



Are you an investigator or prosecutor with the Queensland Police Service or a statutory body? Are you called on to prepare or give evidence in court?

About our review

We are reviewing evidence law.

Our review is broad. It covers evidence law's application in criminal and civil proceedings and in pre-trial procedures.

What is evidence?

Evidence is the material that can be given to a court to enable the fact finder (judge, magistrate or jury) to decide the matters in dispute.

What is evidence law?

Evidence law comprises the rules and legal principles that manage how facts in a legal proceeding may be proved. It regulates how evidence is gathered and presented, focusing on proving disputed facts. Evidence law is based on concepts of reliability and fairness.

Evidence law, investigators and prosecutors

Our legal system relies on:

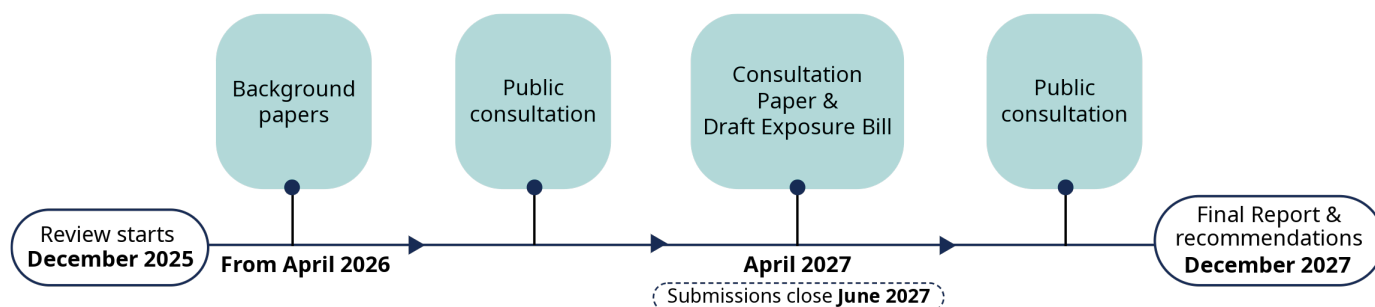
- Investigators collecting evidence, producing briefs of evidence for prosecutors, and giving evidence in Queensland courts.
- Police and other prosecutors assessing evidence, presenting evidence, managing victim and witness involvement, and prosecuting offences in Magistrates Courts.

Key issues

We are interested to hear your views about:

- Supports available to witnesses, including children and special witnesses.
- Availability of forensic evidence.
- Rules of evidence applicable to pre-trial proceedings and at trial.
- Issues that may affect the admissibility of evidence, including:
 - Disclosure (delays or failures)
 - Privilege
 - Establishing the authenticity of documents and digital material
 - The rule against hearsay and its exceptions
 - Expert evidence requirements
 - Improperly or illegally obtained evidence
 - Voluntariness of admissions
 - Chain of custody of evidence.
- Evidence related to domestic relationships and domestic violence, sexual offences, and tendency and coincidence evidence.
- Collection of digital evidence and use of artificial intelligence tools to gather and analyse evidence.

Timeline



We want to hear from you

For further information and updates on the review, including access to our Background Paper, scan the QR code or go to www.qlrc.qld.gov.au. You can send us your feedback by emailing QLREvidenceReview@justice.qld.gov.au.

