



Crime and Disorder Act 1998

1998 CHAPTER 37

PART III **E+W+S**

CRIMINAL JUSTICE SYSTEM

Miscellaneous

57 Use of live television links at preliminary hearings. **E+W**

- (1) In any proceedings for an offence, a court may, after hearing representations from the parties, direct that the accused shall be treated as being present in the court for any particular hearing before the start of the trial if, during that hearing—
 - (a) he is held in custody in a prison or other institution; and
 - (b) whether by means of a live television link or otherwise, he is able to see and hear the court and to be seen and heard by it.
- (2) A court shall not give a direction under subsection (1) above unless—
 - (a) it has been notified by the Secretary of State that facilities are available for enabling persons held in custody in the institution in which the accused is or is to be so held to see and hear the court and to be seen and heard by it; and
 - (b) the notice has not been withdrawn.
- (3) If in a case where it has power to do so a magistrates' court decides not to give a direction under subsection (1) above, it shall give its reasons for not doing so.
- (4) In this section "the start of the trial" has the meaning given by subsection (11A) or (11B) of section 22 of the 1985 Act.

Commencement Information

- II** [S. 57](#) wholly in force; [S. 57](#) not in force at Royal Assent see [s. 121](#). In force at 30.9.1998 by [S.I. 1998/2327](#), [art. 2\(1\)](#) (subject to savings in [arts. 5-8](#))

Status:

Point in time view as at 01/04/2000. This version of this provision has been superseded.

Changes to legislation:

Crime and Disorder Act 1998, Section 57 is up to date with all changes known to be in force on or before 17 June 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.