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STATUTORY INSTRUMENTS

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**2018 No. 132**

**The Criminal Procedure (Amendment) Rules 2018**

**Amendments to the Criminal Procedure Rules 2015**

- 16.** In Part 39 (Appeal to the Court of Appeal about conviction or sentence)—
- (a) in rule 39.3 (Form of appeal notice)—
    - (i) omit paragraph (1),
    - (ii) renumber paragraph (2) as paragraph (1),
    - (iii) in paragraph (1), as thus renumbered, at the beginning of the paragraph, for “The appeal notice” substitute “An appeal notice”,
    - (iv) for paragraph (1)(b), as thus renumbered, substitute—
      - “(b) identify each ground of appeal on which the appellant relies (and see paragraph (2));”,
    - (v) for paragraph (1)(e), (f), (g), (h), as thus renumbered, substitute—
      - “(e) include or attach any application for the following, with reasons—
        - (i) permission to appeal, if the appellant needs the court’s permission,
        - (ii) an extension of time within which to serve the appeal notice,
        - (iii) bail pending appeal,
        - (iv) a direction to attend in person a hearing that the appellant could attend by live link, if the appellant is in custody,
        - (v) the introduction of evidence, including hearsay evidence and evidence of bad character,
        - (vi) an order requiring a witness to attend court,
        - (vii) a direction for special measures for a witness,
        - (viii) a direction for special measures for the giving of evidence by the appellant;
      - (f) identify any other document or thing that the appellant thinks the court will need to decide the appeal.”,
  - (vi) after paragraph (1), as thus renumbered, insert—
    - “(2) The grounds of appeal must—
      - (a) include in no more than the first two pages a summary of the grounds that makes what then follows easy to understand;
      - (b) in each ground of appeal identify the event or decision to which that ground relates;
      - (c) in each ground of appeal summarise the facts relevant to that ground, but only to the extent necessary to make clear what is in issue;
      - (d) concisely outline each argument in support of each ground;
      - (e) number each ground consecutively, if there is more than one;

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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- (f) identify any relevant authority and—
  - (i) state the proposition of law that the authority demonstrates, and
  - (ii) identify the parts of the authority that support that proposition; and
- (g) where the Criminal Cases Review Commission refers a case to the court, explain how each ground of appeal relates (if it does) to the reasons for the reference.”; and
- (vii) in the note to the rule, after “Note” insert “The Practice Direction sets out a form of appeal notice for use in connection with this rule.”; and
- (b) in the note to rule 39.7 (Introducing evidence) for “39.3(2)(h)(v), (vi)” substitute “39.3(1)(e)(v), (vi)”.