

# The WA case of the principled accused

*This is apparently an extract of a transcript from the Supreme Court in Western Australia. The Law Society of WA treated it as the Atticism Award:*

COUNSEL: He did instruct me that he has given alcohol away for good and is seeking help for his alcohol related problem whilst - - -

THE ACCUSED: No, don't tell him lies, f... it. If you're going to sentence me, sentence me, you clown.

COUNSEL: I apologise, Your Honour.

THE ACCUSED: Don't go suck-holing up to him.

HIS HONOUR: I do not take any notice of it.

THE ACCUSED: If he's going to f...ing give me gaol, let him give me gaol. Don't suck-hole up to him like this.

COUNSEL: All I would say, sir, is that you are dealing with a remarkably intelligent young man. He has the potential - - -

THE ACCUSED: I don't want no sympathy from a clown. If he's going to give me gaol, give me gaol.

COUNSEL: I must say, sir, that this man has great potential. He is an intelligent young man. It may well be that you would wish to call for a presentence report to see whether the probation and parole authorities would consider him eligible for parole - - -

THE ACCUSED: I don't want parole. I don't want nothing from you people. I just want my f...ing time. You never get a fair deal with this system; no way.

COUNSEL: I sincerely hope he would accept parole, Your Honour, because I repeat, he does have great potential and he could become a respected leader in the community.

HIS HONOUR: Does the Crown wish to say anything in relation to the injuries sustained by the complainant?

THE ACCUSED: Come on, rub it in, you poofter. Just give me gaol and f... this.

HIS HONOUR: Look, Wilson - - -

THE ACCUSED: Get stuffed.

HIS HONOUR: Remove him from the court.

Atticism Award winner: the Accused.

## Family law fees

*(continued from page 1)*

"The principle of user-pays is appropriate where there is a genuine option to use or not to use the courts, but not in cases of necessity where matters are of a domestic or family nature and not commercial," he said.

Mr Stirk said there may be a case for maintaining court fees for applications for divorce when divorce is the only relief sought, but not in cases of applications involving children and domestic property.

The proposed fees are: setting down fee (applicable to both the initial hearing and any subsequent appeal to the Full Court) \$500; filing fee for initiating proceedings other than proceedings for a decree of dissolution or of nullity of marriage \$100; filing fee for interlocutory applications \$50; filing fee in respect of appeals to the Full Court in Child Support matters \$500; filing fee in respect of appeals from a decree of a court of summary jurisdiction \$100; filing fee in respect of an application for a review of a decision of a Judicial Registrar under section 26C \$100; filing fee in respect of an application for a review of a decision of a Registrar under section 37A \$100.

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Editor: Robyn Smith. Ph: (089) 815104 Fax: (089) 411623.

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