



PRACTICE DIRECTION

FILING OF CONSENT APPLICATIONS IN WRITTING IN CRIMINAL MATTERS

Background and Purpose:

[1] This Direction applies to written Applications submitted on consent of opposing Counsel in criminal proceedings in Territorial Court.

[2] The purpose of this directive is to facilitate the filing of written Applications and accompanying draft Orders on consent of opposing Counsel, without the need for signatures of opposing Counsel who are consenting.

[3] Counsel representing all the parties in criminal proceedings must have an opportunity to review the Application, supporting Affidavit, and draft Order prior to being submitted to the Court. However, requiring each party to endorse their consent to the Application being granted, and their agreement to the form and content of the draft Order by way of signature on the Application materials may result in undue delay in filing of Applications.

Procedure:

[4] Prior to submitting a draft Order and Application on consent in writing for consideration by a Judge, Counsel on behalf of the party submitting the Application shall circulate the materials including the Application, supporting Affidavit and draft Order to all other counsel involved in the proceedings and ensure that all counsel consent to the Order being issued as drafted and agree with the form and content of the draft Order submitted.

[5] If Counsel submitting the draft Order have confirmed the agreement of all other counsel following the procedure above, they may add the following endorsement on the draft Order which will be sufficient for filing:

I confirm that I circulated a draft of this Order and accompanying materials filed, to all other counsel involved in this proceeding [insert of name of all other Counsel involved] and certify that all counsel consent to the Order being granted and agree with the form and content of this Order as drafted.

[lawyer's name]

Crown counsel/ Counsel for the Accused

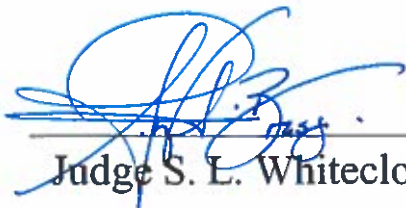
Dated this 10th day of September 2025.



Chief Judge J. E. Scott



Judge R. D. Gorin



Judge S. L. Whitecloud-Brass



Judge J. W. D. Magee