

Changes to legislation: *The Children's Evidence (Northern Ireland) Order 1995, Paragraph 3 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

SCHEDULES

SCHEDULE 1

NOTICE OF TRANSFER: PROCEDURE IN LIEU OF COMMITMENT

Regulations

3.—(1) The Attorney General—

- (a) shall by regulations make provision requiring a copy of a notice of transfer, together with [^{F1}copies of the documents containing the evidence (including oral evidence)] on which any charge to which it relates is based, to be given—
 - (i) to any person to whom the notice of transfer relates; and
 - (ii) to the Crown Court sitting at the place specified by the notice of transfer as the proposed place of trial; and
- (b) may by regulations make such further provision in relation to notices of transfer, including provision as to the duties of the Director of Public Prosecutions for Northern Ireland in relation to such notices, as appears to him to be appropriate.

[^{F2}(1A) Regulations under sub-paragraph (1)(a) may provide that there shall be no requirement for copies of documents to accompany the copy of the notice of transfer if they are referred to, in documents sent with the notice of transfer, as having already been supplied.]

- (2) Regulations made under this paragraph shall be subject to [^{F3} negative resolution].

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| F1 | Words in Sch. 1 para. 3(1)(a) substituted (4.7.1996 with application as mentioned in s. 45(8) of the amending Act) by Criminal Procedure and Investigations Act 1996 (c. 25) , s. 45(5) (as modified in its application to Northern Ireland by Sch. 4 para. 18) |
| F2 | Sch. 1 para. 3(1A) inserted (4.7.1996 with application as mentioned in s. 45(8) of the amending Act) by Criminal Procedure and Investigations Act 1996 (c. 25) , s. 45(6) (as modified in its application to Northern Ireland by Sch. 4 para. 18) |
| F3 | Words in Sch. 1 para. 3(2) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976) , arts. 1(2), 12, Sch. 14 para. 33 (with arts. 28-31); S.I. 2010/977, art. 1(2) |

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Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

- Act rev.in pt. (prosp.) by [1996 c. 25 ss 7479Sch.4 para.36](#)
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