
STATUTORY INSTRUMENTS

2015 No. 1490

The Criminal Procedure Rules 2015

PART 9

ALLOCATION AND SENDING FOR TRIAL

ALLOCATION FOR MAGISTRATES' COURT OR CROWN COURT TRIAL

Allocation and sending for Crown Court trial

9.14.—(1) This rule applies where—

- (a) under rule 9.10 or rule 9.13, the court allocates the case to the Crown Court for trial;
- (b) under rule 9.11, the defendant does not agree to trial in a magistrates' court; or
- (c) under rule 9.12, the court grants the prosecutor's application for Crown Court trial.

(2) In the following sequence, the court must—

- (a) invite the prosecutor to make representations about any ancillary matters, including bail and directions for the management of the case in the Crown Court;
- (b) invite the defendant to make any such representations; and
- (c) exercise its powers to—
 - (i) send the defendant to the Crown Court for trial, and
 - (ii) give any ancillary directions.

[Note. See sections 21 and 24A of the Magistrates' Courts Act 1980(1) and section 51 of the Crime and Disorder 1998(2). See also rule 9.3 (matters to be specified on sending for trial).]

(1) 1980 c. 43; section 21 was amended by paragraphs 1 and 7 of Schedule 3 to the Criminal Justice Act 2003 (c. 44).
(2) 1998 c. 37; section 51 was substituted by paragraphs 15 and 18 of Schedule 3 to the Criminal Justice Act 2003 (c. 44) and amended by section 59 of, and paragraph 1 of Schedule 11 to, the Constitutional Reform Act 2005 (c. 4).