

**IN THE SUPREME COURT OF VICTORIA
AT MELBOURNE
COURT OF APPEAL (CRIMINAL DIVISION)**

BETWEEN:

Christopher Dean Binse – Applicant

- and -

The King – Respondent

APPLICANT'S LIST OF AUTHORITIES AND MATERIAL RELIED UPON

Date of Document: 2 February 2024
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Part A

1. R v Rogerson (1992) 174 CLR 268 at 280 per Brennan & Toohey JJ at p 280.
2. R v Murphy (1985) 158 CLR 596: the court said in a joint judgment at p 609.
3. R v Todd, [1957] S.A.S.R. 305, at p 328.
4. Meissner v The Queen (1995) 184 CLR 132, at p 142 and 157.
5. Lewis v Judge Ogden 53 ALR, at [57] & [56].
6. Parashrum Detaram Shamdasani v King - Emperor [1945] AC 264, at [268].
7. Re Prior; Ex parte Bellanto (1962) 63 SR (NSW) 190 (FC), at 204.
8. Reg v Dunn: In Re Aspinall [1906] VLR 493, at p 497.
9. R v Mark. A. Verdins- BC200703785 [2007] VSCA 102, at [1], [5], [14], [18], [19].
10. Gurapajji v Queen [2018] VSCA 187, at [1]-[3].
11. Meissner v Queen_1995_184_CLR_132, at p 157.

12. R v Chiron [1980] 1 N.S.W.L.R 218, at p 235 F.
13. R v Murphy [165] VR 187, at p 188, 190.
14. R v Inns (1974) 60 Crim App R 231 at p 233.
15. Beqiri v R [2013] VSCA 39, at p 225-226 [38].
16. R v Balchin (1974) 9 SASR 64 (CCA), at [67].
17. R v Sarek [1982] VR 971 (CCA), at 982, and 987.
18. Re Knowles [1984] VR 751, at 767 [25-30].
19. R v Perry and Harvey [1909] 2 CR. App. R 89, at p 93.
20. R v Binse [2014] VSCA 329, at L 21-30 p 10.
21. R v Pecotic 14th June 2017. [2017] VSC. T. Forrest J, at p 3 [16], p 6 [28],[29], [31].
22. AK v Western Australia (2008) 232 C. L. R 438, at p 451 [35].
23. Fleming v The Queen (1998)197 CLR 250, at p 258 [18] and p261 [23].
24. Raspor v the Queen (1958) 99 CLR 346, at p 350, and p 351.
25. Dearman v Dearman (1908) 7 C. L. R 549, at p 550, p553, p554 and p 561.
26. Wilde v Queen 1988 164 CLR 365, at p 372 and p 373.
27. Reg v Hildebrandt (1963) 81 W.N. (Pt 1) (N.S.W.) 143, at p 148.
28. Reg v Henderson [1966] V.R. 41, at p 43.
29. Reg v Couper (1985) 18 A. Crim. R. 1, at p 7-8.
30. Quartermaine v The Queen (1980) 143 C.L.R. 595 at p 600-601.
31. Mraz v The Queen (1955) 93 C.L.R. 493, at p 514.
32. R v Phung (1990) 108 A Crim R 506, at p 327 [45].
33. R v Hatfield 1971 Crim L.R 700, at 700.
34. R v Marsh 1935 25 C.R. App R 49, at 52.
35. Annetts V McCann (1990)170 CLR 596 at p 598.
36. Kioa V West (1985)159 CLR 550 at p 584, 585.
37. Kioa V West (1985)159 CLR 550 at p 584.
38. Tran V Mimia (2003 126 FCR 199 at p 202, [9].
39. Mills V Hendrikson (2008) 184 A Crim R 212 at p 226 [85].
40. R v Sussex JJ [1924] 1K.B. 256 p 259.
41. Marsland v Taggart [1928] 2 K.B. 447 at p 450.
42. R v Phung (1990) 108 A Crim R 506 at p 327 [45].

43. R v Garlick_2007_15_VR_388, p 397.[38].

44. Kural v the Queen (1987)_162_CLR_502, at p 502, p 506.

Part B

2. *Charter of Human Rights and Responsibility Act 2006.*

Material Relied Upon

3. The documents in the **Exhibit CDB-01** in my affidavit in seeking an extension of time.

2 February 2024 - Signature of Applicant

Chris Pecotic / BINSF