

COURT OF APPEAL

WILLIAMS JA  
WHITE J  
JONES J

CA No 309 of 2004

THE QUEEN

v.

PU

Applicant

BRISBANE

..DATE 28/09/2004

JUDGMENT

MR P J CALLAGHAN (instructed by Legal Aid Queensland) for the applicant

MR C W HEATON (instructed by the Director of Public Prosecutions (Queensland)) for the respondent

WILLIAMS JA: The order of the Court is grant leave to appeal, allow the appeal, set aside the sentence imposed at first instance and in lieu thereof sentence the applicant to 19 days imprisonment to date from 9 September 2004 and thereafter order that she be released on probation for three years, the probation order to be in the usual terms with a special condition that she submit to such parenting, counselling and programs as directed by her probation officer. The Court will subsequently publish its reasons for making that order.

There's nothing further required in relation to the probation order, Mr Callaghan or Mr Heaton?

MR CALLAGHAN: No, I don't think so. I think it's up to my solicitors to take it from there.

WILLIAMS JA: Yes, and on that basis she is, it seems to me, due for immediate release once she signs that probation provision.

MR CALLAGHAN: Yes.

-----