



COMMISSION OF INQUIRY INTO THE LOSS OF HMAS SYDNEY II

PRACTICE NOTE No. I

Introduction

1. The following Practice Note is provided for general guidance as to the practices to be adopted in respect of the hearings of the Commission of Inquiry. This general guidance is to advance the reasonably expeditious and efficient discharge of the functions required by the Terms of Reference.

Calling of witnesses and tendering of documents

2. All witnesses will be called and examined by Counsel Assisting.
3. All documents will be tendered by Counsel Assisting.

Adducing evidence

4. Subject to the control of the President, Counsel Assisting the Commission of Inquiry will determine what witnesses are called, what documents are tendered to the Commission of Inquiry and in what order Counsel Assisting will call and examine witnesses.
5. Documents and other materials may be tendered to the Commission of Inquiry and received into evidence outside formal hearings of the Commission of Inquiry.

Oral evidence to be an oath or affirmation

6. All oral evidence is to be taken on oath or affirmation.

Open hearing

7. Unless the Commission of Inquiry otherwise directs, the hearing will take place in public at such locations and times may be determined by the President.

Questions by Commission of Inquiry

8. The President of the Commission of Inquiry may ask questions of a witness at any time.

Website

9. As far as is possible, all oral and documentary evidence called or tendered to the Commission is to be placed on the website of the Commission of Inquiry after it is called or tendered.

Submissions and Information

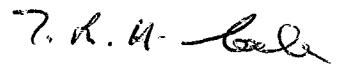
10. Individuals and organisations with information, materials or submissions relevant to the Commission of Inquiry should provide the same to the Secretary to the Commission of Inquiry at Level 11, Defence Plaza – 270 Pitt St Sydney NSW 2000. A closing date for submissions and information will be later advised.

Reserved discretion

11. The President reserves the right at any time to add to or vary the above practices.

Dated

30th May 2008.



.....
The Honourable T.R.H. Cole AO, RFD, QC
President