

## Aim of the Program

The aim of the program is to identify the best way of dealing with the many practical issues connected with managing a jury in the course of a trial. The program will focus on matters that are governed by judicial practice rather than matters that are determined by rules of law. Judges attending the program will be invited to outline how they, or others in their court, deal with each matter to be canvassed in the program. This sharing of experience and practice will enable participants to return to their respective courts with useful information about jury management in other places. Judges can decide for themselves whether they wish to adopt any of the practices that prevail in other courts.

## What style of program?

The program will alternate invited speakers with discussion sessions led by participant led discussion sessions. The general facilitator for the program will be the Hon John Coldrey QC (Supreme Court Victoria rtd).



## Registration

Australian courts have been asked to nominate experienced jury trial judges. Please send your registration by phone, fax email or mail:

Phone: 02 6125 6655

Fax: 02 6125 6651

Email: ea@njca.anu.edu.au

Mail: The Director,

National Judicial College of Australia  
PO Box 8102, ANU, ACT 2601

Last Name: \_\_\_\_\_

First Name: \_\_\_\_\_

Title: \_\_\_\_\_

Court: \_\_\_\_\_

Postal Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Telephone: (work): \_\_\_\_\_

Email: \_\_\_\_\_

[www.njca.com.au](http://www.njca.com.au)  
ABN: 20 100 577 544



NATIONAL  
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# Jury Management Program

7 & 8 September 2009  
Adelaide



# Program

## 7 September 2009

9.30 am **Registration**

10.00 am **Welcome, Introductions**  
The Hon John Coldrey QC

10.15 am **Session 1 - A jury manager's perspective**  
Mr Rudy Monteleone  
Juries Commissioner, Victoria

11.15 am **Session 2 - Panel led discussion:  
The jury panel**

The following issues will be discussed briefly by a panel drawn from the participants, then opened up for general discussion.

- Information to be given to prospective jurors
- Managing the excuse process
- Information/directions upon empanelment
- Arrangements for disabled jurors

2.00 pm **Session 3 - A juror's perspective**  
Mr Malcolm Knox,  
Journalist, Sydney (invited)

2.45 pm **Session 4 - Panel led discussion:  
The empanelment process**

- Juror identification: names or numbers?
- Should information about jury be available to the accused?

4:00 pm **Session 5 - Panel led discussion:  
Steps after empanelment**

- Selection of Foreperson
- Role of foreperson
- Address to jury by judge
- What to include in judge's first remarks:
- Materials provided to jury

7.00 pm **Conference Dinner**

## 8 September 2009

9.00 am **Session 6 - The outcomes of jury research**  
Professor James Ogloff (invited)  
Clinical Psychologist, Melbourne

9:45 am **Session 7 - Panel led discussion:  
During the Trial**

- View management
- Directions during the trial
- Providing transcript to jury
- Provision of computer to jury
- Questions from the jury
- Timing of directions re legal matters such as expert witnesses and prior inconsistent statements
- Exhibits
  - to jury during trial
  - dangerous or unsafe exhibits
- Management
  - of behaviour of counsel in presence of jury
  - of victim's and accused's relatives/supporters
- Issues which may result in a discharge of the jury
- Maintaining the jury's attention

11.15 am **Session 8 - Panel led discussion:  
The charge**

- Materials provided to jury
- Jury breaks
- Use of electronic material
- Provision of whole or any part of the charge to the Jury
- Flow charts or 'decision tree' as to the decision-making process

11.45 am **Session 9 - Panel led discussion:  
Issues Arising During Consideration of  
the Verdict**

- Lock up or separation
- Process for managing questions
- Process for further directions
- Repeating evidence (video, transcript)
- Jury stress
- "Black Direction" – When and How?

1.30 pm **Session 10 - Panel led discussion:  
The Verdict and Post verdict issues**

- Verdict sheet
- Prior convictions
- Discharge
  - Information re counselling
  - Comment on verdict by judge
  - Information about sentencing
- De-brief
  - by Judge or Court Officials

2:00 pm Closing remarks

