



Criminal Justice Act 1925

1925 CHAPTER 86 15 and 16 Geo 5

PART II

JURISDICTION AND PROCEDURE

Miscellaneous

32^{F1}

Textual Amendments

F1 Ss. 31, 32, 33(1)(2)(5) repealed by Magistrates' Courts Act 1952 (c. 55), s. 132, Sch. 6

33 Procedure on charge of offence against corporation.

^{F2}(1)

(3) [^{F3}On arraignment of a corporation, the corporation may], enter in writing by its representative a plea of guilty or not guilty, and if either the corporation does not appear by a representative or, though it does so appear, fails to enter as aforesaid any plea, the court shall order a plea of not guilty to be entered and the trial shall proceed as though the corporation had duly entered a plea of not guilty.

(4) Provision may be made by rules under the ^{M1}Indictments Act 1915 with respect to the service on any corporation charged with an indictable offence of any documents requiring to be served in connection with the proceedings^{F4}....

^{F2}(5)

(6) In this section the expression “representative” in relation to a corporation means a person duly appointed by the corporation to represent it for the purpose of doing any act or thing which the representative of a corporation is by this section authorized

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to do, but a person so appointed shall not, by virtue only of being so appointed, be qualified to act on behalf of the corporation before any court for any other purpose.

A representative for the purposes of this section need not be appointed under the seal of the corporation, and a statement in writing purporting to be signed by a managing director of the corporation, or by any person (by whatever name called) having, or being one of the persons having, the management of the affairs of the corporation, to the effect that the person named in the statement has been appointed as the representative of the corporation for the purposes of this section shall be admissible without further proof as prima facie evidence that that person has been so appointed.

Textual Amendments

- F2** Ss. 31, 32, 33(1)(2)(5) repealed by Magistrates' Courts Act 1952 (c. 55), s. 132, **Sch. 6**
F3 Words substituted by Courts Act 1971 (c. 23), **Sch. 8 para. 19**
F4 Words in s. 33(4) repealed (1.9.2004) by Courts Act 2003 (c. 39), s. 110(1), Sch. 8 para. 71, **Sch. 10**; S.I. 2004/2066, art. 2(c)(ii)(d)(i) (with art. 3)

Modifications etc. (not altering text)

- C1** S. 33(6) extended by Magistrates' Courts Act 1980 (c. 43), **Sch. 3 para. 8**
C2 S. 33 applied by Companies Act 1989 (c. 40, SIF 27), **ss. 44(3), 91(3)** (the application being in force as regards s. 91(3) and as regards s. 44(3) being in force (1.3.1990) for certain purposes only as mentioned in S.I. 1990/142, **Sch.** and otherwise (1.10.1991) see s. 44(3) and S.I. 1991/1996, **art. 2(1)(a)**
C3 S. 33 extended by Counter–Inflation (Temporary Provisions) Act 1972 (c. 74), **s. 5(5)**, Counter–Inflation Act 1973 (c. 9), **s. 18(5)** and Insurance Companies Act 1974 (c. 49), **s. 80(3)**
C4 S. 33 extended (6.1.1997) by S.I. 1996/2827, **reg. 70(3)**
C5 S. 33 applied (with modifications) (16.2.2001) by Political Parties, Elections and Referendums Act 2000 (c. 41), **s. 153(3)** (with s. 156(6)); S.I. 2001/222, art. 2, **Sch. 1** (subject to transitional provisions in Sch. 1 Pt. II)
 s. 33 applied (18.6.2001) by Financial Services and Markets Act 2000 (c. 8), **s. 403(4)(a)**; S.I. 2001/1820, art. 2, **Sch.**
 S. 33 applied (31.5.2002) by Anti-terrorism, Crime and Security Act 2001 (c. 24), **s. 69(4)(a)**; S.I. 2002/1279, **art. 2**
 S. 33 extended (7.11.2002) by Adoption and Children Act 2002 (c. 38), **ss. 143(5)(a), 148** (with Sch. 4 paras. 1, 6–8)
C6 S. 33 applied (2.8.2004) by Justification of Practices Involving Ionising Radiation Regulations 2004 (S.I. 2004/1769), reg. 1, **Sch. 2 para. 11** (with reg. 2)
C7 S. 33 applied (7.2.2005) by Licensing Act 2003 (c. 17), **ss. 188(4), 201(2)** (with ss. 2(3), 15(2), 195); S.I. 2004/2360, art. 2(1), **Sch.**
C8 S. 33 applied by Children Act 1989 (c. 41), **Sch. 9A para. 5A(4)** (as inserted (1.3.2005 for E., 1.4.2006 for W.) by Children Act 2004 (c. 31), s. 67(7)(c), **Sch. 4 para. 9**; S.I. 2005/394, **art. 2(1)(k)**; S.I. 2006/885, **art. 2(c)**)
C9 S. 33 applied (1.4.2005) by Gangmasters (Licensing) Act 2004 (c. 11), **ss. 21(4)(b), 22(6)(b), 29(1)**; S.I. 2005/447, **art. 2(j)(k)**
C10 S. 33 applied (20.1.2007 for specified purposes, 6.4.2007 for specified purposes, 1.10.2007 for specified purposes, 6.4.2008 for specified purposes, 1.10.2008 for specified purposes, 1.10.2009 in so far as not already in force) by Companies Act 2006 (c. 46), **ss. 1130(2)(b)(i), 1300(2)** (with s. 1133); S.I. 2006/3428, art. 3(2)(b) (with arts. 6, 8(2)); S.I. 2007/1093, art. 2(2)(c) (with arts. 4, 11(1)); S.I. 2007/2194, art. 2(1)(l)(3)(h) (with arts. 7, 12); S.I. 2007/3495, arts. 3(3)(g), 5(3)(a) (with arts. 7, 12); S.I. 2008/2860, art. 3(s) (with arts. 7, 8, Sch. 2 para. 1)
C11 S. 33 applied (6.4.2008) by Companies Act 2006 (c. 46), **ss. 1257(3), 1300(2)**; S.I. 2007/3495, art. 3(1)(u) (with arts. 7912Sch. 4 para. 41)

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- C12** S. 33 applied (1.2.2007 for W. for specified purposes, 2.4.2007 for W. for specified purposes, 1.7.2007 for E. for specified purposes, 22.4.2008 for E.W.S. for specified purposes, 13.12.2008 for W. for specified purposes, 1.8.2012 for N.I. for specified purposes) by [Health Act 2006 \(c. 28\)](#), [ss. 77\(4\)\(a\)](#), [83\(4\)\(a\)\(6\)\(b\)](#), (7); [S.I. 2007/204](#), arts. 2(c), 3(c); [S.I. 2007/1375](#), art. 2(b); [S.I. 2008/1147](#), art. 3(b)(c); [S.I. 2008/3171](#), art. 2(b); [S.R. 2012/307](#), art. 2(b)
- C13** S. 33 applied (1.3.2007) by [National Health Service Act 2006 \(c. 41\)](#), [ss. 207\(4\)](#), [277\(3\)\(b\)\(4\)\(5\)](#)
- C14** S. 33 applied (1.3.2007) by [National Health Service \(Wales\) Act 2006 \(c. 42\)](#), [ss. 155\(4\)](#), [208\(1\)\(4\)](#) (with s. 19(3))
- C15** S. 33 applied (6.4.2007) by [Childcare Act 2006 \(c. 21\)](#), [ss. 88\(3\)](#), 109(2); [S.I. 2007/1019](#), art. 4
- C16** S. 33 applied (15.12.2007) by [The Transfer of Funds \(Information on the Payer\) Regulations 2007 \(S.I. 2007/3298\)](#), regs. 1(1), [16\(8\)\(a\)](#)
- C17** S. 33 applied (15.12.2007) by [The Money Laundering Regulations 2007 \(S.I. 2007/2157\)](#), regs. 1(1), [47\(8\)\(a\)](#)
- C18** S. 33 applied by [Transport Act 1968 \(c. 73\)](#), [s. 102B\(4\)](#) (as inserted (5.2.2008) by [Passenger and Goods Vehicles \(Recording Equipment\) \(Downloading and Retention of Data\) Regulations 2008 \(S.I. 2008/198\)](#)), [regs. 1\(1\)](#), 3)
- C19** S. 33 applied (6.4.2008) by [Serious Crime Act 2007 \(c. 27\)](#), [ss. 31\(5\)\(b\)\(i\)\(6\)\(b\)\(i\)](#), 94(1); [S.I. 2008/755](#), [art. 15\(1\)\(f\)](#)
- C20** S. 33 applied (27.11.2008) by [Counter-Terrorism Act 2008 \(c. 28\)](#), s. 100(2), [Sch. 7 para. 37\(2\)\(a\)](#) (with s. 101(2), [Sch. 7 para. 43](#))
- C21** S. 33 applied (12.1.2009 for specified purposes) by [Health and Social Care Act 2008 \(c. 14\)](#), [ss. 92\(3\)](#), [170\(3\)\(4\)](#); [S.I. 2008/3168](#), art. 2
- C22** S. 33 applied (9.3.2009) by [Fluorinated Greenhouse Gases Regulations 2009 \(S.I. 2009/261\)](#), regs. 1(b), [52\(6\)\(b\)\(i\)](#)
- C23** S. 33 applied (9.3.2009) by [Ozone-Depleting Substances \(Qualifications\) Regulations 2009 \(S.I. 2009/216\)](#), regs. 1(b), [10\(6\)\(b\)\(i\)](#)
- C24** S. 33 applied by [Administration of Justice Act 1985 \(c. 61\)](#), s. 10(7) (as substituted (31.3.2009) by [Legal Services Act 2007 \(c. 29\)](#), s. 211(2), [Sch. 16 para. 83\(4\)](#) (with ss. 29, 192, 193); [S.I. 2009/503](#), art. 2(b)(ii))
- C25** S. 33 applied (27.4.2009) by [The Organic Products Regulations 2009 \(S.I. 2009/842\)](#), regs. 1, [28\(4\)\(a\)](#)
- C26** S. 33 applied (1.5.2009 for specified purposes, 1.11.2009 in so far as not already in force) by [The Payment Services Regulations 2009 \(S.I. 2009/209\)](#), regs. 1(2)(b)(c), [118\(4\)\(a\)](#) (with reg. 3)
- C27** S. 33 applied (30.6.2009) by [Swine Vesicular Disease Regulations 2009 \(S.I. 2009/1299\)](#), regs. 1, [44\(2\)\(b\)](#) (with reg. 4)
- C28** S. 33 applied (30.6.2009) by [The Swine Vesicular Disease \(Wales\) Regulations 2009 \(S.I. 2009/1372\)](#), regs. 1, [44\(2\)\(b\)](#) (with reg. 4)
- C29** S. 33 applied (1.7.2009) by [Marketing of Fresh Horticultural Produce Regulations 2009 \(S.I. 2009/1361\)](#), regs. 1(1), [19\(7\)\(b\)](#)
- C30** S. 33 applied (16.7.2009) by [Marketing of Fresh Horticultural Produce \(Wales\) Regulations 2009 \(S.I. 2009/1551\)](#), regs. 1, [19\(7\)\(b\)](#)
- C31** S. 33 applied (1.8.2009) by [Horse Passports Regulations 2009 \(S.I. 2009/1611\)](#), regs. 1, [24\(2\)\(b\)](#)
- C32** S. 33 applied (1.10.2009) by [The Equine Identification \(Wales\) Regulations 2009 \(S.I. 2009/2470\)](#), regs. 1(3), [24\(2\)\(b\)](#)
- C33** S. 33 applied (12.10.2009) by [Education and Skills Act 2008 \(c. 25\)](#), [ss. 136\(3\)](#), 173(4); [S.I. 2009/1606](#), art. 4
- C34** S. 33 applied (30.10.2009) by [Groundwater \(England and Wales\) Regulations 2009 \(S.I. 2009/2902\)](#), regs. 1, [24\(2\)\(b\)](#) (with reg. 5)
- C35** S. 33 applied (31.12.2009) by [The Sheep and Goats \(Records, Identification and Movement\) \(England\) Order 2009 \(S.I. 2009/3219\)](#), arts. 1(c), [40\(2\)\(b\)](#)
- C36** S. 33 applied (31.12.2009) by [The Sheep and Goats \(Records, Identification and Movement\) \(Wales\) Order 2009 \(S.I. 2009/3364\)](#), arts. 1, [43\(2\)\(b\)](#)
- C37** S. 33 applied (1.1.2010) by [The Common Agricultural Policy Single Payment and Support Schemes \(Integrated Administration and Control System\) Regulations 2009 \(S.I. 2009/3263\)](#), regs. 1, [12\(2\)\(b\)\(i\)](#)

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- C38** S. 33 extended (1.1.2010) by Legal Services Act 2007 (c. 29), **ss. 197(5)**, 211(2) (with ss. 29, 192, 193); S.I. 2009/3250, art. 2(g)
- C39** S. 33 applied (8.3.2010) by The Mercury Export and Data (Enforcement) Regulations 2010 (S.I. 2010/265), regs. 2, **7(7)(b)(i)**
- C40** S. 33 applied (6.4.2010) by The Detergents Regulations 2010 (S.I. 2010/740), regs. 1(2), **24(2)(b)(i)**
- C41** S. 33 applied (17.9.2010) by The Marketing of Fruit Plant Material Regulations 2010 (S.I. 2010/2079), regs. 1, **22(3)** (with reg. 3)
- C42** S. 33 applied (with modifications) (4.3.2011) by The Animal By-Products (Enforcement) (Wales) Regulations 2011 (S.I. 2011/600), **reg. 19(7)(b)(i)**
- C43** S. 33 applied (23.3.2011) by The Animal By-Products (Enforcement) (England) Regulations 2011 (S.I. 2011/881), **reg. 19(4)(b)(i)**
- C44** S. 33 applied (29.3.2011) by The Waste (England and Wales) Regulations 2011 (S.I. 2011/988), regs. 1(2), **43(2)(b)** (with regs. 2, 47(2))
- C45** S. 33 applied (1.4.2011) by Children and Families (Wales) Measure 2010 (nawm 1), **ss. 51(3)**, 75(3); S.I. 2010/2582, art. 2, Sch. 1 (with Sch. 2, Sch. 3)
- C46** S. 33 applied (25.5.2011) by The Trade in Animals and Related Products Regulations 2011 (S.I. 2011/1197), regs. 1, **41(2)(b)** (with reg. 3)
- C47** S. 33 applied (1.7.2011) by Bribery Act 2010 (c. 23), **ss. 15(2)(b)(i)**, 19(1) (with ss. 16, 19(5)); S.I. 2011/1418, art. 2
- C48** S. 33 applied (19.10.2011) by The Trade in Animals and Related Products (Wales) Regulations 2011 (S.I. 2011/2379), regs. 1, **41(2)(b)**
- C49** S. 33 applied (20.10.2011) by The Animal By-Products (Enforcement) (No. 2) (Wales) Regulations 2011 (S.I. 2011/2377), **reg. 19(4)(b)(i)**
- C50** S. 33 applied (with modifications) (30.12.2011) by The Wine Regulations 2011 (S.I. 2011/2936), regs. 1(2), **16(2)(b)** (with reg. 3(9))
- C51** S. 33 modified (1.4.2012) by Red Meat Industry (Wales) Measure 2010 (nawm 3), **ss. 12(5)**, 18(2); S.I. 2011/2802, art. 2(2) (with arts. 34)
- C52** S. 33 applied (11.5.2012) by The Quality Standards for Green Bananas (England and Wales) Regulations 2012 (S.I. 2012/947), regs. 1(b), **20(7)(b)**
- C53** S. 33 applied (30.6.2012) by Pensions Act 2008 (c. 30), **ss. 47(2)(b)(i)**, 149(1); S.I. 2012/1682, art. 2, Sch. 2
- C54** S. 33 applied (3.3.2013) by The Timber and Timber Products (Placing on the Market) Regulations 2013 (S.I. 2013/233), regs. 1(2), **6(2)(b)(i)**
- C55** S. 33 applied (with modifications) (12.12.2013) by The Animal By-Products (Enforcement) (England) Regulations 2013 (S.I. 2013/2952), regs. 1(2), **19(4)(b)**
- C56** S. 33 applied (with modifications) (1.3.2014) by The Olive Oil (Marketing Standards) Regulations 2014 (S.I. 2014/195), regs. 1, **15(2)(b)**
- C57** S. 33 applied (with modifications) (28.3.2014) by The Animal By-Products (Enforcement) (Wales) Regulations 2014 (S.I. 2014/517), regs. 1(2)(3), **19(4)(b)**
- C58** S. 33 applied (1.4.2014) by Energy Act 2013 (c. 32), s. 156(1), **Sch. 10 para. 8(3)(a)**; S.I. 2014/251, art. 4
- C59** S. 33 applied (12.12.2014) by The Immigration Act 2014 (Bank Accounts) Regulations 2014 (S.I. 2014/3085), regs. 1, **23(4)(a)**
- C60** S. 33 applied (1.1.2015) by The Common Agricultural Policy (Integrated Administration and Control System and Enforcement and Cross Compliance) (Wales) Regulations 2014 (S.I. 2014/3223), regs. 1(3), **12(2)(b)**
- C61** S. 33 applied (1.1.2015) by The Common Agricultural Policy (Control and Enforcement, Cross-Compliance, Scrutiny of Transactions and Appeals) Regulations 2014 (S.I. 2014/3263), regs. 1(1), **17(2)(b)**, **26(2)(b)(i)**
- C62** S. 33 applied (with modifications) (1.1.2015) by The Rural Development Programmes (Wales) Regulations 2014 (S.I. 2014/3222), regs. 1(2), **14(4)(b)**
- C63** S. 33 applied (19.1.2015) by The Keeping and Introduction of Fish (England and River Esk Catchment Area) Regulations 2015 (S.I. 2015/10), regs. 1(1)(b), **16(2)(b)** (with reg. 3)

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- C64** S. 33 applied (20.1.2015) by The Keeping and Introduction of Fish (Wales) Regulations 2014 (S.I. 2014/3303), regs. 1(2), **16(2)(b)** (with regs. 1(3), 3)
- C65** S. 33 applied (temp. until 24.2.2022) (24.2.2015) by The Microchipping of Dogs (England) Regulations 2015 (S.I. 2015/108), regs. 1(b), **15(4)(b)**
- C66** S. 33 applied (7.3.2015) by The Ozone-Depleting Substances Regulations 2015 (S.I. 2015/168), regs. 1(2), **11(8)(b)(i)** (with reg. 12(7))
- C67** S. 33 applied (19.3.2015) by The Fluorinated Greenhouse Gases Regulations 2015 (S.I. 2015/310), regs. 1(1)(b), **30(6)(b)(i)**
- C68** S. 33 applied (1.4.2015) by Care Act 2014 (c. 23), **ss. 94(5)**, 127(1); S.I. 2015/993, art. 2(w) (with transitional provisions in S.I. 2015/995)
- C69** S. 33 applied (13.4.2015) by The Electricity and Gas (Market Integrity and Transparency) (Criminal Sanctions) Regulations 2015 (S.I. 2015/979), regs. 1, **8(2)(a)**
- C70** S. 33 applied (13.4.2015) by Criminal Justice and Courts Act 2015 (c. 2), **ss. 24(4)(a)**, 95(1); S.I. 2015/778, art. 3, Sch. 1 para. 20
- C71** S. 33 applied (27.5.2015) by Specialist Printing Equipment and Materials (Offences) Act 2015 (c. 16), **ss. 3(6)**, 5(3)
- C72** S. 33 applied (12.10.2015) by The Nagoya Protocol (Compliance) Regulations 2015 (S.I. 2015/821), regs. 1(3), **15(2)(b)(i)** (with regs. 1(5), 12)
- C73** S. 33 applied (with modifications) (16.11.2015) by The Single Common Market Organisation (Emergency Aid for Milk Producers) Regulations 2015 (S.I. 2015/1896), regs. 1(2), **13(2)(b)**
- C74** S. 33 applied with modifications (25.12.2015) by The Microchipping of Dogs (Wales) Regulations 2015 (S.I. 2015/1990), regs. 1(2), **15(4)(b)**
- C75** S. 33 applied (1.1.2016) by The Small and Medium Sized Business (Finance Platforms) Regulations 2015 (S.I. 2015/1946), regs. 1(2), **35(4)(a)**
- C76** S. 33 applied (1.1.2016) by The Small and Medium Sized Business (Credit Information) Regulations 2015 (S.I. 2015/1945), regs. 1(2), **38(4)(a)**
- C77** S. 33 applied (1.1.2016) by The Sheep and Goats (Records, Identification and Movement) (Wales) Order 2015 (S.I. 2015/1992), arts. 1(3), **43(2)(b)**
- C78** S. 33 applied (13.7.2016) by The Financial Services and Markets Act 2000 (Transparency of Securities Financing Transactions and of Reuse) Regulations 2016 (S.I. 2016/715), regs. 1(2), **27(4)(a)**
- C79** S. 33 applied (with modifications) (20.7.2016) by The European Maritime and Fisheries Fund (Grants) (Wales) Regulations 2016 (S.I. 2016/665), regs. 1(2), **15(4)(b)**
- C80** S. 33 applied (25.11.2016) by Immigration Act 2016 (c. 19), **ss. 29(4)(b)(i)**, 30(3)(b)(i), 94(1); S.I. 2016/1037, reg. 4(c)
- C81** S. 33 applied (26.6.2017) by The Money Laundering, Terrorist Financing and Transfer of Funds (Information on the Payer) Regulations 2017 (S.I. 2017/692), regs. 1(2), **91(4)(a)** (with regs. 8, 15)
- C82** S. 33 applied (3.7.2017) by Public Health (Wales) Act 2017 (anaw 2), **ss. 121(4)**, 126(1)(b)
- C83** S. 33 applied (27.4.2017 for specified purposes, 30.9.2017 in so far as not already in force) by Criminal Finances Act 2017 (c. 22), **ss. 50(2)(b)(i)**, 58(5)(6); S.I. 2017/739, reg. 3
- C84** S. 33 applied (13.10.2017) by The Payment Services Regulations 2017 (S.I. 2017/752), regs. 1(3)(d), **146(4)(a)** (with reg. 3)
- C85** S. 33 applied (1.1.2018) by The Control of Mercury (Enforcement) Regulations 2017 (S.I. 2017/1200), regs. 2(1), **45(6)** (with reg. 1(2))
- C86** S. 33 modified (2.4.2018) by Regulation and Inspection of Social Care (Wales) Act 2016 (anaw 2), **ss. 54(4)**, 188(1); S.I. 2017/1326, art. 2(3)(e)
- C87** S. 33 applied (30.4.2018) by The Sea Fish (Marketing Standards) (England and Wales and Northern Ireland) Regulations 2018 (S.I. 2018/437), regs. 1(2), **18(2)(b)** (with reg. 3)
- C88** S. 33 applied (1.10.2018) by The Nuclear Security (Secretary of State Security Directions) Regulations 2018 (S.I. 2018/408), regs. 1(2), **14(3)(a)** (with reg. 7)
- C89** S. 33 applied (E.) (1.10.2018) by The Equine Identification (England) Regulations 2018 (S.I. 2018/761), regs. 1(1), **32(2)(b)**
- C90** S. 33 applied (7.1.2019) by The Sustainable Drainage (Enforcement) (Wales) Order 2018 (S.I. 2018/1182), regs. 1(2), **24(b)(i)**

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- C91** S. 33 applied (W.) (12.2.2019) by [The Equine Identification \(Wales\) Regulations 2019 \(S.I. 2019/57\)](#), regs. 1(1), **30(2)(b)**
- C92** S. 33 applied (1.12.2019) by [The Invasive Alien Species \(Enforcement and Permitting\) Order 2019 \(S.I. 2019/527\)](#), arts. 1(1), **11(2)(b)(i)** (with art. 1(2)(4)) (as amended by S.I. 2019/1213, regs. 1, 2(2))
- C93** S. 33 applied (with modifications) (E.) (14.1.2020) by [The Official Controls \(Plant Health and Genetically Modified Organisms\) \(England\) Regulations 2019 \(S.I. 2019/1517\)](#), regs. 1, **47(2)(b)**

Marginal Citations

M1 1915 c. 90.

34 **F5**

Textual Amendments

F5 S. 34 repealed by [Prosecution of Offences Act 1979 \(c. 31\)](#), **Sch. 2 Pt. II**

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