



Criminal Procedure and Investigations Act 1996

1996 CHAPTER 25

PART III

PREPARATORY HEARINGS

Preparatory hearings

34 Later stages of trial

- (1) Any party may depart from the case he disclosed in pursuance of a requirement imposed under section 31.
- (2) Where—
 - (a) a party departs from the case he disclosed in pursuance of a requirement imposed under section 31, or
 - (b) a party fails to comply with such a requirement,the judge or, with the leave of the judge, any other party may make such comment as appears to the judge or the other party (as the case may be) to be appropriate and the jury may draw such inference as appears proper.
- (3) In deciding whether to give leave the judge shall have regard—
 - (a) to the extent of the departure or failure, and
 - (b) to whether there is any justification for it.
- (4) Except as provided by this section no part—
 - (a) of a statement given under section 31(6)(a), or
 - (b) of any other information relating to the case for the accused or, if there is more than one, the case for any of them, which was given in pursuance of a requirement imposed under section 31,may be disclosed at a stage in the trial after the jury have been sworn without the consent of the accused concerned.