Form 3 Information and summons

Magistrates Court Act 1930

(see s 25 (Informations) and s 38 (Form of summons))

In the \*[Magistrates/Childrens/Industrial] Court of the Australian Capital Territory

Criminal jurisdiction No \*[CC/CH] of (*year*)

Defendant: Date of birth:

Address: Email:

 Mobile:

Information

Offence defendant committed or may have committed:
 (*date, description and legislative provisions*)

An infringement notice or an offence notice \*[was/was not] served in relation to this offence.

This information is laid by the informant under the *Magistrates Court Act 1930*, section 25.

Summons

|  |
| --- |
| First appearance: *(date and time)*ACT Law Courts Building, 4-6 Knowles Place, Canberra City |

To the defendant: you or your lawyer must appear at the stated time and place to answer to the stated information and to be further dealt with according to law.

(*If you or your lawyer do not appear, the information may be finalised or adjourned in your absence, or a warrant may be issued for your arrest.*)

This summons is issued under the *Magistrates Court Act 1930*, section 38.

………………………………….. ……………………………………….

\*[Informant/informant’s representative] \*[Magistrate/Registrar/Deputy Registrar]

\*[Home/business] address \*[Sworn/Affirmed/Laid] before me on (*date*)

Information fee: $............

\**omit if, or whichever is, inapplicable*

Affidavit of service

On (*date*), I (*full name of person making affidavit*) of (*home or business address*) \*[say on oath/solemnly affirm]––

 On (*date*), I served the defendant, (*defendant’s name*) with the summons by––

\*(a) giving a copy of the summons to the defendant at (*address*); or

\*(b) leaving a copy of the summons at the last-known or usual \*[home/business] address of the defendant at (*address*) with (*name*), a person who appeared to be at least 16 years old and \*[living/employed] at the address.

Note Service of a summons must be effected at least 72 hours before the time appointed in the summons for the hearing of the information (see *Magistrates Court Act 1930*, s 41 (2) (Service of summons)).

………………………………. ……………………………………….

Person making affidavit \*[Justice of the Peace/Barrister/Solicitor/(*other*)]

at (*place*) of (address)

 \*[Sworn/Affirmed] before me on (date)

\*omit if, or whichever is, inapplicable