



MURRAY TORCETTI
LAWYERS
RIGHT LAWYER / RIGHT NOW

BRIEF OF EVIDENCE

ALL THE EVIDENCE AGAINST YOU

The police must disclose to the defence any and all materials that form the evidence they will rely upon to prove the charges against you. The Brief of Evidence will be provided if you are taking the matter to a trial in the Magistrates Court or the charges have to be sent up to the District or Supreme Court.

WHAT WE DO THE WITH THE BRIEF

After the police have provided the materials, we examine the witness statements, documents, digital evidence and other contents to identify any gaps or weaknesses in the case against you. Your lawyer will conference with you to review the brief and take further instructions.

After we have held a conference with you, further negotiations might occur with the police or the matter can be listed for trial, sentence or otherwise sent to the District or Supreme Courts.

HOW LONG DOES IT TAKE TO GET THE BRIEF?

The Court usually orders the Brief of Evidence be disclosed to the defence 6 weeks from the date of court. Delays can occur if the materials are specialised or require analysis. For example, drug analyst certificates can delay a Brief by more than 6 months.

BRIEF PROCESS

01

ORDERD

Brief is ordered by the Court.

03

REVIEWD

The lawyers review the materials and take your instructions.

02

DISCLOSED

The police disclose the Brief to the defence team

04

PROGRESSED

The charges are moved forward in accordance with court procedure and your instructions.