



Criminal Justice Act 1988

1988 CHAPTER 33

PART III

OTHER PROVISIONS ABOUT EVIDENCE IN CRIMINAL PROCEEDINGS

[33A ^{F1} **Evidence given by children.**

- (1) A child's evidence in criminal proceedings shall be given unsworn.
- (2) A deposition of a child's unsworn evidence may be taken for the purposes of criminal proceedings as if that evidence had been given on oath.
- ^{F2}(2A) A child's evidence shall be received unless it appears to the court that the child is incapable of giving intelligible testimony.]
- (3) In this section "child" means a person under fourteen years of age.

Textual Amendments

- F1** S. 33A inserted (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 52(1); S.I. 1992/333, art. 2(2), Sch. 2.
- F2** S. 33A(2A) inserted (3.2.1995) by 1994 c. 33, s. 168(1), Sch. 9 para.33; S.I. 1995/127, art. 2(1), Sch. 1, APPENDIX A

Status:

Point in time view as at 31/03/1997. This version of this provision has been superseded.

Changes to legislation:

Criminal Justice Act 1988, Section 33A is up to date with all changes known to be in force on or before 20 May 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.