

*Status:* This version of this provision is prospective.

*Changes to legislation:* There are currently no known outstanding effects for the Judicial Review and Courts Act 2022, Paragraph 4. (See end of Document for details)

## SCHEDULES

### SCHEDULE 2

#### CRIMINAL PROCEDURE: CONSEQUENTIAL AND RELATED AMENDMENTS

PROSPECTIVE

##### *Amendments in connection with section 3*

- 4 (1) The Criminal Justice Act 2003 is amended as follows.
- (2) In section 29 (institution of proceedings by written charge)—
- (a) for the heading substitute “Instituting proceedings by written charge”;
  - (b) after subsection (2) insert—  
“(2AA) A single justice procedure notice may be issued only if—
    - (a) the offence is a summary offence not punishable with imprisonment, and
    - (b) the person being charged has attained the age of 18, or is not an individual.”;
  - (c) after subsection (2B) insert—  
“(2C) Subsection (2D) applies if—
    - (a) the offence is specified in regulations under section 16H(3)(a) of the Magistrates’ Courts Act 1980, and
    - (b) the relevant prosecutor decides that it would be appropriate for the automatic online conviction option to be offered (see section 16G(1) of the Magistrates’ Courts Act 1980).
- (2D) The single justice procedure notice must also explain—
- (a) the steps that the person on whom the notice is served can take if the person wants to be offered the automatic online conviction option, and
  - (b) that if the person is offered, and accepts, that option, the requirements referred to in subsection (2B) will no longer apply.
- (2E) The Lord Chancellor may by order make provision about the matters that are to be taken into account by a relevant prosecutor before deciding as mentioned in subsection (2C)(b).”
- (3) In section 30 (further provision about institution of proceedings by written charge), in the heading, for “new method” substitute “written charges”.
- (4) In section 330 (orders and rules), in subsection (1)(c), after “sections” insert “29(2E),”.

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#### Commencement Information

**II** Sch. 2 para. 4 not in force at Royal Assent, see [s. 51\(4\)](#)

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