R v Twist – 3 stage approach

What is the **relevant fact** which the party calling the evidence is seeking to prove?

↓

Is there a statement of that matter or fact in the communication? → **No** → Not hearsay

↓

Yes

↓

Did the person making the communication intend that the recipient (or any other person) should believe **that matter** and act upon it as true? → **No** → Not hearsay

↓

Yes

↓

HEARSAY
Does it fall within any of the exceptions under CJA 2003? If not, it cannot be used.