STATUTORY INSTRUMENTS

2020 No. 759

The Criminal Procedure Rules 2020

PART 50

EXTRADITION

SECTION 3: APPEAL TO THE HIGH COURT

Respondent's notice

50.21.—(1) A party on whom an appellant serves an appeal notice under rule 50.19 may serve a respondent's notice, and must do so if—

(a) that party wants to make representations to the High Court; or

(b) the court so directs.

(2) Such a party must serve any such notice on—

(a) the High Court officer;

(b) the appellant;

(c) the Director of Public Prosecutions, unless the Director already has the conduct of the proceedings; and

(d) any other person on whom the appellant served the appeal notice.

(3) Such a party must serve any such notice, as appropriate—

(a) not more than 10 business days after—

(i) service on that party of an amended appeal notice under rule 50.20(5) (Form of appeal notice), or

(ii) the expiry of the time for service of any such amended appeal notice

whichever of those events happens first; and

(b) not more than 5 business days after service on that party of—

(i) an appellant's notice renewing an application for permission to appeal, or

(ii) a direction to serve a respondent's notice.

(4) A respondent's notice must—

(a) give the date or dates on which the respondent was served with, as appropriate—

(i) the appeal notice,

(ii) the appellant's notice renewing the application for permission to appeal, or

(iii) the direction to serve a respondent's notice;

(b) identify each ground of opposition on which the respondent relies and the ground of appeal to which each such ground of opposition relates;

(c) summarise any relevant facts not already summarised in the appeal notice; and

(d) identify any document or other material that the respondent thinks the court will need to decide the appeal.

[Note. Under rule 50.17, the High Court may extend or shorten the time limit under this rule.]