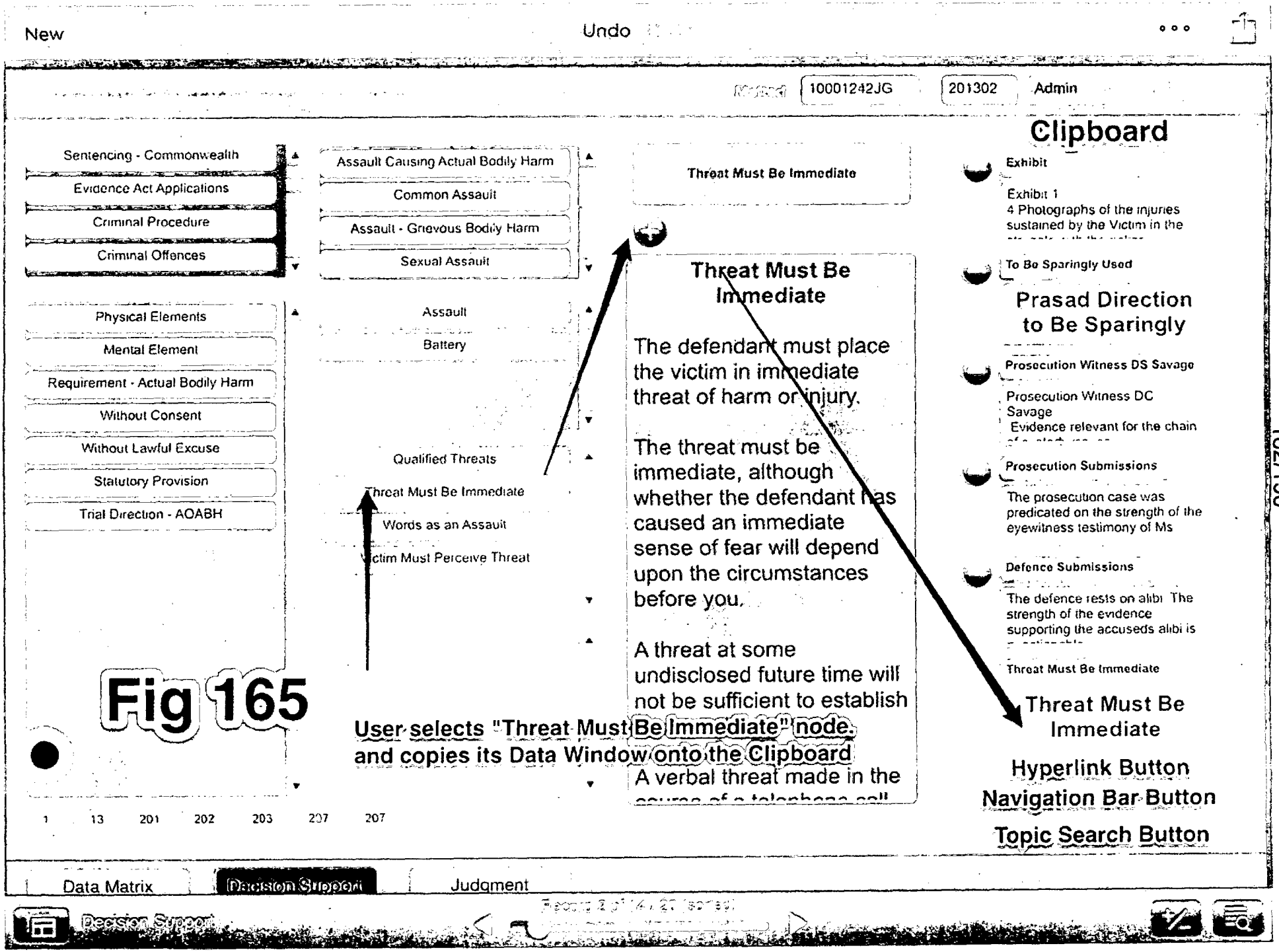


Fig 165

User selects "Threat Must Be Immediate" node. and copies its Data Window onto the Clipboard

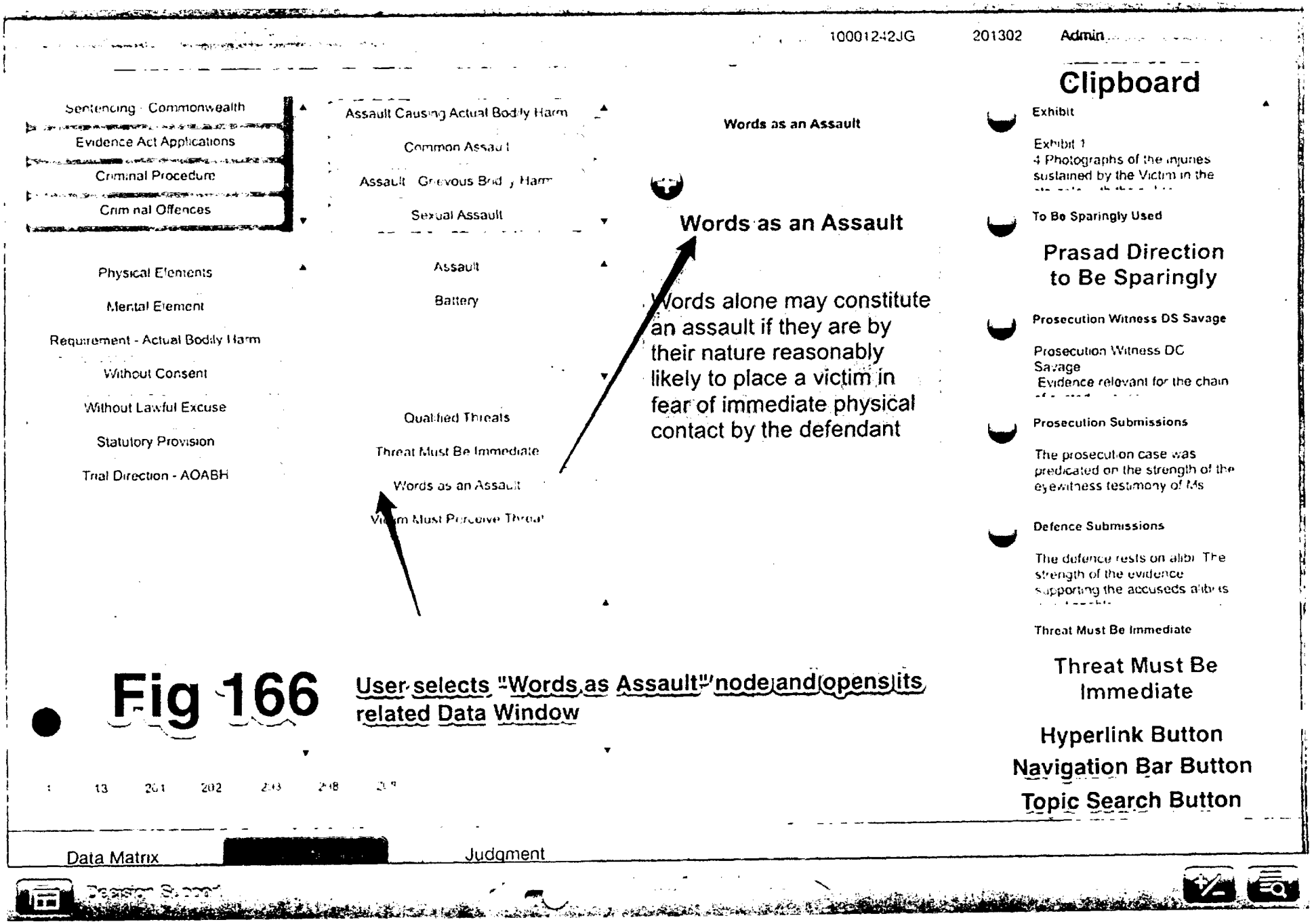


Fig 166 User selects "Words as Assault" node and opens its related Data Window

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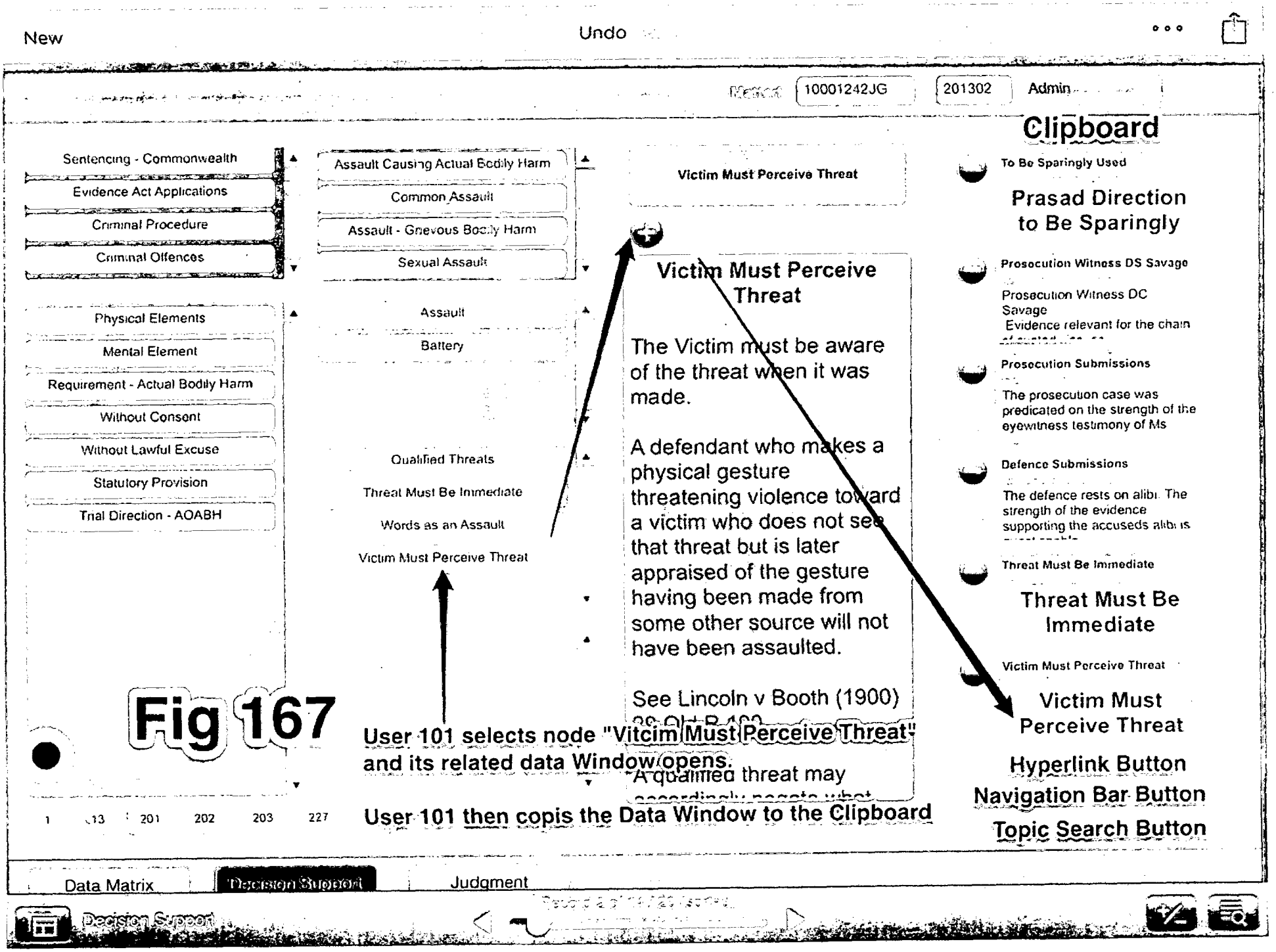
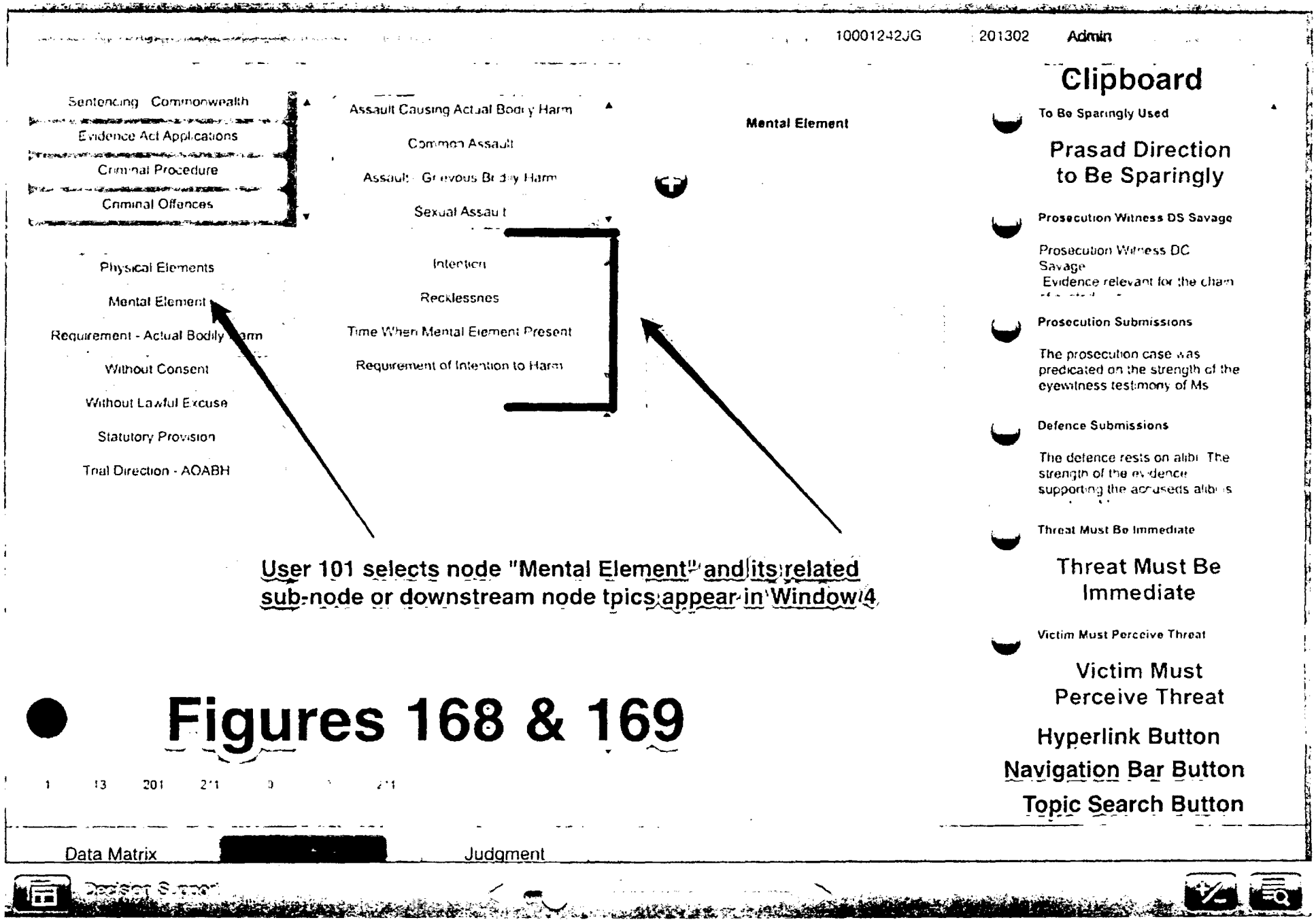


Fig 167

User 101 selects node "Vitcim Must Perceive Threat" and its related data Window opens.

User 101 then copis the Data Window to the Clipboard



Figures 168 & 169

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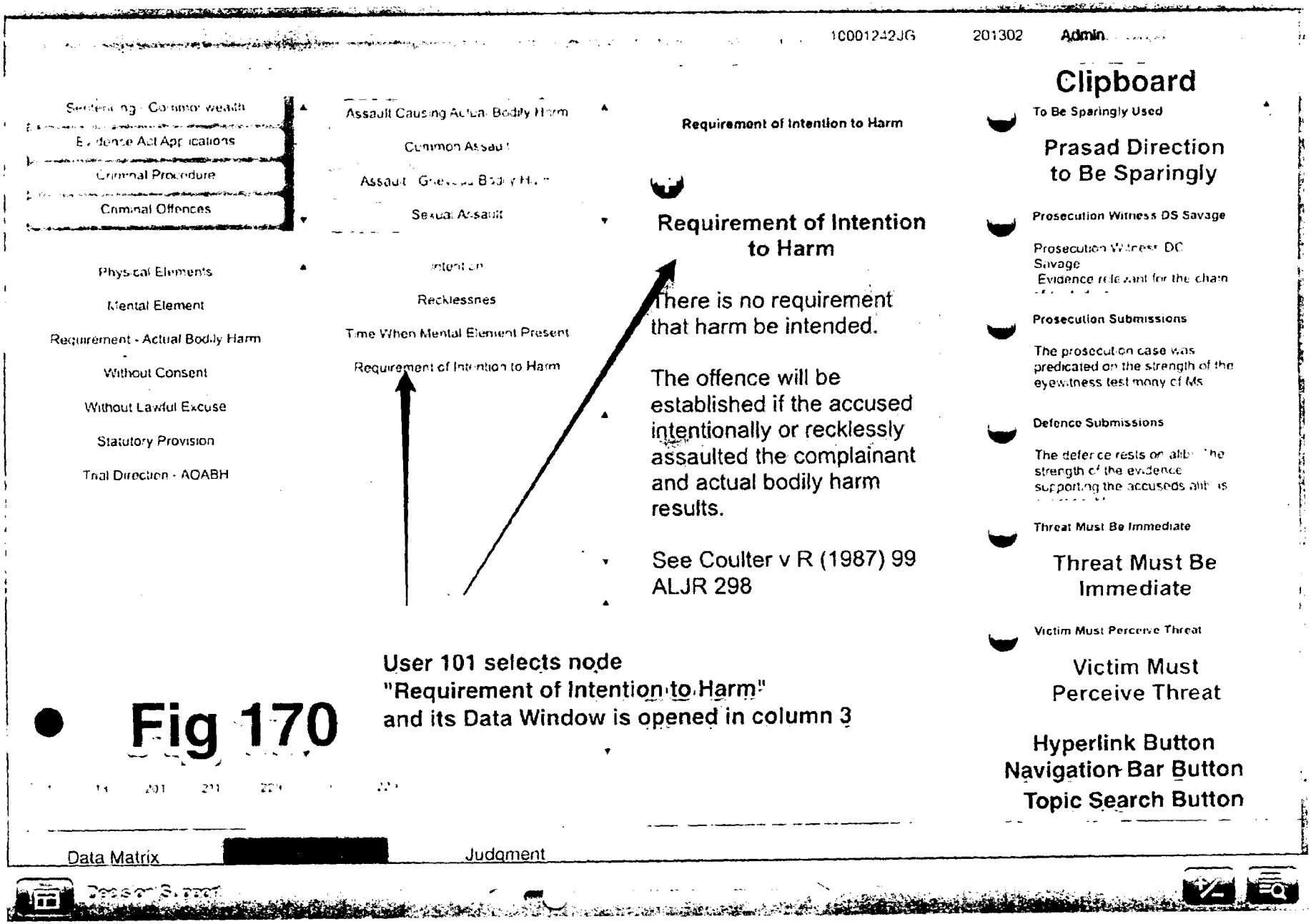


Fig 170

WO 2014/127433 PCT/AU2014/000177

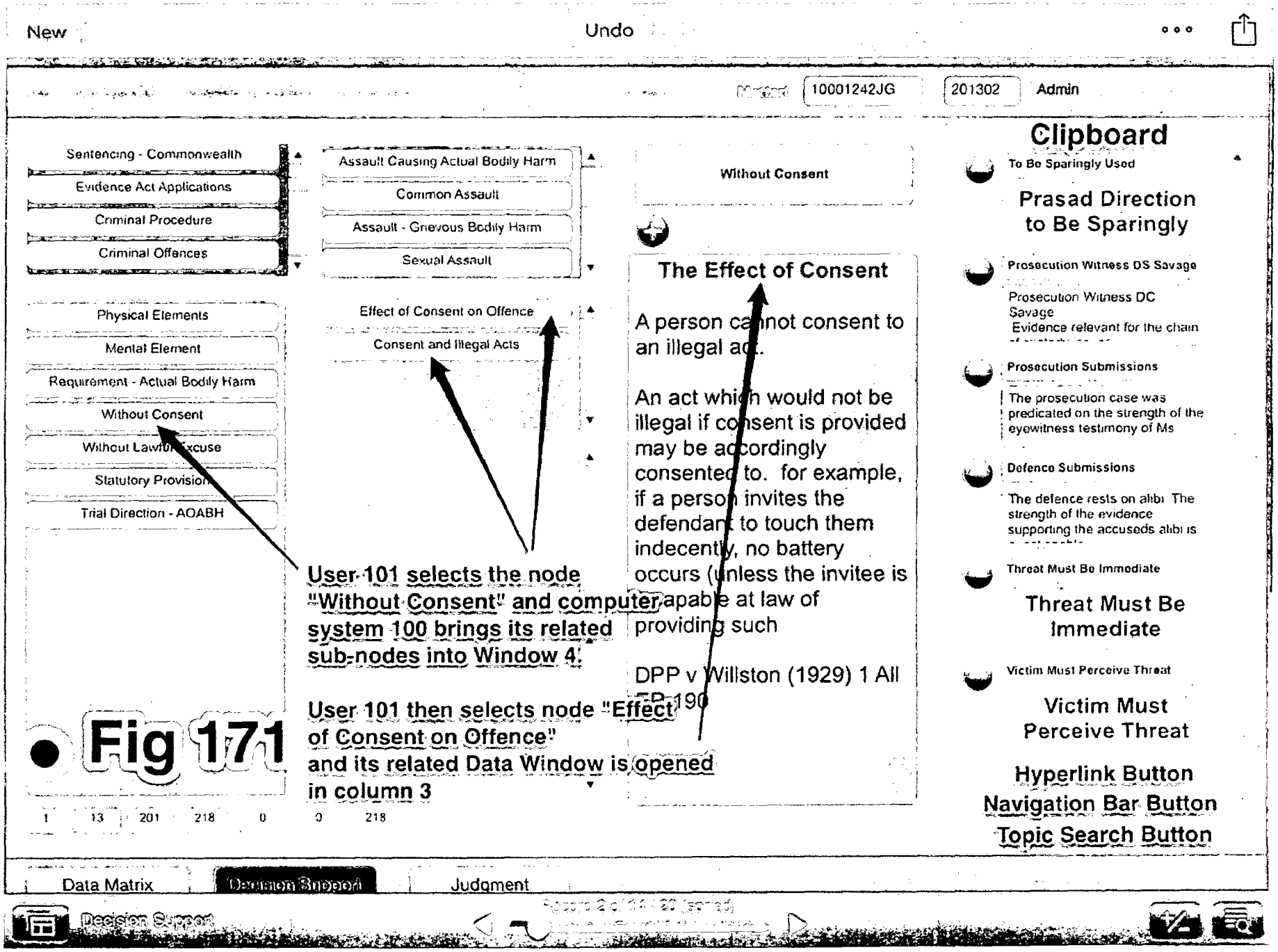

New
Undo
10001242JG
201302
Admin
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault
Without Consent
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH
Effect of Consent on Offence
Consent and Illegal Acts
The Effect of Consent
A person cannot consent to an illegal act.
An act which would not be illegal if consent is provided may be accordingly consented to. for example, if a person invites the defendant to touch them indecently, no battery occurs (unless the invitee is incapable at law of providing such
DPP v Willston (1929) 1 All ER 190
Clipboard
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
Prosecution Submissions
The prosecution case was predicated on the strength of the eyewitness testimony of Ms
Defence Submissions
The defence rests on alibi The strength of the evidence supporting the accuseds alibi is
Threat Must Be Immediate
Threat Must Be Immediate
Victim Must Perceive Threat
Victim Must Perceive Threat
Hyperlink Button
Navigation Bar Button
Topic Search Button
User 101 selects the node "Without Consent" and computer system 100 brings its related sub-nodes into Window 4.
User 101 then selects node "Effect of Consent on Offence" and its related Data Window is opened in column 3
1 13 201 218 0 0 218
Data Matrix
Decision Support
Judgment
Decision Support

Fig 171

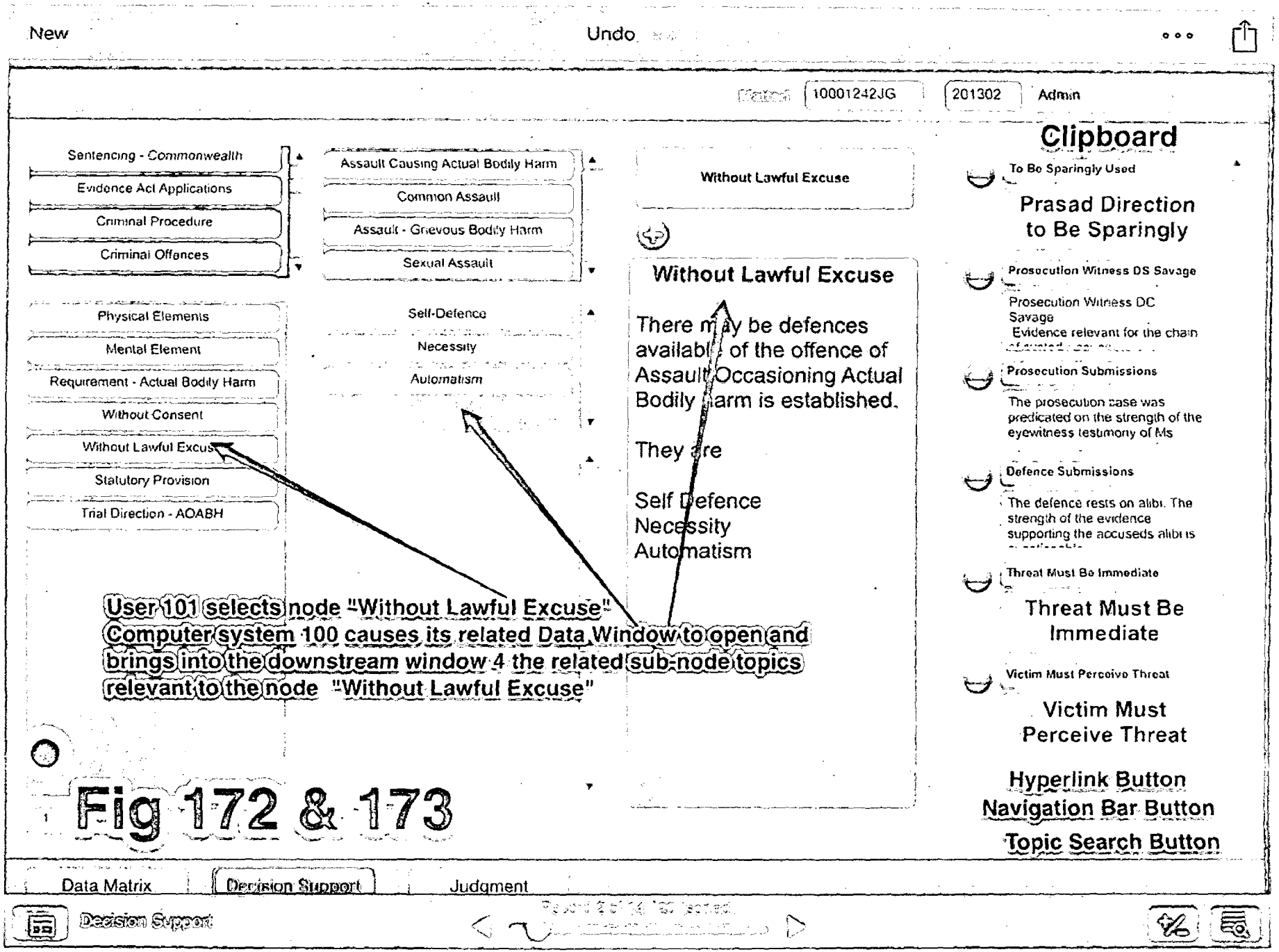
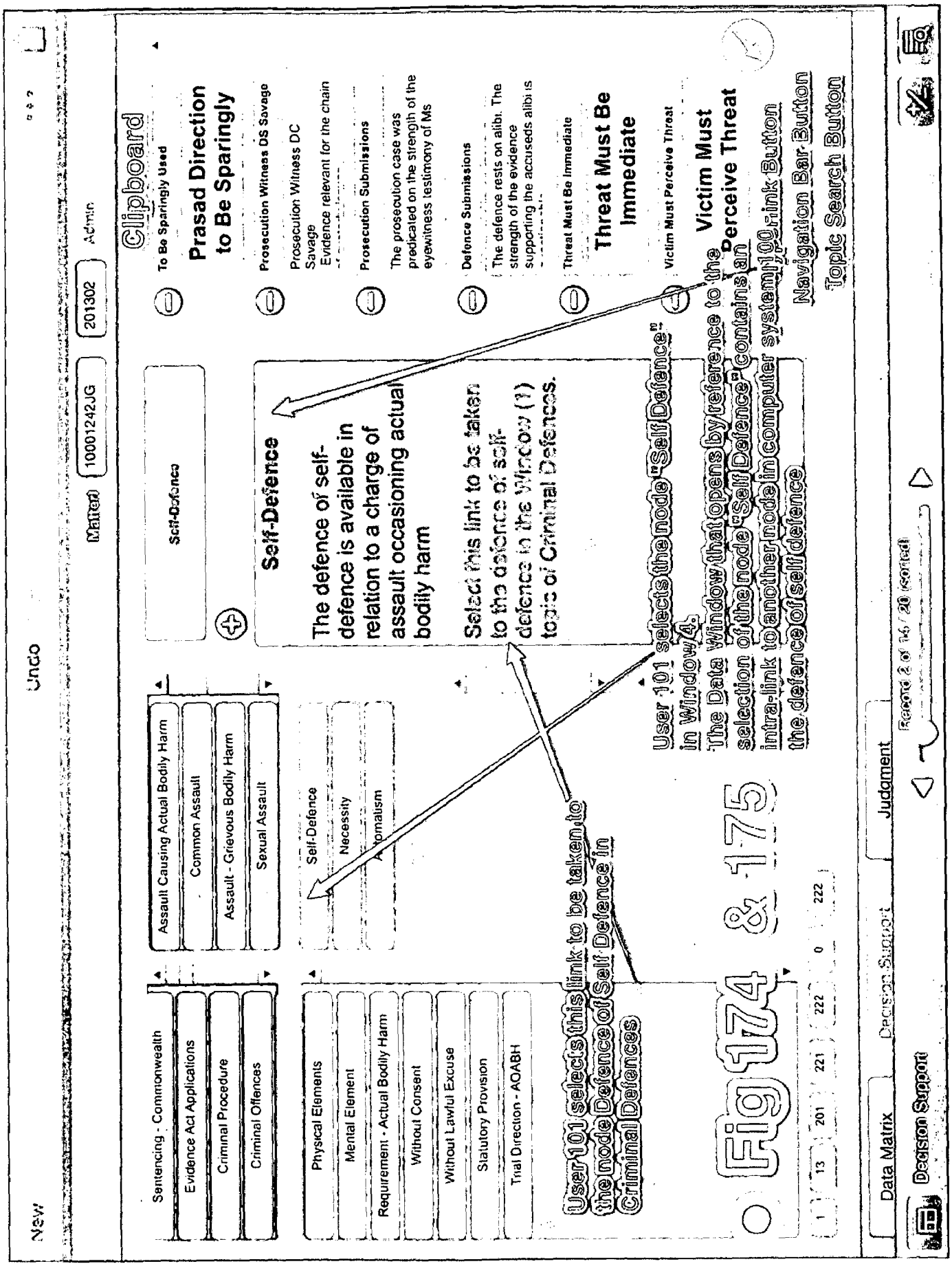
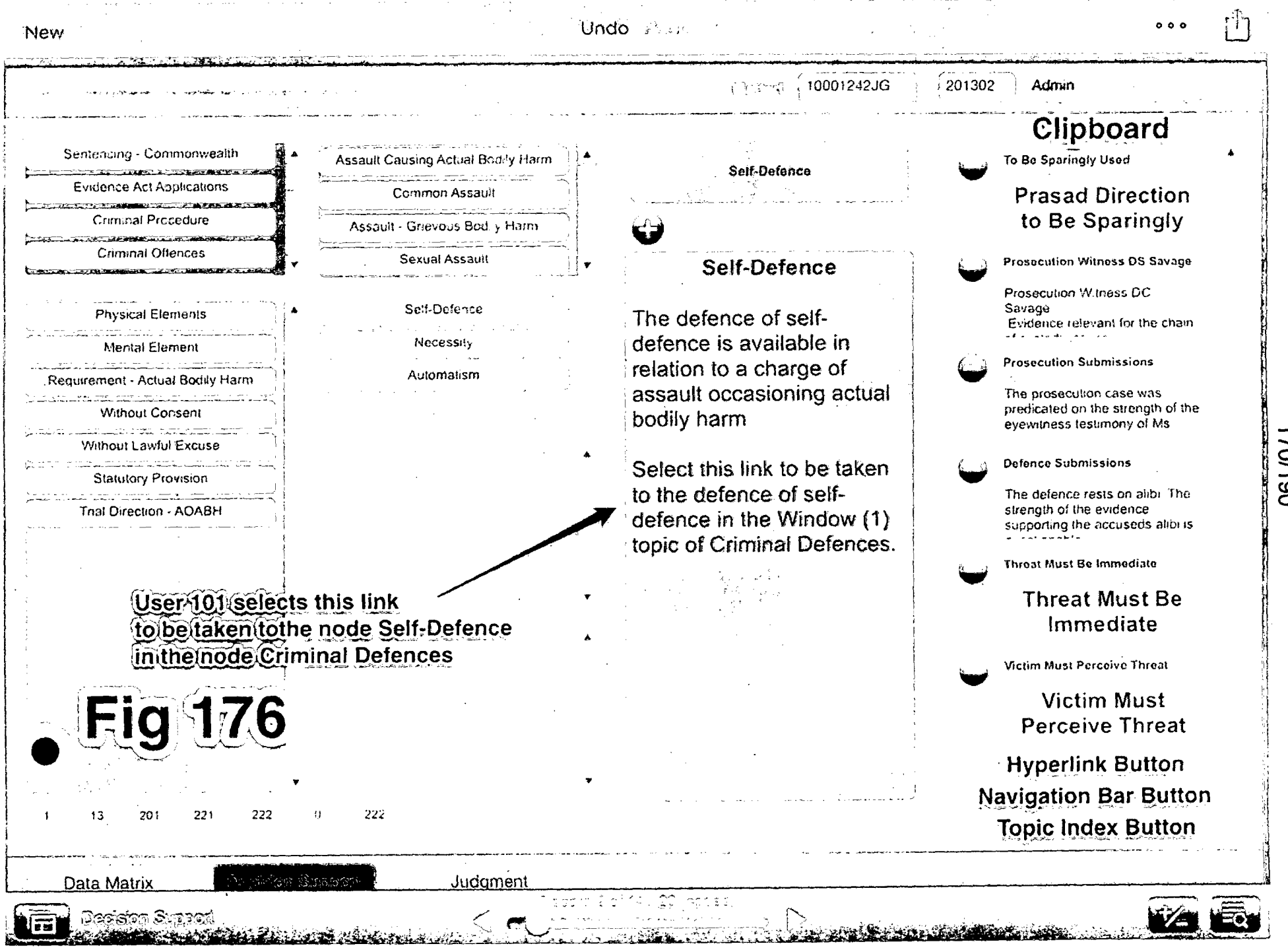
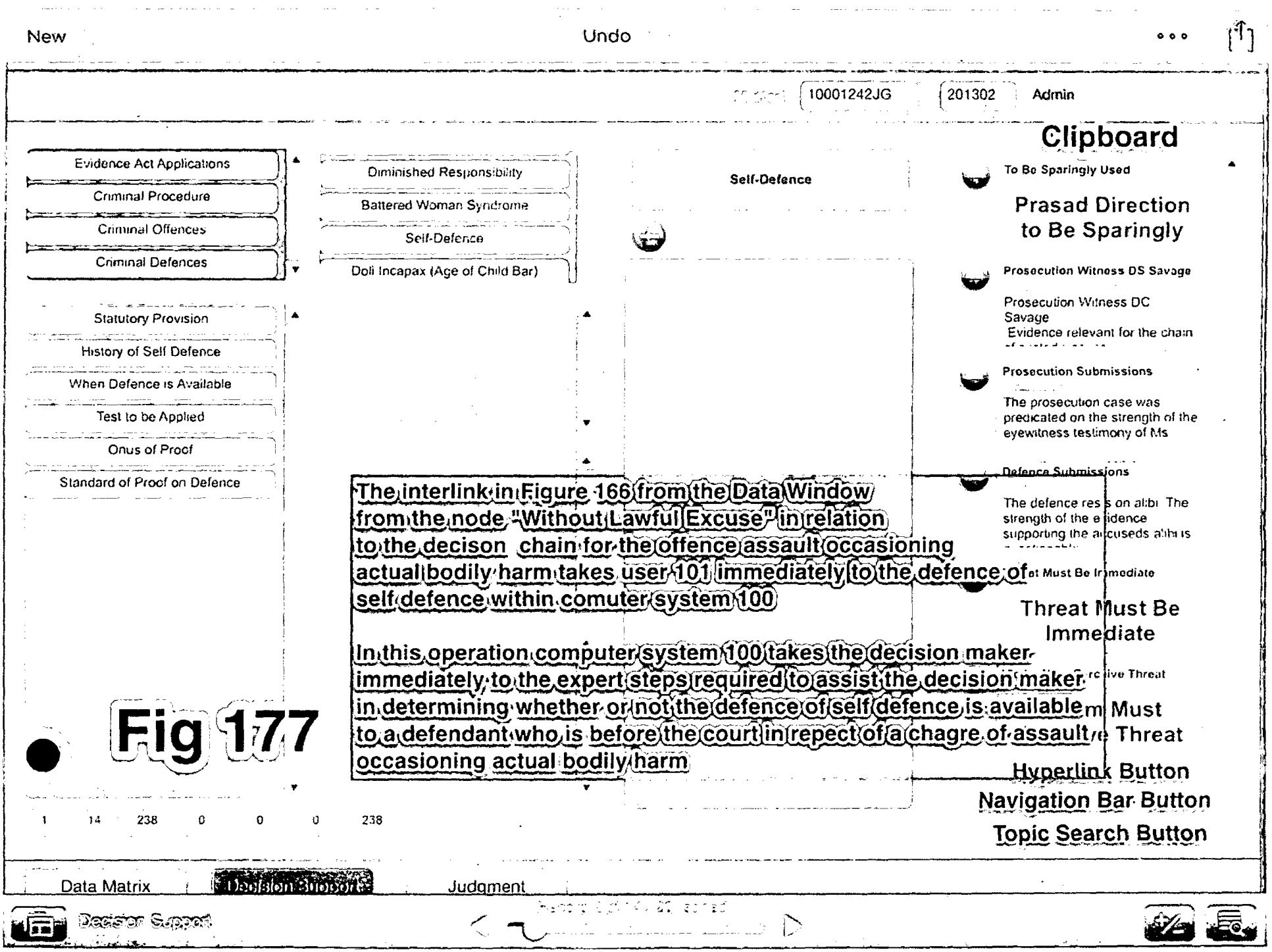

New
Undo
10001242JG
201302
Admin
Clipboard
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault
Without Lawful Excuse
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excus
Statutory Provision
Trial Direction - AOABH
Self-Defence
Necessity
Automatism
Without Lawful Excuse
There may be defences available of the offence of Assault Occasioning Actual Bodily Harm is established.
They are
Self Defence
Necessity
Automatism
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
Prosecution Submissions
The prosecution case was predicated on the strength of the eyewitness testimony of Ms
Defence Submissions
The defence rests on alibi. The strength of the evidence supporting the accuseds alibi is
Threat Must Be Immediate
Threat Must Be Immediate
Victim Must Perceive Threat
Victim Must Perceive Threat
Hyperlink Button
Navigation Bar Button
Topic Search Button
User 101 selects node "Without Lawful Excuse"
Computer system 100 causes its related Data Window to open and brings into the downstream window 4 the related sub-node topics relevant to the node "Without Lawful Excuse"
Data Matrix
Decision Support
Judgment
Decision Support

Fig 172 & 173


New
Undo
Matter
10001242JG
201302
Admin
Clipboard
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
Prosecution Submissions
The prosecution case was predicated on the strength of the eyewitness testimony of Ms
Defence Submissions
The defence rests on alibi. The strength of the evidence supporting the accuseds alibi is
Threat Must Be Immediate
Victim Must Perceive Threat
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault
Self-Defence
Necessity
Automatism
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH
Self-Defence
Self-Defence
The defence of self-defence is available in relation to a charge of assault occasioning actual bodily harm
Select this link to be taken to the defence of self-defence in the Window (1) topic of Criminal Defences.
User 101 selects this link to be taken to the node Defence of Self Defence in Criminal Defences
User 101 selects the node "Self Defence" in Window 4.
The Data Window that opens by reference to the selection of the node "Self Defence" contains an intra-link to another node in computer system 100 - link Button the defence of self defence
Victim Must Perceive Threat
Navigation Bar Button
Topic Search Button
Fig 174 & 175
Data Matrix
Decision Support
Judgment
Record 2 of 14 / 20 (sorted)
Decision Support


New
Undo
10001242JG
201302
Admin
Sentencing - Commonwealth
Evidence Act Applications
Criminal Procedure
Criminal Offences
Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH
Self-Defence
Necessity
Automatism
Self-Defence
The defence of self-defence is available in relation to a charge of assault occasioning actual bodily harm
Select this link to be taken to the defence of self-defence in the Window (1) topic of Criminal Defences.
User 101 selects this link to be taken tothe node Self-Defence in the node Criminal Defences
Fig 176
1 13 201 221 222 0 222
Clipboard
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
Prosecution Submissions
The prosecution case was predicated on the strength of the eyewitness testimony of Ms
Defence Submissions
The defence rests on alibi The strength of the evidence supporting the accuseds alibi is
Threat Must Be Immediate
Threat Must Be Immediate
Victim Must Perceive Threat
Victim Must Perceive Threat
Hyperlink Button
Navigation Bar Button
Topic Index Button
Data Matrix
Judgment
Decision Support


New
Undo
10001242JG
201302
Admin
Clipboard
Evidence Act Applications
Criminal Procedure
Criminal Offences
Criminal Defences
Diminished Responsibility
Battered Woman Syndrome
Self-Defence
Doli Incapax (Age of Child Bar)
Self-Defence
Statutory Provision
History of Self Defence
When Defence is Available
Test to be Applied
Onus of Proof
Standard of Proof on Defence
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
Prosecution Submissions
The prosecution case was predicated on the strength of the eyewitness testimony of Ms
Defence Submissions
The defence res s on alibi The strength of the e idence supporting the a cuseds alibi is
t Must Be Immediate
Threat Must Be Immediate
ive Threat
m Must
e Threat
Hyperlink Button
Navigation Bar Button
Topic Search Button
The interlink in Figure 166 from the Data Window from the node "Without Lawful Excuse" in relation to the decison chain for the offence assault occasioning actual bodily harm takes user 101 immediately to the defence of self defence within comuter system 100
In this operation computer system 100 takes the decision maker immediately to the expert steps required to assist the decision maker in determining whether or not the defence of self defence is available to a defendant who is before the court in repect of a chagre of assault occasioning actual bodily harm
Fig 177
1 14 238 0 0 0 238
Data Matrix
Decision Support
Judgment
Decision Support

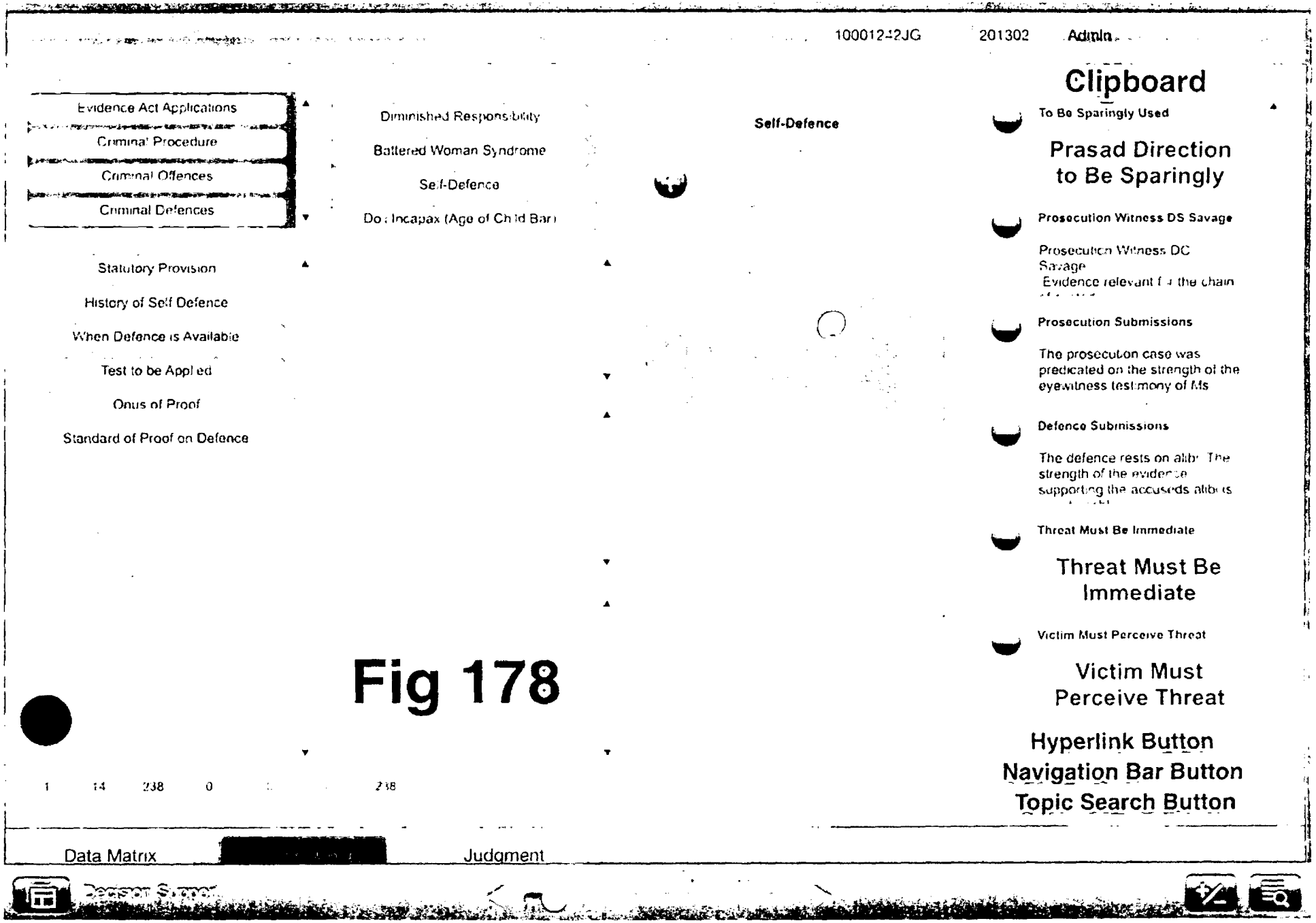
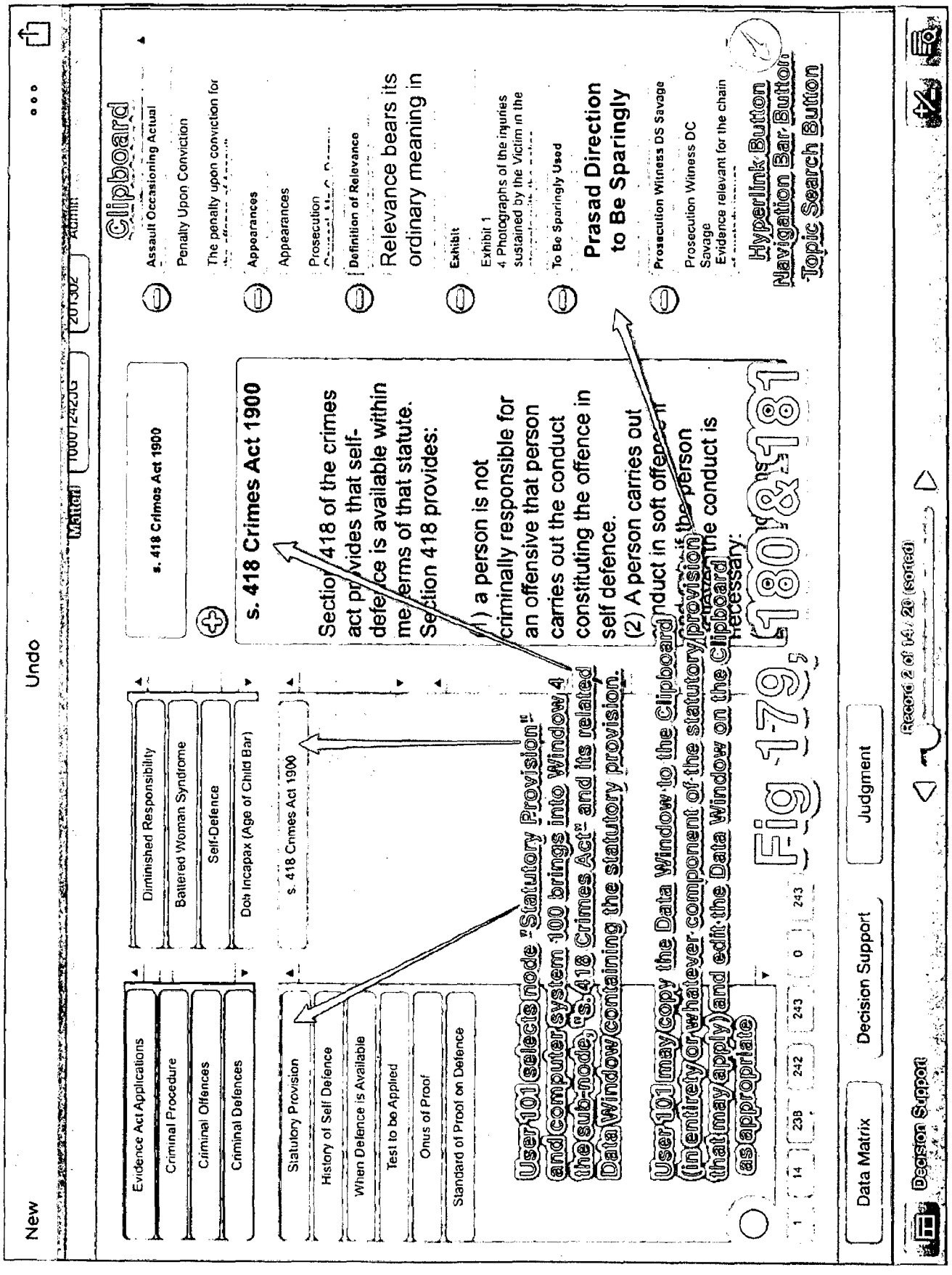


Fig 178

WO 2014/127433
172/190
PCT/AU2014/000177


New
Undo
Matter
Admin
Clipboard
Assault Occasioning Actual
Penalty Upon Conviction
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
Hyperlink Button
Navigation Bar Button
Topic Search Button
s. 418 Crimes Act 1900
s. 418 Crimes Act 1900
Evidence Act Applications
Criminal Procedure
Criminal Offences
Criminal Defences
Diminished Responsibility
Battered Woman Syndrome
Self-Defence
Doli Incapax (Age of Child Bar)
Statutory Provision
History of Self Defence
When Defence is Available
Test to be Applied
Onus of Proof
Standard of Proof on Defence
s. 418 Crimes Act 1900
s. 418 Crimes Act 1900
Section 418 of the crimes act provides that self-defence is available within the terms of that statute. Section 418 provides:
(1) a person is not criminally responsible for an offensive that person carries out the conduct constituting the offence in self defence.
(2) A person carries out conduct in soft offence
User101 selects node "Statutory Provision" and computer system 100 brings into Window 4 the sub-node "s.418 Crimes Act" and its related Data Window containing the statutory provision.
User101 may copy the Data Window to the Clipboard (in entirety or whatever component of the statutory provision that may apply) and edit the Data Window on the Clipboard as appropriate
Fig 179, 180, 181
Data Matrix
Decision Support
Judgment
Record 2 of 14, 20 (sorted)
Decision Support

- Evidence Act Applications
- Criminal Procedure
- Criminal Offences
- Criminal Defences

- Statutory Provision
- History of Self Defence
- When Defence is Available
- Test to be Applied
- Onus of Proof
- Standard of Proof on Defence

- Diminished Responsibility
- Battered Woman Syndrome
- Self-Defence
- Doli Incapax (Age of Child Bar)
- Defence of Self
- Defence of Another Person
- Defence of Property

When Defence is Available

When Defence is Available
When the Defence of Self-Defence is Available

The defence is available if a person believes the conduct is necessary to:

1. defend himself or herself or another person
2. prevent or terminate the unlawful deprivation of his or her liberty
3. prevent or terminate the unlawful deprivation of the liberty of another person

User 101 progresses through the decision tree and selects node "When Defence is Available" Computer system 100 causes the downstream nodes relevant to that node to be brought into the visual display in Window 4, as well as opening the Data Window relevant to the node "When defence is Available"

Clipboard

- Assault Occasioning Actual
  Penalty Upon Conviction
  The penalty upon conviction for
- Appearances
  Appearances
  Prosecution
- Definition of Relevance
  Relevance bears its ordinary meaning in
- Exhibit
  Exhibit 1
  4 Photographs of the injuries sustained by the Victim in the
- To Be Sparingly Used
  Prasad Direction to Be Sparingly
- Prosecution Witness DS Savage
  Prosecution Witness DC Savage
  Evidence re evant for the chair

Hyperlink Button

Navigation Bar Button

Topic Index Search

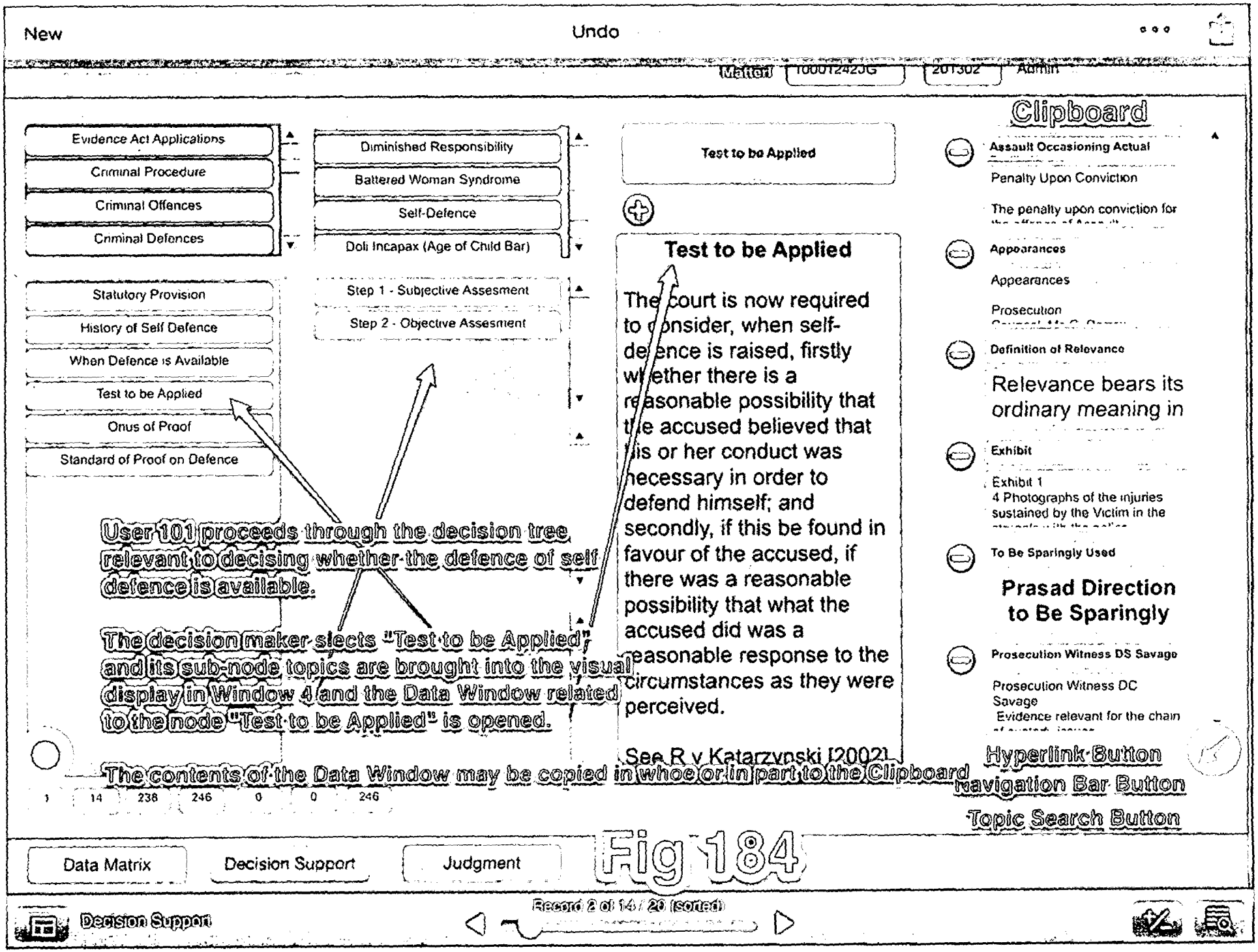
1 14 238 245 245

Data M ... ient

Fig 182 & 183

Decision Support

WO 2014/127433 PCT/AU2014/000177


New
Undo
Matter
Admin
Clipboard
Evidence Act Applications
Criminal Procedure
Criminal Offences
Criminal Defences
Diminished Responsibility
Battered Woman Syndrome
Self-Defence
Doli Incapax (Age of Child Bar)
Statutory Provision
History of Self Defence
When Defence is Available
Test to be Applied
Onus of Proof
Standard of Proof on Defence
Step 1 - Subjective Assesment
Step 2 - Objective Assesment
Test to be Applied
Test to be Applied
The court is now required to consider, when self-defence is raised, firstly whether there is a reasonable possibility that the accused believed that his or her conduct was necessary in order to defend himself; and secondly, if this be found in favour of the accused, if there was a reasonable possibility that what the accused did was a reasonable response to the circumstances as they were perceived.
See R v Katarzynski [2002]
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
User 101 proceeds through the decision tree relevant to decising whether the defence of self defence is available.
The decision maker slects "Test to be Applied" and its sub-node topics are brought into the visual display in Window 4 and the Data Window related to the node "Test to be Applied" is opened.
The contents of the Data Window may be copied in whoe or in part to the Clipboard
Hyperlink Button
Navigation Bar Button
Topic Search Button
1 14 238 246 0 0 246
Data Matrix
Decision Support
Judgment
Fig 184
Decision Support
Record 2 of 14 / 20 (sorted)

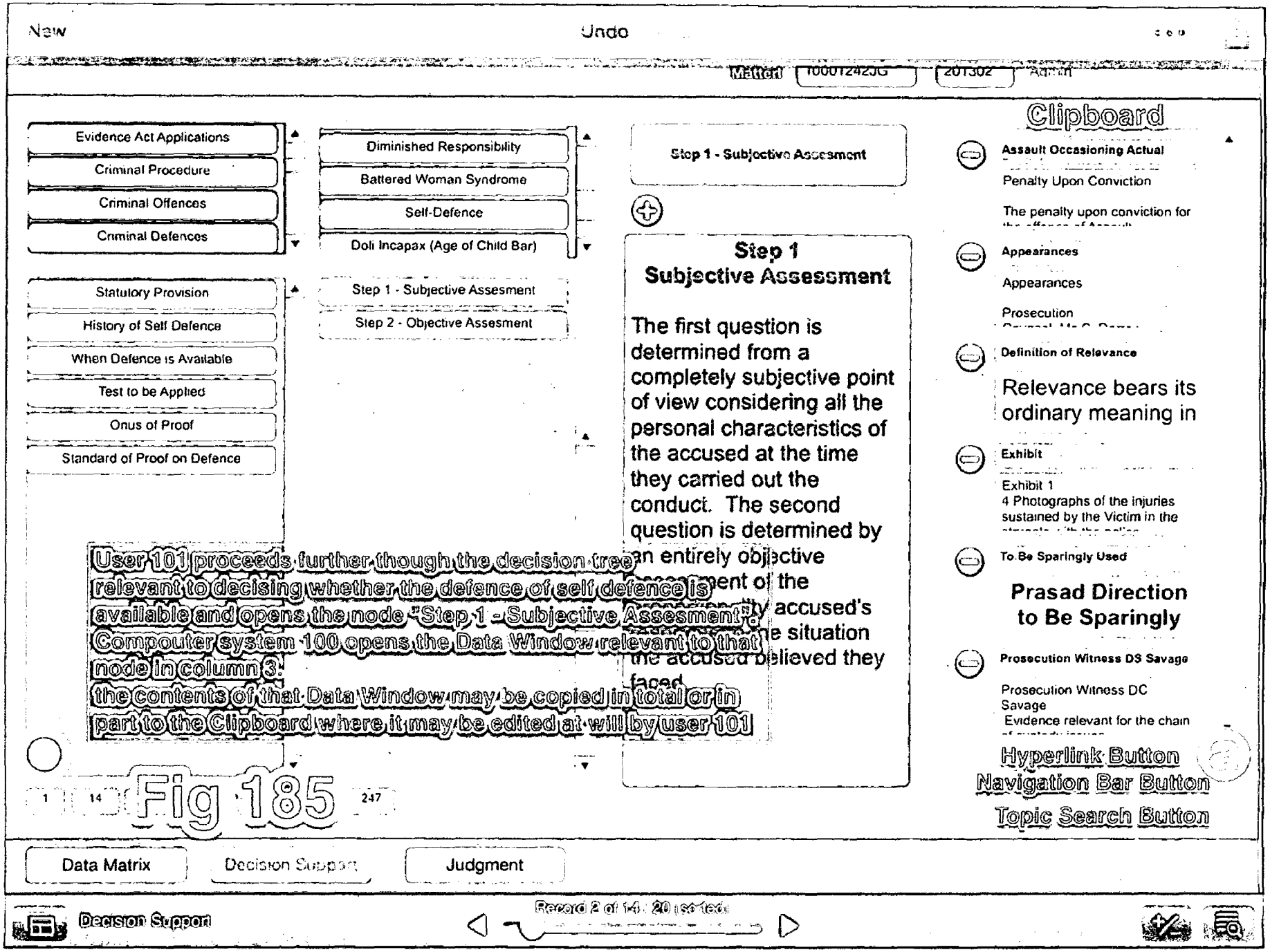

New
Undo
Matter
Evidence Act Applications
Criminal Procedure
Criminal Offences
Criminal Defences
Diminished Responsibility
Battered Woman Syndrome
Self-Defence
Doli Incapax (Age of Child Bar)
Statutory Provision
History of Self Defence
When Defence is Available
Test to be Applied
Onus of Proof
Standard of Proof on Defence
Step 1 - Subjective Assesment
Step 2 - Objective Assesment
Step 1 - Subjective Assesment
Step 1
Subjective Assessment
The first question is determined from a completely subjective point of view considering all the personal characteristics of the accused at the time they carried out the conduct. The second question is determined by an entirely objective
Clipboard
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
User 101 proceeds further though the decision tree relevant to decising whether the defence of self defence is available and opens the node "Step 1 - Subjective Assesment". Computer system 100 opens the Data Window relevant to that node in column 3.
the contents of that Data Window may be copied in total or in part to the Clipboard where it may be edited at will by user 101
Hyperlink Button
Navigation Bar Button
Topic Search Button
Data Matrix
Decision Support
Judgment
Decision Support

Fig 185

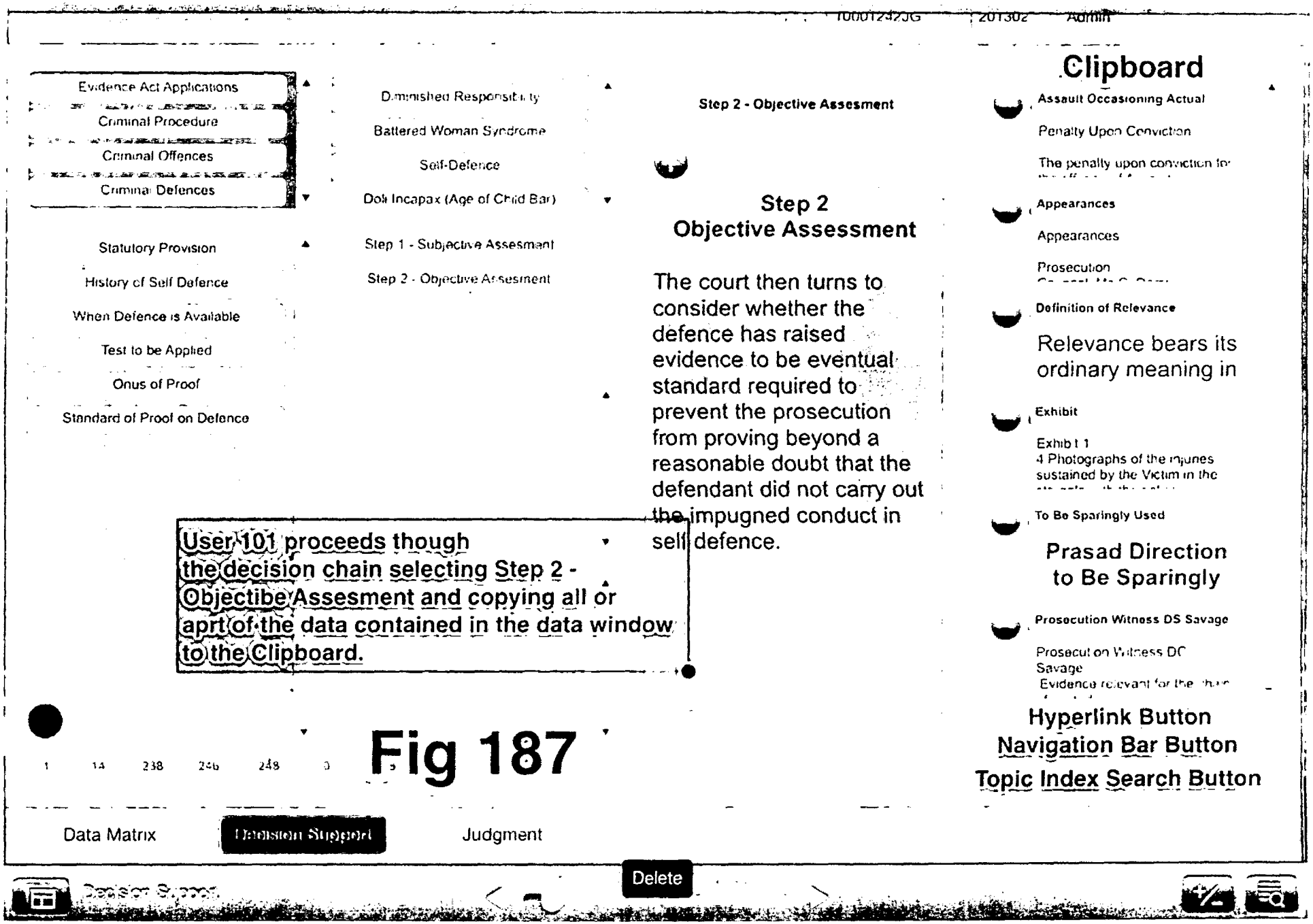


Fig 187

WO 2014/127433 177/190 PCT/AU2014/000177

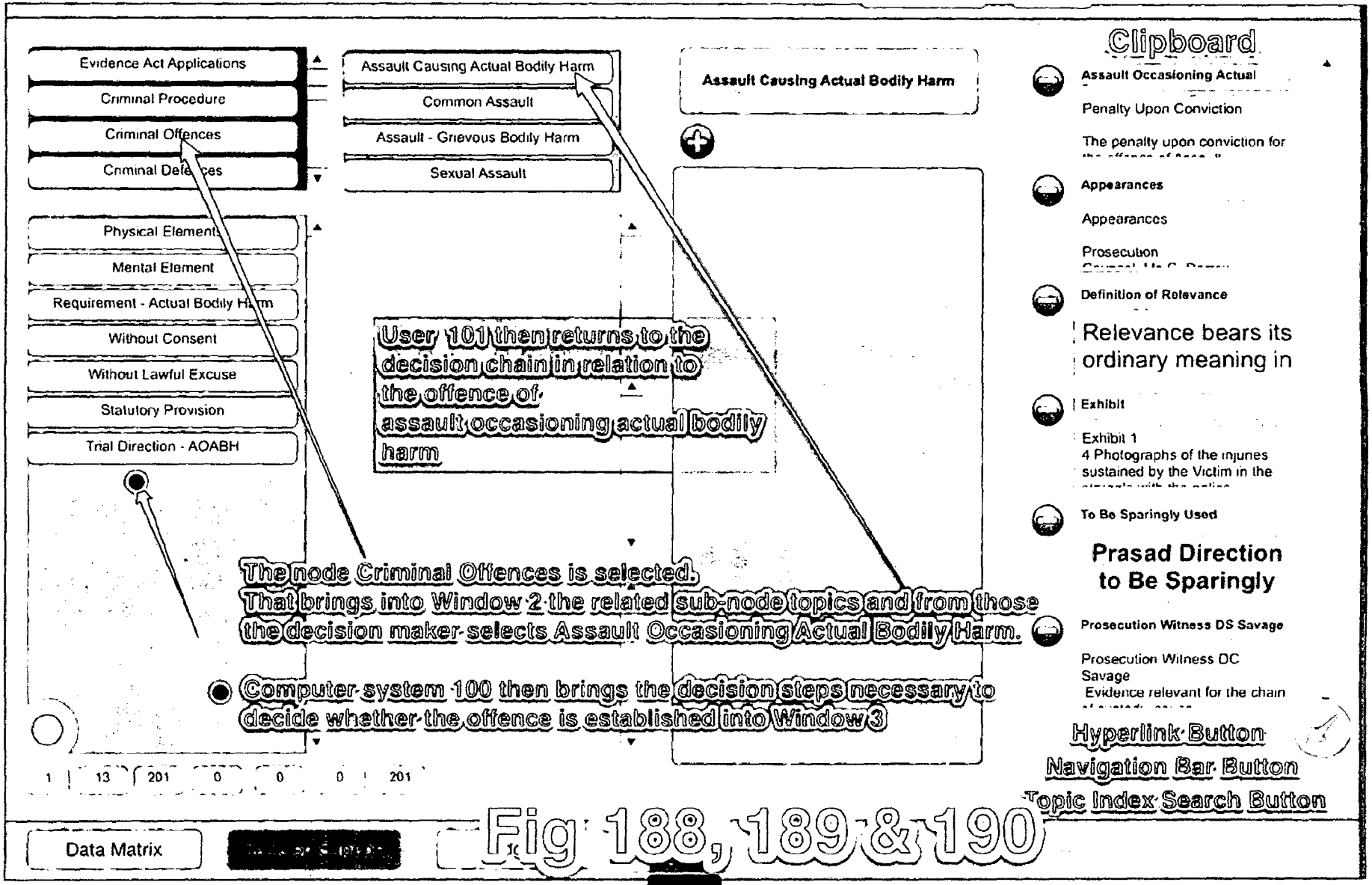


Fig 188, 189 & 190

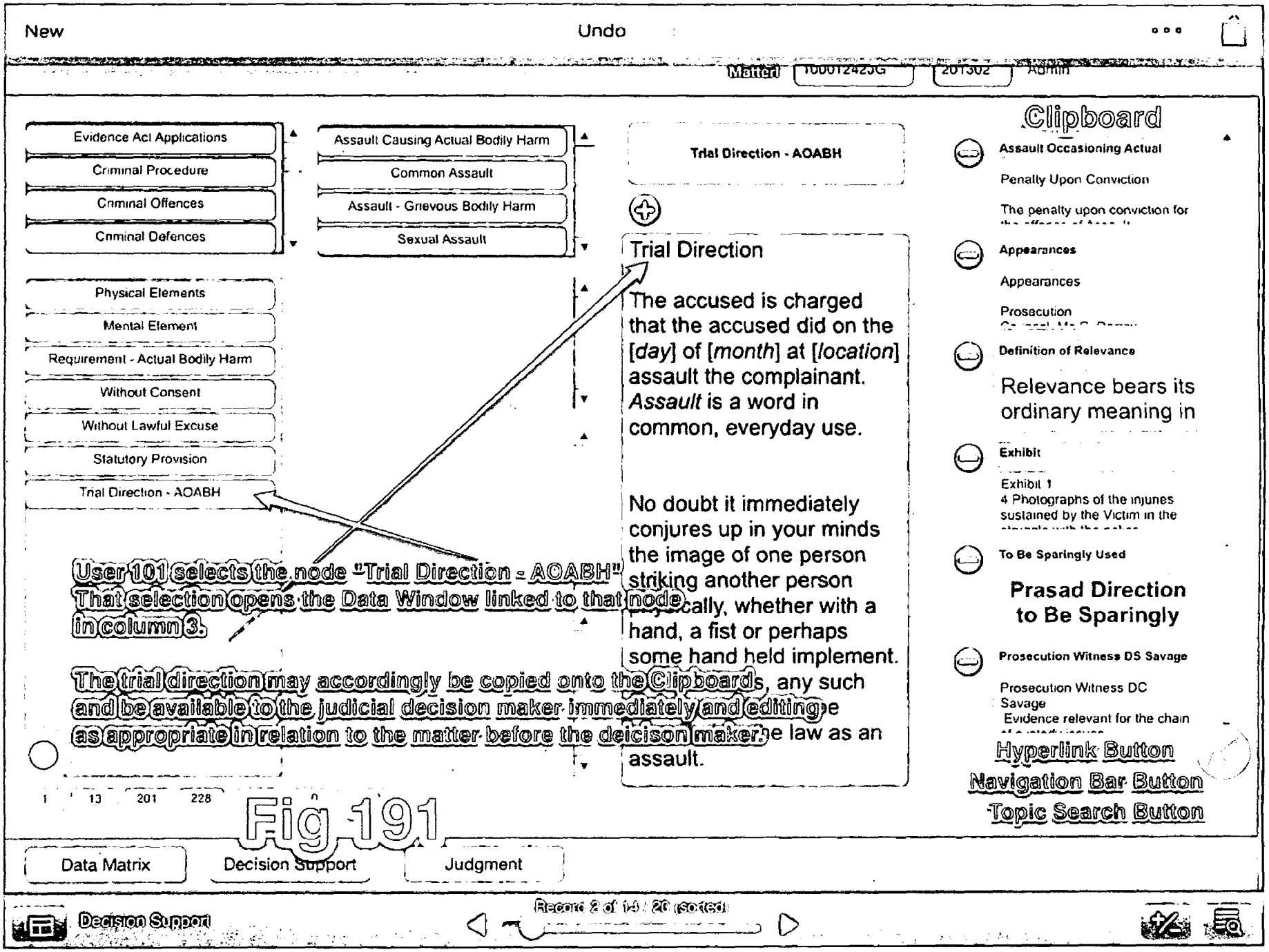
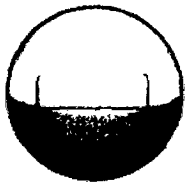

New
Undo
Matter
Evidence Act Applications
Criminal Procedure
Criminal Offences
Criminal Defences
Assault Causing Actual Bodily Harm
Common Assault
Assault - Grievous Bodily Harm
Sexual Assault
Physical Elements
Mental Element
Requirement - Actual Bodily Harm
Without Consent
Without Lawful Excuse
Statutory Provision
Trial Direction - AOABH
Trial Direction - AOABH
Trial Direction
The accused is charged that the accused did on the [day] of [month] at [location] assault the complainant. Assault is a word in common, everyday use.
No doubt it immediately conjures up in your minds the image of one person striking another person physically, whether with a hand, a fist or perhaps some hand held implement.
assault.
Clipboard
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Prosecution Witness DC Savage
Evidence relevant for the chain
User 101 selects the node "Trial Direction - AOABH"
That selection opens the Data Window linked to that node in column 3.
The trial direction may accordingly be copied onto the Clipboard, any such and be available to the judicial decision maker immediately and editing as appropriate in relation to the matter before the decision maker.
Hyperlink Button
Navigation Bar Button
Topic Search Button
1
13
201
228
Data Matrix
Decision Support
Judgment
Decision Support

Fig 191

User 101 may open the Trial Direction on the Clipboard resize it for convenience of access and edit it as appropriate

Fig 192

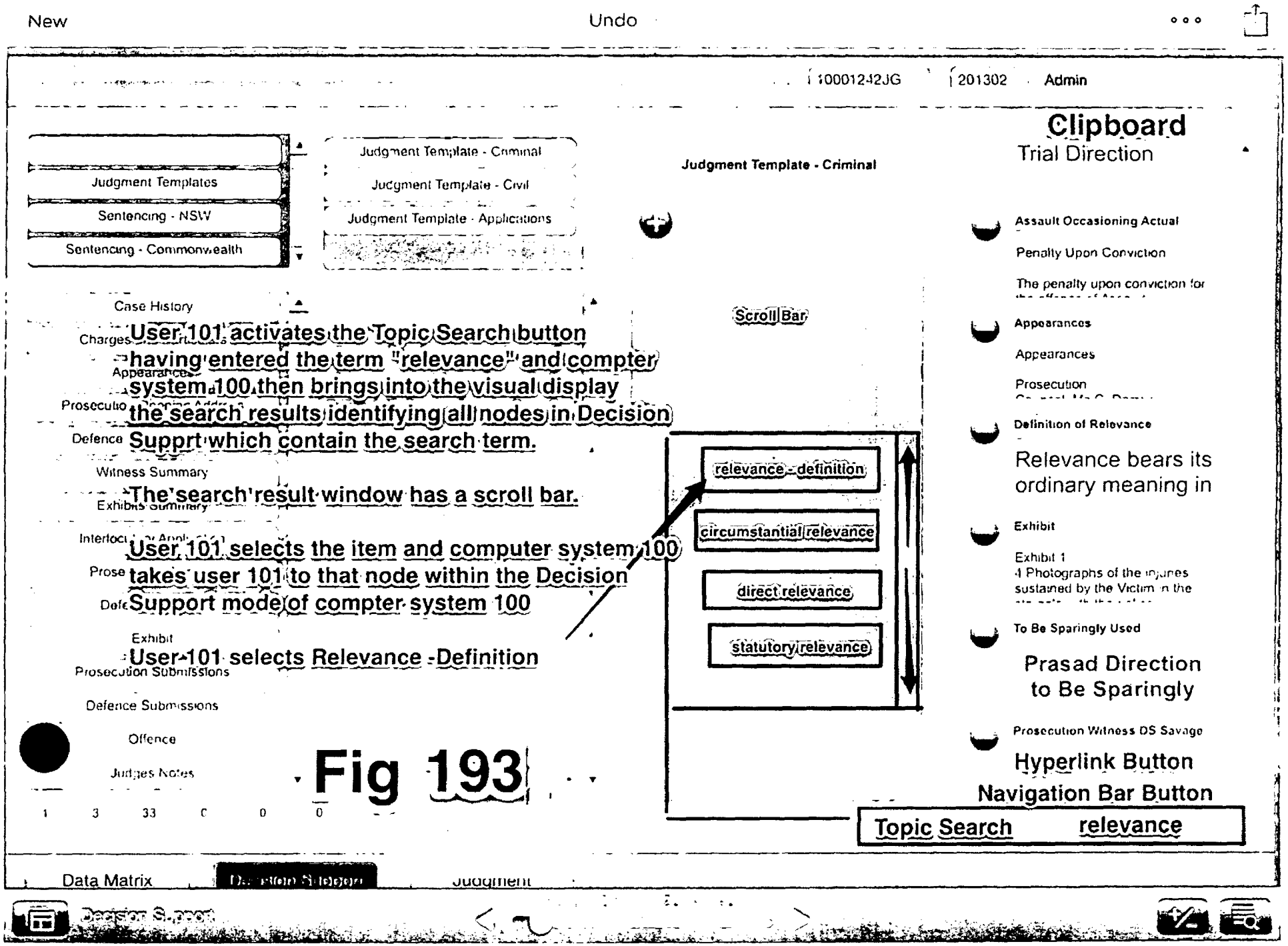


Trial Direction

The accused is charged that the accused did on the [day] of [month] at [location] assault the complainant. Assault is a word in common, everyday use.

No doubt it immediately

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User 101 activates the Topic Search button having entered the term "relevance" and compter system 100 then brings into the visual display the search results identifying all nodes in Decision Supprt which contain the search term.

The search result window has a scroll bar.

User 101 selects the item and computer system 100 takes user 101 to that node within the Decision Support mode of compter system 100

User 101 selects Relevance -Definition

Fig 193

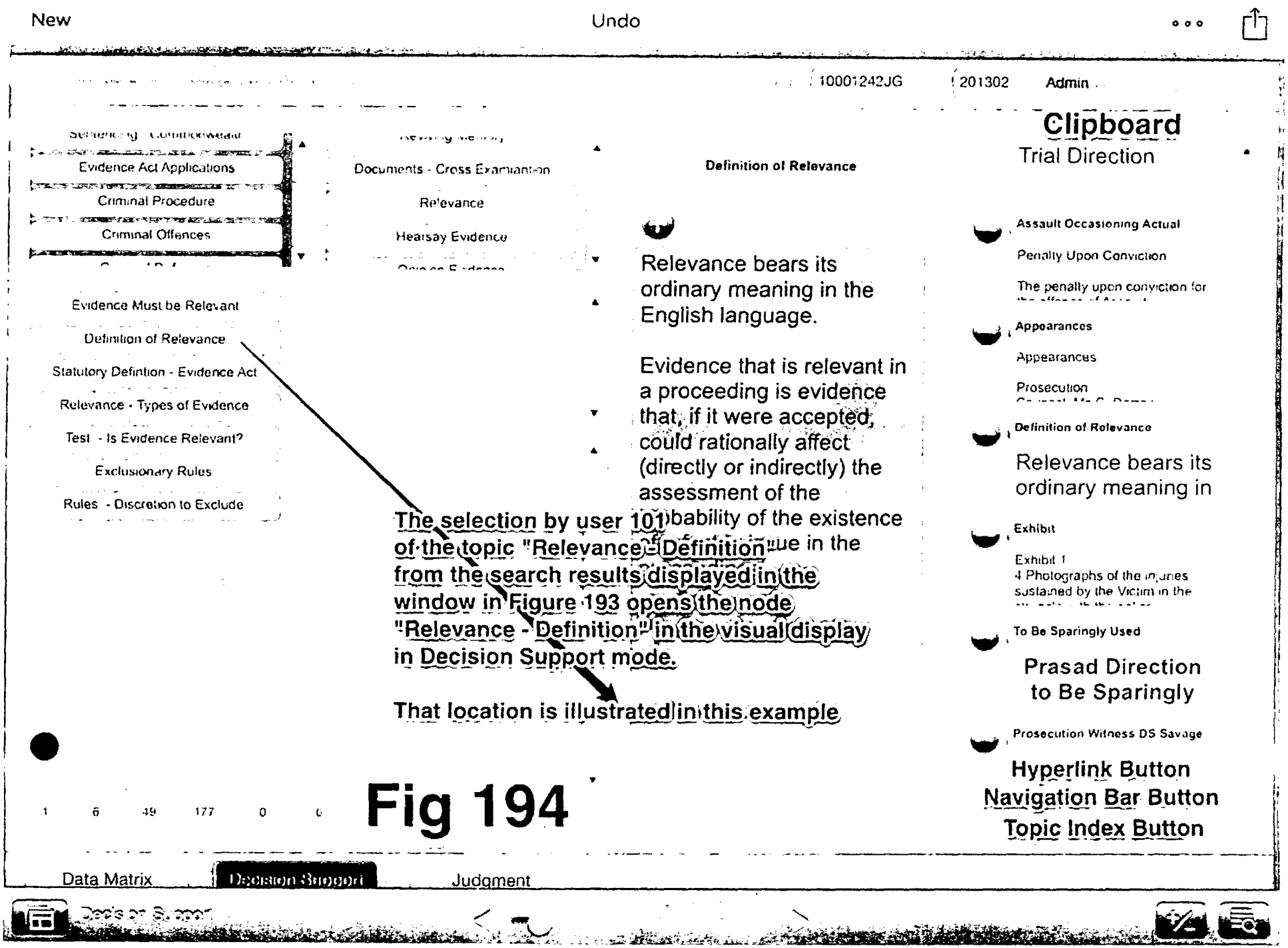
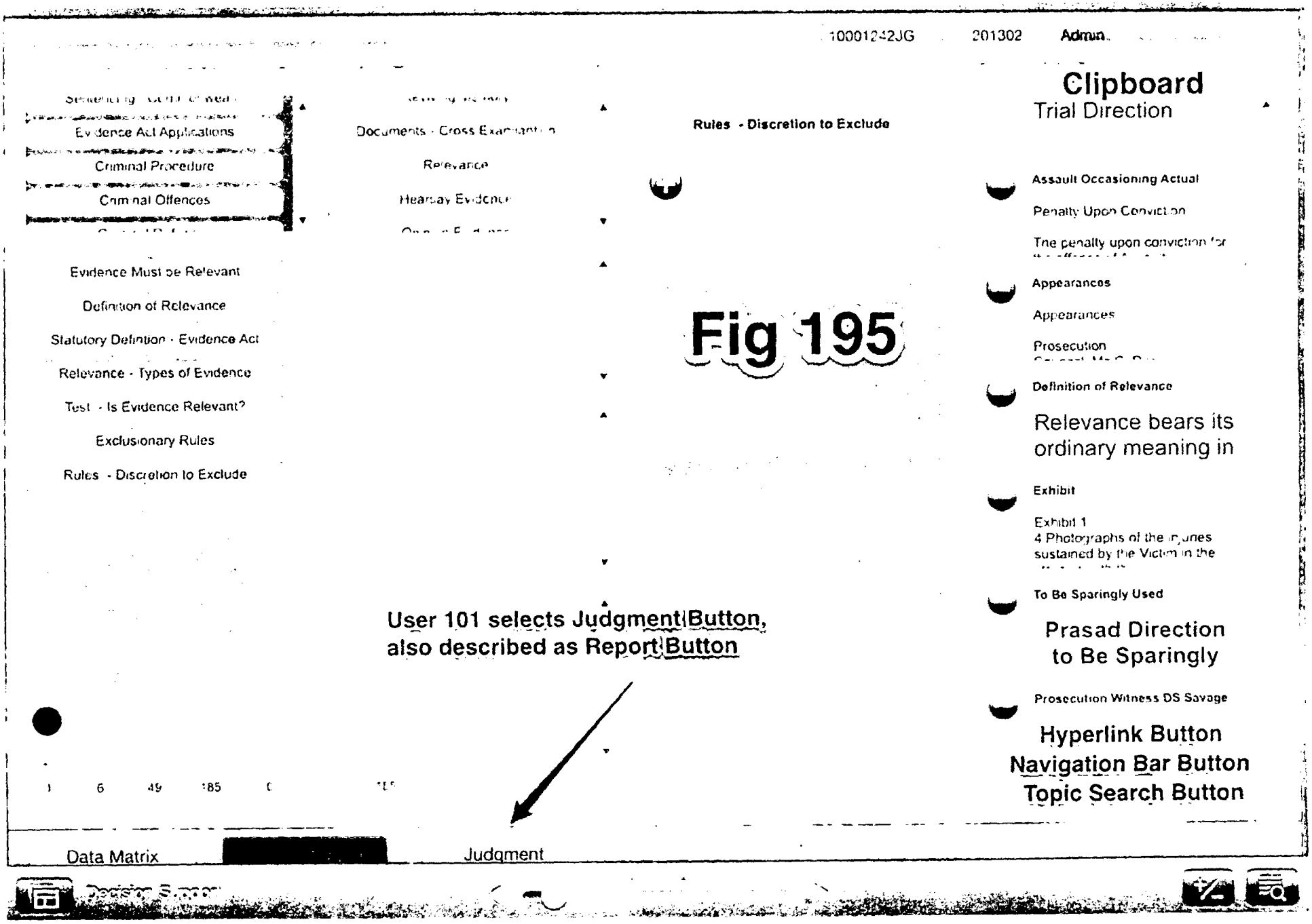

New
Undo
10001242JG
201302
Admin
Evidence Act Applications
Criminal Procedure
Criminal Offences
Evidence Must be Relevant
Definition of Relevance
Statutory Defintion - Evidence Act
Relevance - Types of Evidence
Test - Is Evidence Relevant?
Exclusionary Rules
Rules - Discretion to Exclude
Documents - Cross Examination
Relevance
Hearsay Evidence
Definition of Relevance
Relevance bears its ordinary meaning in the English language.
Evidence that is relevant in a proceeding is evidence that, if it were accepted, could rationally affect (directly or indirectly) the assessment of the probability of the existence of a fact in issue in the proceeding.
The selection by user 101 of the topic "Relevance - Definition" from the search results displayed in the window in Figure 193 opens the node "Relevance - Definition" in the visual display in Decision Support mode.
That location is illustrated in this example
Clipboard
Trial Direction
Assault Occasioning Actual
Penalty Upon Conviction
The penalty upon conviction for
Appearances
Appearances
Prosecution
Definition of Relevance
Relevance bears its ordinary meaning in
Exhibit
Exhibit 1
4 Photographs of the injuries sustained by the Victim in the
To Be Sparingly Used
Prasad Direction to Be Sparingly
Prosecution Witness DS Savage
Hyperlink Button
Navigation Bar Button
Topic Index Button
1 6 49 177 0 0
Data Matrix
Decision Support
Judgment

Fig 194



WO 2014/127433 PCT/AU2014/000177

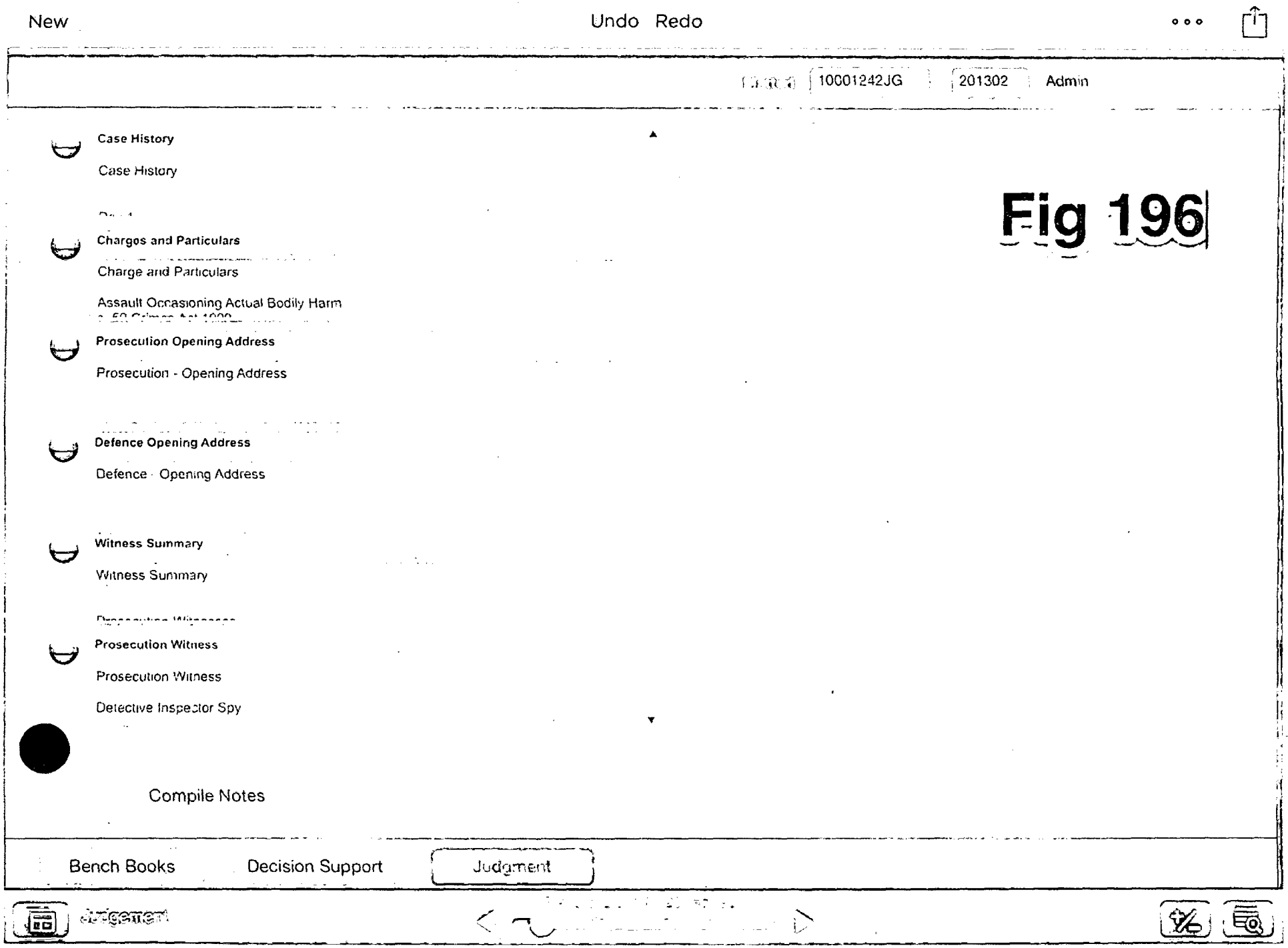

New
Undo Redo
10001242JG
201302
Admin
Case History
Case History
Charges and Particulars
Charge and Particulars
Assault Occasioning Actual Bodily Harm
Prosecution Opening Address
Prosecution - Opening Address
Defence Opening Address
Defence - Opening Address
Witness Summary
Witness Summary
Prosecution Witness
Prosecution Witness
Detective Inspector Spy
Compile Notes
Bench Books
Decision Support
Judgment

Fig 196

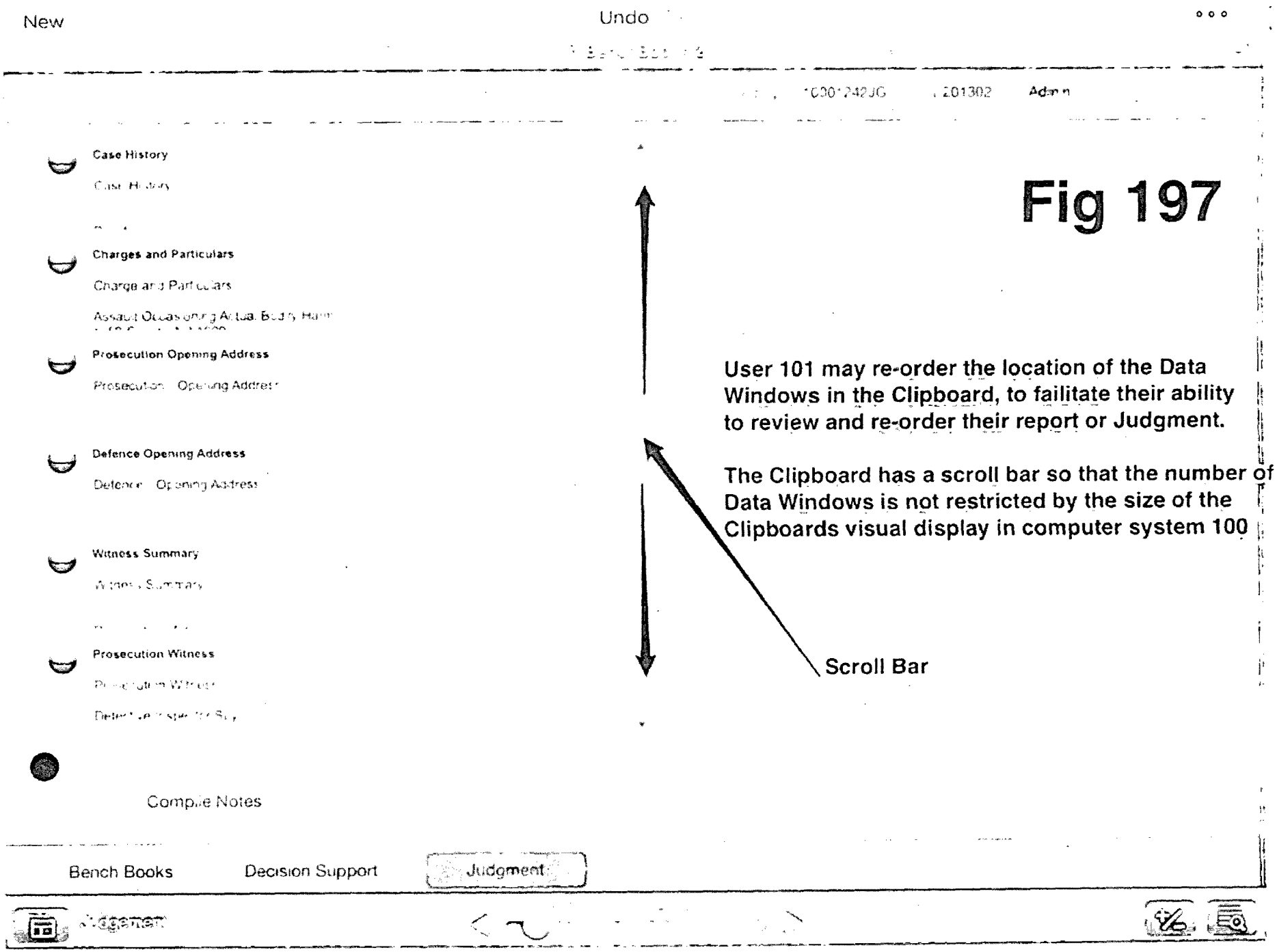

New
Undo
Case History
Charges and Particulars
Charge and Particulars
Prosecution Opening Address
Defence Opening Address
Witness Summary
Prosecution Witness
Compile Notes
Bench Books
Decision Support
Judgment
Judgment
User 101 may re-order the location of the Data Windows in the Clipboard, to failitate their ability to review and re-order their report or Judgment.
The Clipboard has a scroll bar so that the number of Data Windows is not restricted by the size of the Clipboards visual display in computer system 100
Scroll Bar

Fig 197

Detective Inspector Spy

Fig 198

Trial Direction - AOABH

Trial Direction

The accused is charged that the accused did on the [day] of [month] at [location] assault the complainant. Assault is a word in common, everyday use.

No doubt it immediately conjures up in your minds the image of one person striking another person physically, whether with a hand, a fist or perhaps some hand held implement. In most cases, any such striking would also be regarded by the law as an assault.

However, there are differences between the law and what is perhaps ordinary, everyday speech. For example, if I raise my hand at you in a menacing fashion and thereby cause you to fear that you are about to be struck, then the law says that I have assaulted you. Ordinary use of the word assault would probably not have extended that far. It is, therefore, necessary that I should tell you what an assault is in law.

An assault is any act by which a person intentionally or recklessly, causes another person to apprehend immediate and unlawful violence. There are four elements which constitute an assault. They

1.

Figure 198 illustrates how user 101 may re-size a Data Window to failitate the ease with which they may read or edit its contentts.

In one example, the Trial Direction Data Window has been resized.

User 101 may resize the Data Window as desired and it may be resized to the full size fdo the screen

The Data Window retqains its scroll bar function when resized

Trial Direction

Fig 199

The accused is charged that the accused did on the [day] [location] assault the complainant. Assault is a word in common, everyday use.

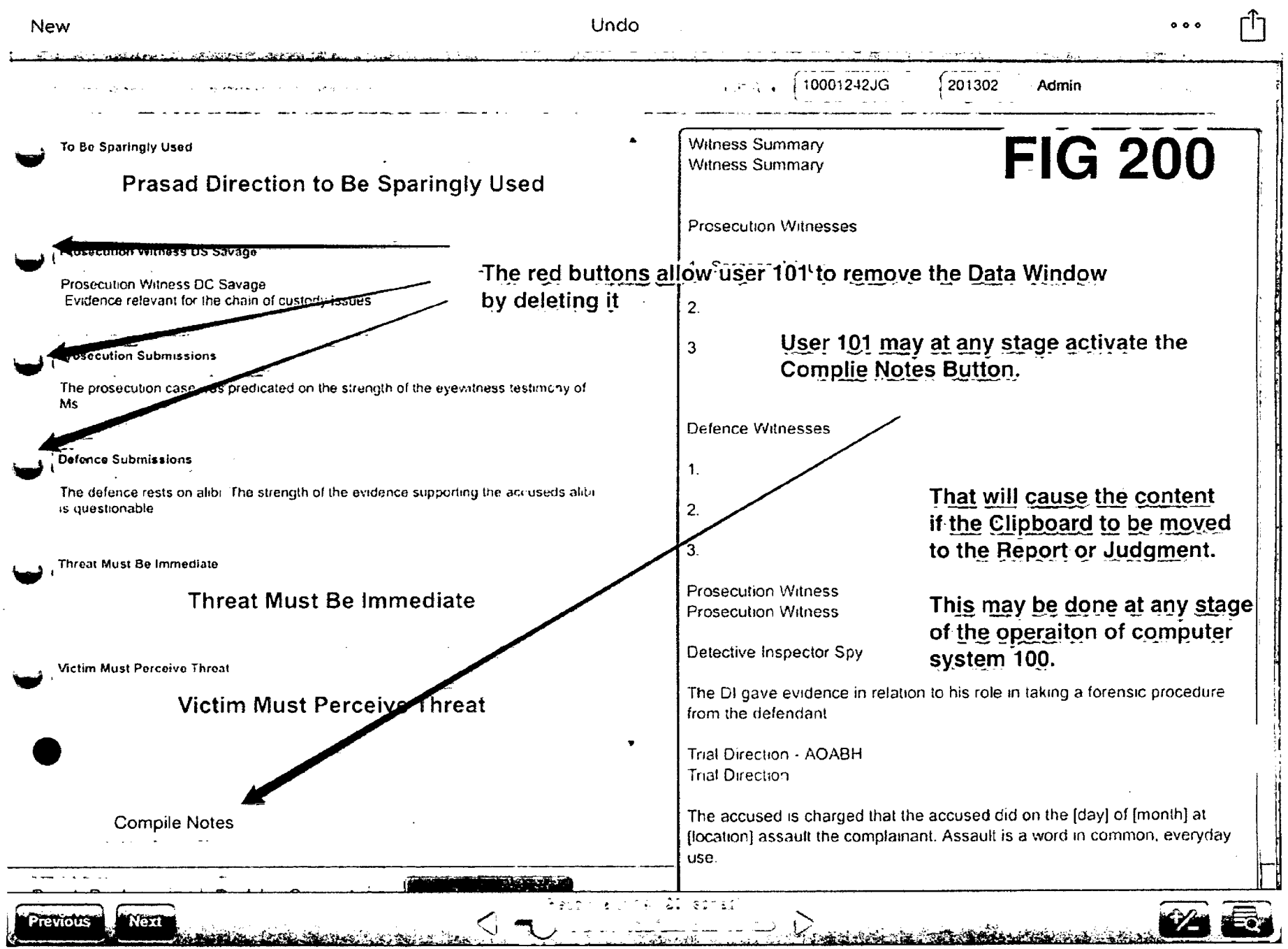
No doubt it immediately conjures up in your minds the image of one person striking another person physically, whether with a hand, a fist or perhaps some hand held implement. In most cases, any such striking would also be regarded by the law as an assault.

Fig 199 illustrates a Data Window in Clipboard mode re-sized to the size of the computer screen to faciliate access by the user

However, there are differences between the law and what is perhaps ordinary, everyday speech. For example, if I raise my hand at you in a menacing fashion and thereby cause you to fear that you are about to be struck, then the law says that I have assaulted you. Ordinary use of the word assault would probably not have extended that far. It is, therefore, necessary that I should tell you what an assault is in ●.

An assault is any act by which a person intentionally, or recklessly, causes another

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The red buttons allow user 101 to remove the Data Window by deleting it

User 101 may at any stage activate the Complie Notes Button.

That will cause the content if the Clipboard to be moved to the Report or Judgment.

This may be done at any stage of the operaiton of computer system 100.

New Undo ...

10001242JG | 201302 | Admin

To Be Sparingly Used

Cut Copy Paste

Prasad Direction to Be Sp

A Prasad Direction should only be available in limited circumstances.

A Prasad Direction may apply when there is evidence which is capable of meeting each of the elements of the charge however the prosecution evidence is so tenuous or implausible that there is no utility in the trial or hearing proceeding.

See Regina v Pahuja (1987) 49 SASR 197 per Cox J:

"Firstly any Prasad Direction should be put to the jury quite simply and shortly. It is not the occasion for any more than a passing glance at the law and a brief reference to whatever feature of the evidence it is that has led the trial judge to give the direction - usually some serious weakness in the Crown case has emerged during its presentation."

Figure 201 illustrates user 101 opening a Data Window, re-sizing it, and using the select and copy function, past diretcly into the Report or Judgment. User 101 does not have to copy the entirety of the Clipboard if they wish to enter data into it - user 101 may selectivley copy and paste from any Data Window

Matter ID:10001242JG
Judge Name:Admin

Figure 201

Case History
Case History

Day 1
Windsor Court
Hearing Commenced at 2pm

Notes

Charges and Particulars
Charge and Particulars

Assault Occasioning Actual Bodily Harm
s. 59 Crimes Act 1900

Particulars

That the accused, in I january 2014 at Windsor, assaulted J thereby occasioned actual bodily harm to him

Prosecution Opening Address

Previous Next

Threat Must Be Immediate

Fig 202

The defendant must place the victim in immediate threat of harm or injury.

The threat must be immediate, although whether the defendant has caused an immediate sense of fear will depend upon the circumstances before you.

A threat at some undisclosed future time will not be sufficient to establish an assault

A verbal threat made in the course of a telephone call may constitute an assault.

Barton v Armstrong (1959) 29 CLR 199.

Fig 202 illustrates that user 101 may open the Report or Judgment window to any size (including the size of the computer screen 102 to faciliate editing.

The Report or Judgment may be saved within computer sytem 100 or may be forwarded by any electronic meansd including email

A telephone call where the caller remains silent may constitute an assault depending upon the surrounding circumstances (ie a history of such

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