

COURT OF APPEAL

WILLIAMS JA

A MATTER FOR MENTION

(RE: TUDEHOPE)

BRISBANE

. .DATE 11/07/2003

ORDER

WILLIAMS JA: Mr Tudehope sought to file an application for leave to appeal to the Court. It was rejected by the registrar on the basis that it was not a viable notice of appeal. Mr Tudehope was not prepared to accept that ruling. In consequence I gave a direction that the registrar refer the matter to a Judge of the Court of Appeal sitting in open Court to receive submissions from Mr Tudehope as to why the application should be filed in the Court.

The matter was listed at 9:45 this morning. Mr Tudehope was given due notice of that. He elected to appear by telephone link from Cairns. When the matter was called on Mr Tudehope indicated that he was not prepared to make submissions as to why the documents should be filed and sought to challenge whether or not this was a sittings of the Court. In consequence of his abusive attitude I terminated the telephone link and have recorded these reasons. I again record that the document, as it exists, is not a viable notice of appeal and at this stage there is no ground on which the registrar should accept for filing the document in question.

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WILLIAMS JA: I will direct that a copy of the reasons that I gave be made available on request to the Crown solicitor and to your solicitors, Mr Davis, and if there is any further proceeding they can be referred to.