



# Criminal Procedure and Investigations Act 1996

## 1996 CHAPTER 25

### PART I

#### DISCLOSURE

##### *The main provisions*

#### **10 Prosecutor's failure to observe time limits**

- (1) This section applies if the prosecutor—
  - (a) purports to act under section 3 after the end of the period which, by virtue of section 12, is the relevant period for section 3, or
  - (b) purports to act under section 7 after the end of the period which, by virtue of section 12, is the relevant period for section 7.
- (2) Subject to subsection (3), the failure to act during the period concerned does not on its own constitute grounds for staying the proceedings for abuse of process.
- (3) Subsection (2) does not prevent the failure constituting such grounds if it involves such delay by the prosecutor that the accused is denied a fair trial.