



Criminal Procedure and Investigations Act 1996

1996 CHAPTER 25

PART I

DISCLOSURE

Public interest

14 Public interest: review for summary trials.

- (1) This section applies where this Part applies by virtue of section 1(1).
- (2) At any time—
 - (a) after a court makes an order under section 3(6), [F17A(8) or 8(5)], and
 - (b) before the accused is acquitted or convicted or the prosecutor decides not to proceed with the case concerned,the accused may apply to the court for a review of the question whether it is still not in the public interest to disclose material affected by its order.
- (3) In such a case the court must review that question, and if it concludes that it is in the public interest to disclose material to any extent—
 - (a) it shall so order, and
 - (b) it shall take such steps as are reasonable to inform the prosecutor of its order.
- (4) Where the prosecutor is informed of an order made under subsection (3) he must act accordingly having regard to the provisions of this Part (unless he decides not to proceed with the case concerned).

Status: Point in time view as at 03/11/2008.

Changes to legislation: Criminal Procedure and Investigations Act 1996, Cross Heading: Public interest is up to date with all changes known to be in force on or before 13 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Textual Amendments

F1 Words in s. 14(2)(a) substituted (4.4.2005 for E.W. and 15.7.2005 for N.I.) by [Criminal Justice Act 2003 \(c. 44\)](#), ss. 331, 336, [Sch. 36 Pt. 3 para. 30](#); S.I. 2005/950, [art. 2](#), Sch. 1; S.I. 2005/1817, [art. 2](#)

15 Public interest: review in other cases.

- (1) This section applies where this Part applies by virtue of section 1(2).
- (2) This section applies at all times—
 - (a) after a court makes an order under section 3(6), [F²7A(8) or 8(5)] , and
 - (b) before the accused is acquitted or convicted or the prosecutor decides not to proceed with the case concerned.
- (3) The court must keep under review the question whether at any given time it is still not in the public interest to disclose material affected by its order.
- (4) The court must keep the question mentioned in subsection (3) under review without the need for an application; but the accused may apply to the court for a review of that question.
- (5) If the court at any time concludes that it is in the public interest to disclose material to any extent—
 - (a) it shall so order, and
 - (b) it shall take such steps as are reasonable to inform the prosecutor of its order.
- (6) Where the prosecutor is informed of an order made under subsection (5) he must act accordingly having regard to the provisions of this Part (unless he decides not to proceed with the case concerned).

Extent Information

E1 In its application to Northern Ireland, this section has effect subject to the modifications set out in Schedule 4; see s. 79

Textual Amendments

F2 Words in s. 15(2)(a) substituted (4.4.2005 for E.W. and 15.7.2005 for N.I.) by [Criminal Justice Act 2003 \(c. 44\)](#), ss. 331, 336, [Sch. 36 Pt. 3 para. 31](#); S.I. 2005/950, [art. 2](#), Sch. 1; S.I. 2005/1817, [art. 2](#)

16 Applications: opportunity to be heard.

Where—

- (a) an application is made under section 3(6), [F³7A(8), 8(5)] , 14(2) or 15(4),
- (b) a person claiming to have an interest in the material applies to be heard by the court, and
- (c) he shows that he was involved (whether alone or with others and whether directly or indirectly) in the prosecutor's attention being brought to the material,

the court must not make an order under section 3(6), [F³7A(8), 8(5)] , 14(3) or 15(5) (as the case may be) unless the person applying under paragraph (b) has been given an opportunity to be heard.

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Extent Information

- E2** In its application to Northern Ireland, this section has effect subject to the modifications set out in Schedule 4; see [s. 79](#)

Textual Amendments

- F3** Words in [s. 16\(a\)\(c\)](#) substituted (4.4.2005 for E.W. and 15.7.2005 for N.I.) by [Criminal Justice Act 2003 \(c. 44\)](#), ss. 331, 336, [Sch. 36 Pt. 3 para. 32](#); S.I. 2005/950, [art. 2](#), Sch. 1; S.I. 2005/1817, [art. 2](#)

Status:

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