
STATUTORY INSTRUMENTS

2005 No. 384

The Criminal Procedure Rules 2005

PART 8

OBJECTING TO THE DISCONTINUANCE OF
PROCEEDINGS IN A MAGISTRATES' COURT

Time for objecting

8.1. The period within which an accused person may give notice under section 23(7) of the Prosecution of Offences Act 1985(1) that he wants proceedings against him to continue is 35 days from the date when the proceedings were discontinued under that section.

[Note. Formerly rule 3 of the Magistrates' Courts (Discontinuance of Proceedings) Rules 1986(2). For the equivalent procedure in the Crown Court see section 23A of the 1985 Act.]

(1) 1985 c. 23; section 23(7) was amended by paragraphs 129 and 131 of Schedule 13 to the Access to Justice Act 1999 (c. 22) and paragraph 290 of Schedule 8 to the Courts Act 2003 (c. 39).
(2) S.I. 1986/367; amending instruments relevant to this Part are S.I. 2001/615 and 2001/1149.