

## Non-panel Practitioner Appearance Document

Criminal Law Appearances												
Appearance Type	Appearances allowed under the Private Practitioner Manual <sup>1</sup>				Appearances allowed under the Supervisor Status Scheme, for practitioners 0–1-year PAE <sup>2</sup>				Appearances allowed under the Supervisor Status Scheme for practitioners 1-2-years PAE <sup>3</sup>			
	Children's Court	Magistrates Court	District Court	Stirling Gardens	Children's Court	Magistrates Court	District Court	Stirling Gardens	Children's Court	Magistrates Court	District Court <sup>4</sup>	Stirling Gardens
Simple adjournment – uncontested, no plea, no plea in mitigation, no legal or factual argument	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
Bail variation – uncontested and no legal or factual argument	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
Bail application and variation, including an					✓	✓			✓	✓	✓	

<sup>1</sup> The appearances listed under this portion of the table, may be performed by a non-panel practitioner on instructions from the assigned practitioner, without the need of prior written approval from Legal Aid WA or the assigned practitioner having Supervisor Status, in accordance with clause 21.4.1.1 of the Private Practitioner Manual.

<sup>2</sup> The appearances listed under this portion of the table, may be performed by a practitioner with **0-1 year** of relevant post-admission experience, on the condition that the assigned practitioner has Supervisor Status approved by Legal Aid WA.

<sup>3</sup> The appearances listed under this portion of the table, may be performed by a practitioner with **1-2 years** of relevant post-admission experience, on the condition that the assigned practitioner has Supervisor Status approved by Legal Aid WA. Please note that practitioners with more than 2 years of post-admission experience can apply to become a member of the Crime – Magistrate/Other Indictable with a supervision agreement.

<sup>4</sup> For matters listed under the Crime – Magistrate/Other Indictable Panel only.

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	Children's Court	Magistrates Court	District Court	Stirling Gardens	Children's Court	Magistrates Court	District Court	Stirling Gardens	Children's Court	Magistrates Court	District Court <sup>4</sup>	Stirling Gardens
unscheduled arrest appearance												
List for trial, directions hearing or status conference <i>without</i> legal or factual argument	✓	✓	✓		✓	✓	✓		✓	✓	✓	
List for trial, directions hearing or status conference <i>with</i> legal or factual argument										✓		
Adjourn unscheduled arrest appearance where no bail application	✓	✓	✓		✓	✓	✓		✓	✓	✓	
Sentence Mention List where no legal argument			✓				✓				✓	

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	Children's Court	Magistrates Court	District Court	Stirling Gardens	Children's Court	Magistrates Court	District Court	Stirling Gardens	Children's Court	Magistrates Court	District Court <sup>4</sup>	Stirling Gardens
Plea in mitigation						✓				✓ <sup>5</sup>	✓ <sup>6</sup>	
Sentencing						✓				✓ <sup>7</sup>	✓ <sup>8</sup>	
Trial						✓				✓ <sup>9</sup>		

<sup>5</sup> This excludes matters where the charge/s carries a mandatory term of imprisonment, *and* all matters fall under the Crime – Magistrate/Other Indictable panel.

<sup>6</sup> This excludes matters where the charge/s carries a mandatory term of imprisonment, *and* all matters fall under the Crime – Magistrate/Other Indictable panel.

<sup>7</sup> This excludes matters where the charge/s carries a mandatory term of imprisonment.

<sup>8</sup> Where submissions are settled by an assigned practitioner under the Supervisor Status Scheme *and* the matter does not include charge/s which carry a mandatory term of imprisonment.

<sup>9</sup> This excludes matters where the charge/s carries a mandatory term of imprisonment.

Family Law and Restraining Order Appearances <sup>10</sup>				
Appearance Type	Appearances allowed under the Supervisor Status Scheme, for practitioners 0–1-year PAE <sup>11</sup>		Appearances allowed under the Supervisor Status Scheme for practitioners 1-2-years PAE <sup>12</sup>	
	Magistrates Court	Family Court of WA	Magistrates Court	Family Court of WA
Directions hearings				✓
Case Assessment Conference				✓
Uncontentious adjournments	✓		✓	✓
Appearances where consent orders have been agreed and settled by the assigned practitioner			✓	

<sup>10</sup> Where supervised practitioners have **0-1 year** of relevant post-admission experience but have other relevant experience, (e.g. previous work as a Judges Associate, extensive family law paralegal experience, experience in a jurisdiction overseas), please seek approval from Legal Aid WA for that individual practitioner to undertake work. Assigned practitioners should write to [panelapplications@legalaid.wa.gov.au](mailto:panelapplications@legalaid.wa.gov.au) to seek this approval.

<sup>11</sup> The appearances listed under this portion of the table, may be performed by a practitioner with **0-1 year** of relevant post-admission experience, on the condition that the assigned practitioner has Supervisor Status approved by Legal Aid WA.

<sup>12</sup> The appearances listed under this portion of the table, may be performed by a practitioner with **1-2 years** of relevant post-admission experience, on the condition that the assigned practitioner has Supervisor Status approved by Legal Aid WA. Please note that practitioners with more than 2 years of post-admission experience can apply to become a member of the Restraining Order and/or Family Law Panels with a supervision agreement.