



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

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Details of Filing

File Number: P56/2021
File Title: Garlett v. The State of Western Australia & Anor
Registry: Perth
Document filed: Form 27B - Appellant's chronology
Filing party: Applicant
Date filed: 20 Jan 2022

Important Information

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IN THE HIGH COURT OF AUSTRALIA
PERTH REGISTRY

P50/2021

BETWEEN:

PETER ROBERT GARLETT

Appellant

and

THE STATE OF WESTERN AUSTRALIA

First Respondent

THE ATTORNEY GENERAL FOR WESTERN AUSTRALIA

Second Respondent

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APPELLANT'S CHRONOLOGY

Part I:

This chronology is in a form suitable for publication on the internet.

Part II:

- 20 1. On 24 June 2019, on his plea of guilty the appellant was convicted of, *inter alia*, one count of aggravated robbery contrary to s.392 of the *Criminal Code* (WA).¹
2. The offence was committed on 19 November 2017 and involved the theft of a pendant necklace and \$20 in cash, in the company of others with threats of violence while pretending to be armed.² The appellant was arrested on 20 November 2017 and has been incarcerated since that date. The appellant was sentenced to a total effective sentence of 3 years 6 months' imprisonment, backdated to commence on 20 November 2017. The appellant was ordered to be eligible for parole.³ The appellant was not released to the community on parole, and during his incarceration, was sentenced to a further five months' imprisonment for criminal damage. He was to be released on
- 30 19 October 2021.⁴

¹ AB, p.12 [1].

² AB, p.12 [1].

³ AB, p.12 [2].

⁴ AB, p.12 [3]-[4].

3. On 29 July 2021, the State applied for, *inter alia*, a restriction order under s.48 of the Act, and orders for the preparation of reports following a preliminary hearing under ss.46(2)(a), (b) and (d).⁵
4. On 13 October 2021, at the preliminary hearing of the application, the appellant contended that parts of the Act were invalid.⁶ On 18 October 2021, the Court held that the challenged parts of the Act were not invalid⁷ and on 12 November 2021 made the negative declaration sought by the State.⁸
5. On 23 November 2021, the appellant appealed against the primary decision,⁹ part of which was on 21 December 2021 removed to this Court.¹⁰

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Dated: 20 January 2022



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⁵ AB, p.5.

⁶ AB, p.13-14 [7]-[10].

⁷ AB, p.14-15 [14].

⁸ AB, p.101.

⁹ AB, p.102.

¹⁰ AB, p.105.