
Changes to legislation: Coroners and Justice Act 2009, Cross Heading: Suspension pending inquiry under Inquiries Act 2005 is up to date with all changes known to be in force on or before 24 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

DUTY OR POWER TO SUSPEND OR RESUME INVESTIGATIONS

PART 1

SUSPENSION OF INVESTIGATIONS

Suspension pending inquiry under Inquiries Act 2005

- 3 (1) Subject to sub-paragraph (2), a senior coroner must suspend an investigation under this Part of this Act into a person's death if—
- (a) the Lord Chancellor requests the coroner to do so on the ground that the cause of death is likely to be adequately investigated by an inquiry under the Inquiries Act 2005 (c. 12) that is being or is to be held,
 - (b) a senior judge has been appointed under that Act as chairman of the inquiry, and
 - (c) the Lord Chief Justice has indicated approval to the Lord Chancellor, for the purposes of this paragraph, of the appointment of that judge.
- In paragraph (b) “senior judge” means a judge of the High Court or the Court of Appeal or a Justice of the Supreme Court.
- (2) The coroner need not suspend the investigation if there appears to be an exceptional reason for not doing so.
- (3) In the case of an investigation that is already suspended under paragraph 1—
- (a) a reference above in this paragraph to suspending the investigation is to be read as a reference to continuing the suspension of the investigation;
 - (b) if the suspension of the investigation is continued under this paragraph, the investigation is to be treated for the purposes of paragraphs 1(4), 7 and 9 of this Schedule as suspended under this paragraph (and not as suspended under paragraph 1).

Commencement Information

II Sch. 1 para. 3 in force at 25.7.2013 by S.I. 2013/1869, art. 2(h)

- 4 (1) This paragraph applies where an investigation is suspended under paragraph 3 on the basis that the cause of death is likely to be adequately investigated by an inquiry under the Inquiries Act 2005 (c. 12).
- (2) The terms of reference of the inquiry must be such that it has as its purpose, or among its purposes, the purpose set out in section 5(1) above (read with section 5(2) where applicable); and section 5 of the Inquiries Act 2005 has effect accordingly.

Changes to legislation: Coroners and Justice Act 2009, Cross Heading: Suspension pending inquiry under Inquiries Act 2005 is up to date with all changes known to be in force on or before 24 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](#)

Commencement Information

I2 Sch. 1 para. 4 in force at 25.7.2013 by S.I. 2013/1869, **art. 2(h)**

Changes to legislation:

Coroners and Justice Act 2009, Cross Heading: Suspension pending inquiry under Inquiries Act 2005 is up to date with all changes known to be in force on or before 24 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.

[View outstanding changes](#)

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

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 11A and cross-heading inserted by [2023 c. 41 Sch. 11 para. 1\(1\)](#)
- Sch. 1A inserted by [2023 c. 41 Sch. 11 para. 1\(2\)](#)