

BETWEEN:

THE QUEEN  
Appellant

and

AARON JAMES HOLLIDAY  
Respondent



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APPELLANT'S CHRONOLOGY

**Part I:**

I certify that this chronology is in a form suitable for publication on the internet.

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**Part II:**

Date	Event	AB Ref
May 2010	The respondent is in custody on remand at the Alexander Maconochie Centre ("AMC"), a prison in the ACT, awaiting sentence for, <i>inter alia</i> , child sex offences.	
21 May 2010	The respondent discusses his pending court matters with another inmate, Powell. The respondent asks Powell if he could arrange for two Crown witnesses (brothers of two complainants in relation to the respondent's child sex matters) to be kidnapped and video-recorded making statements recanting their evidence against the respondent. A financial reward is discussed. Powell later informs a prison officer of his discussions with the respondent.	
22 May 2010	The respondent uses a computer at the AMC to type an eight page document containing information in relation to the plan discussed with Powell, including statements to be read by the two witnesses and information about the whereabouts of the witnesses. The respondent then prints the document.	
24 May 2010	The respondent further discusses his plan with Powell and hands over a copy of the document prepared on 22 May.	
25 May 2010	Powell hands the document to a prison officer and informs him of his further discussions with the	

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Ref: Thomas Buckingham

Date	Event	AB Ref
	respondent. The document is returned to Powell. Powell later tells the respondent that he has provided the document to an outsider during a visit at the AMC.	
About 27-28 May 2010	The respondent asks Powell about the progress of the plan. Powell tells the respondent to give it a few days.	
31 May 2010	Powell speaks to police about his discussions with the respondent and provides a statement. He also provides police with the copy of the document handed to him by the respondent.	
7 June 2010	Police forensic officers examine computers at the AMC used by the respondent and discover a file identical to the document the respondent had given Powell.	
13 July 2010	Police execute a search warrant at the respondent's cell in the AMC, locating a further copy of the document that had been handed to Powell.	
20 November 2010	The respondent is sentenced in relation to the offences, including the child sex matters, for which he was on remand.	
11 November 2013	The respondent is charged in the ACT Magistrates Court with attempting to prevent the course of justice, inciting murder (x2) and inciting kidnapping (x2). Pleas of not guilty are entered.	
23 January 2014	The respondent is committed for trial before the ACT Supreme Court.	
24 January 2014	The appellant files Crown committal documents, including an indictment alleging 5 counts (1x attempt to pervert the course of justice [count 1], 2x Incite murder [counts 2 & 3] and 2x Incite kidnapping [counts 4 & 5]), in the ACT Supreme Court.	
16 September 2014	<p>The respondent is arraigned in the ACT Supreme Court on the indictment dated 24 January 2014. Pleas of not guilty are maintained. A trial commences before Burns J and a jury of twelve. The trial continues until 23 September 2014.</p> <p>On 18 September the respondent makes an application to the trial judge dismiss counts 2-5 (the incitement counts) by way of directed verdicts. On 19 September Burns J refuses the application, although no reasons are provided.</p>	

Date	Event	AB Ref
23 September 2014	The jury finds the respondent guilty of counts 1, 4 and 5, and not guilty of counts 2 and 3. The matter is adjourned for sentence.	
16 October 2014	The respondent files a Notice of Appeal contending that the trial judge erred in not dismissing counts 2-5 on the indictment.	
24 July 2015	The respondent is sentenced in the ACT Supreme Court (Burns J): <i>R v Holliday</i> [2015] ACTSC 222.	
29 July 2015	The respondent files an amended Notice of Appeal further contending that the verdicts with respect to counts 1, 4 and 5 are unsafe and unsatisfactory.	
30 July 2015	The respondent's appeal to the ACT Court of Appeal is listed for hearing on 3 November 2015.	
3 November 2015	The ACT Court of Appeal (Murrell CJ, Refshauge and Wigney JJ) hears the respondent's appeal. The Court reserves judgment.	
26 August 2016	The ACT Court of Appeal delivers judgment allowing the appeal in part, setting aside each verdict of guilty with respect to Counts 4 and 5 and entering verdicts of not guilty: <i>Holliday v The Queen</i> [2016] ACTCA 42; (2016) 312 FLR 77.	
20 September 2016	The appellant files an application for special leave to appeal to the High Court against the decision of the ACT Court of Appeal. The special leave application is later listed for hearing on 10 February 2017.	
10 February 2017	The High Court (Bell, Gageler and Gordon JJ) grants the appellant special leave to appeal.	
24 February 2017	The appellant files a notice of appeal in the High Court.	

Dated: 17 March 2017



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