

# **RACE RELATIONS (AMENDMENT) ACT 2000**

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## **EXPLANATORY NOTES**

### **COMMENTARY**

#### ***Section 5: Criminal Investigations and Proceedings***

##### **Sections 57(4C) and (4D)**

53. The Civil Procedure Rules already make it possible for a party to apply for, and for the court hearing a case under the Act to grant a stay of the proceedings (a sist in Scotland) including where there is a risk that those proceedings might interfere with a criminal investigation or criminal proceedings. **Sections 57(4C) and (4D)** make provision relating to the circumstances in which the court hearing a case under section 19B **must grant a stay** in cases where a party to the proceedings has applied for a stay of the proceedings on the grounds of prejudice to particular criminal proceedings, a criminal investigation, or a decision to institute criminal proceedings. The court shall grant a stay unless it is satisfied that the continuance of the proceedings under section 57(1) would not result in prejudice to the case.