

SCHEDULE 2

CRIMINAL PROCEDURE RULES 1996

PART II

General

CHAPTER 5

JUDICIAL EXAMINATION

Postponement of trial diet by sheriff

5.8.—(1) The sheriff shall not make an order under section 37(7)(b) of the Act of 1995 (postponement of trial diet) in respect of a case set down for trial in the High Court.

(2) Any order by a sheriff under section 37(7)(b) of the Act of 1995 in a case not set down for trial in the High Court shall be—

- (a) endorsed on the record copy of the indictment;
- (b) authenticated by the signature of the sheriff; and
- (c) intimated—
 - (i) by the prosecutor to any co-accused by serving on him an intimation of postponement in Form 5.8; and
 - (ii) by the sheriff clerk to the governor of any institution in which any co-accused is detained.