
STATUTORY INSTRUMENTS

2010 No. 60

The Criminal Procedure Rules 2010

PART 27

WITNESS STATEMENTS

Written statement in evidence

- 27.4.**—(1) A party who wants to introduce in evidence a written statement must—
- (a) before the hearing at which that party wants to do so, serve a copy of the statement on—
 - (i) the court officer, and
 - (ii) each other party; and
 - (b) at or before that hearing, serve the statement itself on the court officer.
- (2) If that party relies on only part of the statement, that party must mark the copy in such a way as to make that clear.
- (3) A prosecutor must serve on a defendant, with the copy of the statement, a notice—
- (a) of the right within 7 days of service to object to the introduction of the statement in evidence instead of the witness giving evidence in person; and
 - (b) that if the defendant does not object in time, the court—
 - (i) can nonetheless require the witness to give evidence in person, but
 - (ii) may decide not to do so.
- (4) The court may exercise its power to require the witness to give evidence in person—
- (a) on application by any party; or
 - (b) on its own initiative.
- (5) A party entitled to receive a copy of a statement may waive that entitlement by so informing—
- (a) the party who would have served it; and
 - (b) the court.

[Note. The Practice Direction sets out a form of notice for use in connection with this rule.]