



# Criminal Procedure and Investigations Act 1996

## 1996 CHAPTER 25

### PART I

#### DISCLOSURE

##### *Other provisions*

#### **21 Common law rules as to disclosure**

- (1) Where this Part applies as regards things falling to be done after the relevant time in relation to an alleged offence, the rules of common law which—
  - (a) were effective immediately before the appointed day, and
  - (b) relate to the disclosure of material by the prosecutor,do not apply as regards things falling to be done after that time in relation to the alleged offence.
- (2) Subsection (1) does not affect the rules of common law as to whether disclosure is in the public interest.
- (3) References in subsection (1) to the relevant time are to the time when—
  - (a) the accused pleads not guilty (where this Part applies by virtue of section 1(1)),
  - (b) the accused is committed for trial (where this Part applies by virtue of section 1(2)(a))
  - (c) the proceedings are transferred (where this Part applies by virtue of section 1(2)(b) or (c)),
  - (d) the count is included in the indictment (where this Part applies by virtue of section 1(2)(d)), or
  - (e) the bill of indictment is preferred (where this Part applies by virtue of section 1(2)(e)).

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*Status: This is the original version (as it was originally enacted).*

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- (4) The reference in subsection (1) to the appointed day is to the day appointed under section 1(5).