

SCHEDULES

SCHEDULE 1

COMMITTAL PROCEEDINGS

PART II

OTHER PROVISIONS

Criminal Justice Act 1988

- 28 In section 23 of the Criminal Justice Act 1988 (first-hand hearsay) the following subsection shall be inserted after subsection (4)—
- “(5) This section shall not apply to proceedings before a magistrates' court inquiring into an offence as examining justices.”
- 29 In section 24 of the Criminal Justice Act 1988 (business etc. documents) the following subsection shall be inserted after subsection (4)—
- “(5) This section shall not apply to proceedings before a magistrates' court inquiring into an offence as examining justices.”
- 30 The following shall be inserted at the end of section 26 of the Criminal Justice Act 1988 (statements in certain documents)—
- “This section shall not apply to proceedings before a magistrates' court inquiring into an offence as examining justices.”
- 31 The following shall be inserted at the end of section 27 of the Criminal Justice Act 1988 (proof of statements contained in documents)—
- “This section shall not apply to proceedings before a magistrates' court inquiring into an offence as examining justices.”
- 32 In section 30 of the Criminal Justice Act 1988 (expert reports) the following subsection shall be inserted after subsection (4)—
- “(4A) Where the proceedings mentioned in subsection (1) above are proceedings before a magistrates' court inquiring into an offence as examining justices this section shall have effect with the omission of—
- (a) in subsection (1) the words “whether or not the person making it attends to give oral evidence in those proceedings”, and
- (b) subsections (2) to (4).”
- 33 In section 32A(10) of the Criminal Justice Act 1988 (video recordings) the words “notwithstanding that the child witness is not called at the committal proceedings” shall be omitted.

Status: This is the original version (as it was originally enacted).

- 34 In section 40 of the Criminal Justice Act 1988 (power to join in indictment count for common assault etc.) in subsection (1) for the words from “in an examination” to the end of the subsection there shall be substituted “to a magistrates' court inquiring into the offence as examining justices”.