STATUTORY INSTRUMENTS

1981 No. 552

The Magistrates' Courts Rules 1981

PROCEEDINGS PRELIMINARY TO TRIAL ON INDICTMENT

Restrictions on reports of committal proceedings

- 5.—(1) Except in a case where evidence is, with the consent of the accused, to be given in his absence under section 4(4)(b) of the Act of 1980 (absence caused by ill health), a magistrates' court acting as examining justices shall before admitting in evidence any written statement or taking depositions of witnesses in accordance with rule 7 explain to the accused the restrictions on reports of committal proceedings imposed by section 8 of the Act of 1980 and inform him of his right to apply to the court for an order removing those restrictions.
- (2) Where a magistrates' court has made an order under section 8(2) of the Act of 1980 removing restrictions on the reports of committal proceedings, such order shall be entered in the register.
- (3) Where the court adjourns any such proceedings to another day, the court shall, at the beginning of any adjourned hearing, state that the order has been made.

Commencement Information

Rule 5 in operation on 6.7.1981, see rule 1(1)

Committal for trial without consideration of evidence

- **6.**—(1) This rule applies to committal proceedings where the accused is represented by counsel or a solicitor and where the court has been informed that all the evidence for the prosecution is in the form of written statements copies of which have been given to the accused.
- (2) A magistrates' court inquiring into an offence in committal proceedings to which this rule applies shall cause the charge to be written down, if this has not already been done, and read to the accused and shall then ascertain whether he wishes to—
 - (a) object to any of the prosecution statements being tendered in evidence;
 - (b) give evidence himself or call witnesses; or
 - (c) submit that the prosecution statements disclose insufficient evidence to put him on trial by jury for the offence with which he is charged.
- (3) If the court is satisfied that the accused or, as the case may be, each of the accused does not wish to take any of the steps mentioned in sub-paragraphs (a), (b) and (c) of paragraph (2) and determines, after receiving any written statements tendered by the prosecution and the defence under section 102 of the Act of 1980, to commit the accused for trial without consideration of the evidence, the court shall proceed in accordance with paragraph (4) and in any other case shall proceed in accordance with rule 7.
 - (4) The court shall then say to the accused—

"You will be committed for trial by jury but I must warn you that at that trial you may not be permitted to give evidence of an alibi or to call witnesses in support of an alibi unless you have earlier given

particulars of the alibi and of the witnesses. You may give those particulars now to this court or at any time in the next seven days to the solicitor for the prosecution.",

or words to that effect:

Provided that the court shall not be required to give this warning in any case where it appears to the court that, having regard to the nature of the offence with which the accused is charged, it is unnecessary to do so.

(5) Where the court has given to the accused the warning required by paragraph (4) the clerk of the court shall give to him written notice of the provisions of section 11 of the Criminal Justice Act 1967(1) about giving notice of particulars of alibi to the solicitor for the prosecution and the solicitor's name and address shall be stated in the notice.

Commencement Information

I2 Rule 6 in operation on 6.7.1981, see rule 1(1)

Taking depositions of witnesses and statement of accused

- 7.—(1) This rule does not apply to committal proceedings where under section 6(2) of the Act of 1980 a magistrates' court commits a person for trial without consideration of the evidence.
- (2) A magistrates' court inquiring into an offence as examining justices shall cause the evidence of each witness, including the evidence of the accused, but not including any witness of his merely to his character, to be put into writing; and as soon as may be after the examination of such a witness shall cause his deposition to be read to him in the presence and hearing of the accused, and shall require the witness to sign the deposition:

Provided that where the evidence has been given in the absence of the accused under section 4(4) of the Act of 1980 this shall be recorded on the deposition of the witness and the deposition need not be read in the presence and hearing of the accused.

- (3) The depositions shall be authenticated by a certificate signed by one of the examining justices.
- (4) Where the accused is not represented by counsel or a solicitor, before a statement made in writing by or taken in writing from a child is received in evidence under subsection (1) of section 103 of the Act of 1980 the court shall cause the effect of that subsection to be explained to the accused in ordinary language and, if the defence does not object to the application of that subsection, shall inform him that he may ask questions about the circumstances in which the statement was made or taken.
 - (5) Any such statement as aforesaid which is received in evidence shall be made an exhibit.
- (6) After the evidence for the prosecution (including any statements tendered under section 102 of the Act of 1980, has been given and after hearing any submission, if any is made, the court shall, unless it then decides not to commit for trial, cause the charge to be written down, if this has not already been done, and, if the accused is not represented by counsel or a solicitor, shall read the charge to him and explain it in ordinary language.
- (7) The court shall then ask the accused whether he wishes to say anything in answer to the charge and, if he is not represented by counsel or a solicitor, shall before asking the question say to him—"You will have an opportunity to give evidence on oath before us and to call witnesses. But first I am going to ask you whether you wish to say anything in answer to the charge. You need not say anything unless you wish to do so. Anything you say will be taken down and may be given in evidence at your trial. You should take no notice of any promise or threat which any person may have made to persuade you to say anything.",

or words to that effect.

- (8) Whatever the accused says in answer to the charge shall be put into writing, read over to him and signed by one of the examining justices and also, if the accused wishes, by him.
 - (9) The court shall then say to the accused—

"I must warn you that if this court should commit you for trial you may not be permitted at that trial to give evidence of an alibi or to call witnesses in support of an alibi unless you have earlier given particulars of the alibi and of the witnesses. You may give those particulars now to this court or to the solicitor for the prosecution not later than 7 days from the end of these committal proceedings.",

or words to that effect and, if it appears to the court that the accused may not understand the meaning of the term "alibi", the court shall explain it to him:

Provided that the court shall not be required to give this warning in any case where it appears to the court that, having regard to the nature of the offence with which the accused is charged, it is unnecessary to do so.

- (10) After complying with the requirements of this rule relating to the statement of the accused, and whether or not he has made a statement in answer to the charge, the court shall give him an opportunity to give evidence himself and to call witnesses.
- (11) Where the accused is represented by counsel or a solicitor, his counsel or solicitor shall be heard on his behalf, either before or after the evidence for the defence is taken, at his discretion, and may, if the accused gives evidence himself and calls witnesses, be heard on his behalf with the leave of the court both before and after the evidence is taken:

Provided that, where the court gives leave to counsel or the solicitor for the accused to be heard after, as well as before, the evidence is taken, counsel or the solicitor for the prosecution shall be entitled to be heard immediately before counsel or the solicitor for the accused is heard for the second time.

- (12) Where the court determines to commit the accused for trial in respect of a charge which differs from that which was read to him in accordance with the provisions of paragraph (6), the court shall cause the new charge to be read to him.
- (13) Where the court has given to the accused the warning required by paragraph (9) the clerk of the court shall give to him written notice of the provisions of section 11 of the Criminal Justice Act 1967 about giving notice of particulars of alibi to the solicitor for the prosecution and the solicitor's name and address shall be stated in the notice.

Commencement Information

Rule 7 in operation on 6.7.1981, see rule 1(1)

Order for attendance of witness at court of trial

8.—(1) A witness order under section 1 of the Criminal Procedure (Attendance of Witnesses) Act 1965(2) shall be in the prescribed form and shall be served on the witness as soon as practicable after the accused has been committed for trial:

Provided that where, at the conclusion of the examination of a witness, the court determines that the witness order shall be a conditional order, the order shall be served on him immediately after the deposition has been signed.

(2) Where a court has directed under subsection (2)(b) of the said section 1 that a witness order shall be treated as a conditional order, it shall give notice to the witness in the prescribed form.

- (3) If a witness order has been made as aforesaid and the court determines not to commit the accused for trial, it shall give notice to the witness that he is no longer required to attend.
- (4) A notice given under this rule shall be in writing and signed by one of the justices composing the court or the clerk of the court.
- (5) A witness order under the said section 1 and a notice given under this rule shall be served by delivering it to the witness or by leaving it for him with some person at his last known or usual place of abode or by sending it by post in a letter addressed to him at his last known or usual place of abode.

Commencement Information

I4 Rule 8 in operation on 6.7.1981, see rule 1(1)

Notice to governor of prison of committal on bail

- **9.**—(1) Where the accused is committed for trial on bail, the clerk of the court shall give notice thereof in writing to the governor of the prison to which persons of the sex of the person committed are committed by that court if committed in custody for trial and also, if the person committed is under 21, to the governor of the remand centre to which he would have been committed if the court had refused him bail.
- (2) Where a corporation is committed for trial, the clerk of the court shall give notice thereof to the governor of the prison to which would be committed a man committed by that court in custody for trial.

Commencement Information

I5 Rule 9 in operation on 6.7.1981, see rule 1(1)

Notices on committal of person subject to transfer direction

- 10. Where a transfer direction has been given by the Secretary of State under section 73 of the Mental Health Act 1959(3) in respect of a person remanded in custody by a magistrates' court and, before the direction ceases to have effect, that person is committed for trial, the clerk of the court shall give notice in the prescribed form—
 - (a) to the governor of the prison to which persons of the sex of that person are committed by that court if committed in custody for trial; and
 - (b) to the managers of the hospital where he is detained.

Commencement Information

I6 Rule 10 in operation on 6.7.1981, see rule 1(1)

Documents and exhibits to be retained and sent to court of trial

11.—(1) A magistrates' court that commits a person for trial shall, unless there are reasons for not doing so, retain any documents and articles produced by a witness who is subject to a conditional witness order or in whose case the court has directed that a witness order be treated as a conditional order.

- (2) As soon as practicable after the committal of any person for trial, and in any case within 4 days from the date of his committal (not counting Sundays, Good Friday, Christmas Day or Bank Holidays), the clerk of the magistrates' court that committed him shall, subject to the provisions of section 5 of the Prosecution of Offences Act 1979(4) (which relates to the sending of documents and things to the Director of Public Prosecutions), send to the appropriate officer of the Crown Court—
 - (a) the information, if it is in writing;
 - (b) the depositions and written statements tendered in evidence, together with a certificate authenticating the depositions and statements, and any admission of facts made for the purposes of the committal proceedings under section 10 of the Criminal Justice Act 1967 and not withdrawn;
 - (c) all statements made by the accused before the magistrates' court;
 - (d) a list of the names, addresses and occupations of the witnesses in respect of whom witness orders have been made:
 - (e) a copy of the record made in pursuance of section 5 of the Bail Act 1976(5) relating to the grant or withholding of bail in respect of the accused on the occasion of the committal;
 - (f) any recognizance entered into by any person as surety for the accused together with a statement of any enlargement thereof under section I29(4) of the Act of 1980;
 - (g) a list of the documents and articles produced in evidence before the justices or treated as so produced;
 - (h) such of the documents and articles referred to in the last preceding sub-paragraph as have been retained by the justices;
 - (i) a certificate showing whether the accused was informed at the committal proceedings of the requirements of section 11 of the Criminal Justice Act 1967 (notice of alibi) and a record of any particulars given by him to the magistrates' court under that section;
 - (j) if the committal was under section 6(2) of the Act of 1980 (committal for trial without consideration of the evidence), a statement to that effect;
 - (k) if the magistrates' court has made an order under section 8(2) of the Act of 1980 (removal of restrictions on reports of committal proceedings), a statement to that effect;
 - (l) the certificate of the examining justices as to costs of prosecution (Form B in the Schedule to the Costs in Criminal Cases Regulations 1908(6));
 - (m) if any person under the age of 17 is concerned in the committal proceedings, a statement whether the magistrates' court has given a direction under section 39 of the Children and Young Persons Act 1933 (prohibition of publication of certain matter in newspapers).
 - (3) The clerk shall retain a copy of any list sent in pursuance of paragraph (2)(d).
- (4) The period of 4 days specified in paragraph (2) may be extended in relation to any committal for so long as the appropriate officer of the Crown Court directs, having regard to the length of any document mentioned in that paragraph or any other relevant circumstances.

Commencement Information

I7 Rule 11 in operation on 6.7.1981, see rule 1(1)

^{(4) 1979} c. 31.

⁽**5**) 1976 c. 63.

⁽⁶⁾ S.R. & O. 1908/1001.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Magistrates' Courts Rules 1981. Any changes that have already been made by the team appear in the content and are referenced with annotations.

View outstanding changes

Changes and effects yet to be applied to:

- Instrument am by S.I. 2005/2930 rule 2(c)Sch 1 para 3
- Instrument appl by S.I. 2001/2600 rule 3
- Arrangement am by S.I. 2003/1236 rules 910(a)(c)
- Instrument applied by
- Instrument applied in part (with modifications) by S.I. 2011/2866 art. 8(1)(2)Sch. 2
- Arrangement rev in pt by S.I. 2003/1236 rules 910(b)(d)
- defn of (exec rules 4.7,25,33,107) amended by

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Rules words substituted by S.I. 2005/617 Sch. para. 85
- rules I2(3)-(5)13A added by S.I. 1993/1183 rule 3(a)(b)
- rules 1 lrules 1(2)(r) added by S.I. 1994/1481 rule 3(a)
- rule 1 lrule 1(2)(m) amended by S.I. 1992/2072 rule 2(a)
- rule 2 defn(s) added by S.I. 2003/1236 rules 911(a)(c)
- rule 2 am by S.I. 2003/1236 rules 911(d)(e)
- rule 2 amended by
- rule 2 amended by
- rule 2 amended by S.I. 1998/3046 rule 2(2)
- rule 2 amended by S.I. 2000/3361 rule 2(2)
- rule 2 defn(s) rev by S.I. 2003/1236 rules 911(b)
- rule 2(1) words inserted by S.I. 2014/600 Sch. para. 1(a)
- rule 2(1) words inserted by S.I. 2019/1367 rule 3
- rule 2(1) words inserted by S.I. 2020/100 Sch. para. 2(2)
- rule 2(1) words inserted by S.I. 2021/626 rule 2(2)
- rule 2(1) words omitted by S.I. 2014/879 art. 16(a)
- rule 2(3) omitted by S.I. 2014/879 art. 16(b)
- rule 3 omitted by S.I. 2014/879 art. 17
- rule 3 heading substituted by S.I. 2011/1329 rule 81(2)
- rule 3 word substituted by S.I. 2011/1045 art. 16(a)
- rule 3 heading word substituted by S.I. 2011/1045 art. 16(a)
- rule 3 word substituted by S.I. 2011/1329 rule 81(3)(a)
- rule 3 words inserted by S.I. 2011/1045 art. 16(b)
- rule 3 heading words inserted by S.I. 2011/1045 art. 16(b)
- rule 3 words substituted by S.I. 2011/1329 rule 81(3)(b)
- rule 3A added (5.4.2010) by S.I. 2009/3362 rules 23
- rule 3A(1)(h) words inserted by S.I. 2021/626 rule 2(3)
- rule 3A(7)(a) words substituted by S.I. 2020/100 Sch. para. 2(3)
- rule 3B inserted by S.I. 2021/626 rule 2(4)
- rule 3C inserted by S.I. 2022/523 rule 2(2)
- rule 4 referred to by S.I. 2005/384 rules 7.17.2
- rule 4(4) words substituted by S.I. 2005/617 Sch. para. 68
- rules 4A4B added by S.I. 1997/706 rule 3
- rules 4A4B added by S.I. 1997/706 rule 3
- rule 4A am by S.I. 2001/610 rule 4
- rule 4A amended by S.I. 2000/3361 rule 2(3)

```
rule 4A referred to by S.I. 2005/384 rule 28.2
rule 4A substituted by S.I. 2021/626 rule 2(5)
rule 4A(1) amended by S.I. 1998/3046 rule 2(3)
rules 4B9-11 11A 15 17-20 22 25-30 am by S.I. 2001/610 rule 3
rule 4B referred to by S.I. 2005/384 rule 27.2
rule 5 amended by S.I. 1997/706 rule 4
rule 5 amended by S.I. 1997/706 rule 4
rule 5-13A omitted by S.I. 2021/626 rule 2(12)(a)
rules 5-8 referred to by S.I. 2005/384 rules 10.1-10.4
rule 6 amended by
rule 6(1)rule 6(2)rev.inpt. amended by S.I. 1997/706 rule 5(1)(a)(b)
rule 6(1)rule 6(2)rev.inpt. amended by S.I. 1997/706 rule 5(1)(a)(b)
rule 6(3) amended by S.I. 1997/706 rule 5(1)(c)
rule 6(3) amended by S.I. 1997/706 rule 5(1)(c)
rule 6(4)(5) revoked by S.I. 1997/706 rule 5(1)(d)
rule 6(4)(5) revoked by S.I. 1997/706 rule 5(1)(d)
rule 7 head. substituted by S.I. 1997/706 rule 6
rule 7 head. substituted by S.I. 1997/706 rule 6
rule 7(2)-(13) replaced (by rule 7(2)-(7)) by S.I. 1997/706 rule 7(1)
rule 7(2)-(13) replaced (by rule 7(2)-(7)) by S.I. 1997/706 rule 7(1)
rule 8 substituted by S.I. 1997/706 rule 8
rule 8 substituted by S.I. 1997/706 rule 8
rule 9 amended by S.I. 1998/3046 rule 2(4)
rule 9 amended by S.I. 2000/3361 rule 2(4)
rules 910 referred to by S.I. 2005/384 rules 19.1919.20
rule 10 amended by S.I. 1998/3046 rule 2(5)
rule 10 amended by S.I. 2000/3361 rule 2(5)
rule 10 rev in pt by S.I. 2003/1236 rules 912
rule 11 am by S.I. 2003/1236 rules 913(a)(c)
rule 11 amended by
rule 11 head. amended by S.I. 1997/706 rule 9
rule 11 head. amended by S.I. 1997/706 rule 9
rule 11 referred to by S.I. 2005/384 rule 10.5
rule 11 rev in pt by S.I. 2003/1236 rules 913(b)(d)
rule 11(1) revoked by S.I. 1997/706 rule 10(a)
rule 11(1) revoked by S.I. 1997/706 rule 10(a)
rule 11(2) amended by S.I. 1992/729 rule 2
rule 11(2) amended by S.I. 1997/706 rule 10(b)(i)
rule 11(2) amended by S.I. 1997/706 rule 10(b)(i)
rule 11(2)(b) substituted by S.I. 1997/706 rule 10(b)(ii)
rule 11(2)(b) substituted by S.I. 1997/706 rule 10(b)(ii)
rule 11(2)(c) substituted by S.I. 1997/706 rule 10(b)(iii)
rule 11(2)(c) substituted by S.I. 1997/706 rule 10(b)(iii)
rule 11(2)(d) revoked by S.I. 1997/706 rule 10(b)(iv)
rule 11(2)(d) revoked by S.I. 1997/706 rule 10(b)(iv)
rule 11(2)(g)(h) amended by S.I. 1997/706 rule 10(b)(v)
rule 11(2)(g)(h) amended by S.I. 1997/706 rule 10(b)(v)
rule 11(2)(i) substituted by S.I. 1997/706 rule 10(b)(vi)
rule 11(2)(i) substituted by S.I. 1997/706 rule 10(b)(vi)
rule 11(2)(o) amended by S.I. 1997/706 rule 10(b) (vi i i)
rule 11(2)(o) amended by S.I. 1997/706 rule 10(b) (vi i i)
rule 11(2X1) amended by S.I. 1997/706 rule 10(b)(vii)
rule 11(2X1) amended by S.I. 1997/706 rule 10(b)(vii)
rule 11(3) revoked by S.I. 1997/706 rule 10(c)
rule 11(3) revoked by S.I. 1997/706 rule 10(c)
rule 11A added by S.I. 1998/3046 rule 2(6)
rule 11A added by S.I. 2000/3361 rule 2(6)
rule 11A am by S.I. 2003/1236 rules 914(a)(c)
```

```
rule 11A referred to by S.I. 2005/384 rule 12.1
rule 11A rev in pt by S.I. 2003/1236 rules 914(b)(d)
rule 12 referred to by S.I. 2005/384 rule 7.3
rule 13 amended by
rules 1313A referred to by S.I. 2005/384 rules 37.137.2
rule 14 referred to by S.I. 2005/384 rule 37.7
rule 15 omitted by S.I. 2021/626 rule 2(12)(b)
rule 15 referred to by S.I. 2005/384 rule 37.3
rule 15 rev in pt by S.I. 2003/1236 rules 915
rule 16 am by S.I. 2003/1236 rules 916(1)(2)
rule 16 referred to by S.I. 2005/384 rule 6.1
rule 16 rev in pt by S.I. 2003/1236 rules 916(3)
rule 17 am by S.I. 2003/1236 rules 917(1)(a)17(1)(b)(2)
rule 17 amended by
rule 17-20 omitted by S.I. 2021/626 rule 2(12)(c)
rules 1718 referred to by S.I. 2005/384 rules 43.143.2 (Pt 43) (Pt 43)
rule 17 rev in pt by S.I. 2003/1236 rules 917(1)(c)
rule 17(1)rev in pt and amended by S.I. 1992/2072 rule 2(b)
rule 17(1)(i) added by S.I. 1994/1481 rule 3(b)
rule 17(2) rev in pt by S.I. 1992/2072 rule 2(c)
rule 17(3) rev in pt by S.I. 1992/2072 rule 2(d)
rule 18 am by S.I. 2003/1236 rules 918
rule 19 am by S.I. 2003/1236 rules 919(1)(a)–(c) (d)(i) (2)
rule 19 referred to by S.I. 2005/384 rule 42.1 (Pt 42) (Pt 42)
rule 19 rev in pt by S.I. 2003/1236 rules 919(1)(d)(ii)(e)
rule 20 referred to by S.I. 2005/384 rule 7.4
rule 20 rev in pt by S.I. 2003/1236 rules 920
rule 21 revoked by S.I. 1997/706 rule 11
rule 21 revoked by S.I. 1997/706 rule 11
rule 22-32 omitted by S.I. 2021/626 rule 2(12)(d)
rule 22 referred to by S.I. 2005/384 rule 37.6
rule 23 referred to by S.I. 2005/384 rule 18.8
rule 24 am by S.I. 2003/1236 rules 921
rule 24 referred to by S.I. 2005/384 rule 49.1
rule 25 am by S.I. 2003/1236 rules 922(1)(a)22(1)(b)22(2)(b)(c)
rule 25 amended by
rule 25 referred to by S.I. 2005/384 rule 19.13
rule 25 rev in pt by S.I. 2003/1236 rules 922(1)(c)22(2)(a)(d)
rule 25(1)(i) added by S.I. 1992/2073 rule 2(e)
rule 26 referred to by S.I. 2005/384 rule 19.14
rule 27 am by S.I. 2003/1236 rules 923
rule 27 referred to by S.I. 2005/384 rule 45.1 (Pt 45) (Pt 45)
rule 28 am (cross-heading am) by S.I. 2003/1236 rules 924
rule 28 referred to by S.I. 2005/384 rule 54.1 (Pt 54) (Pt 54)
rule 28 subst by S.I. 2003/1236 rules 925
rule 28(1) replaced by S.I. 1992/2072 rule 2(f)
rule 28(1A) amended by S.I. 1998/2167 rule 4(2)(a)(i)
rule 28(1A)(b) revoked by S.I. 1998/2167 rule 4rule 4(2)rule 4(2)(a)(ii)
rule 28(2) amended by S.I. 1992/2072 rule 2(g)
rule 28(2) amended by S.I. 1998/2167 rule 4(2)(b)(i)
rule 28(2) amended by S.I. 1998/2167 rule 4(2)(b)(ii)
rule 28(4) added by S.I. 1992/2072 rule 2(h)
rule 28(4) substituted by S.I. 1998/2167 rule 4(2)(c)
rule 29 am by S.I. 2003/1236 rules 926(1)26(2)(a)
rule 29 amended by
rules 2930 referred to by S.I. 2005/384 rules 47.147.2 (Pt 47) (Pt 47)
rule 29 rev in pt by S.I. 2003/1236 rules 926(2)(b)
rule 29(1A)(3) revoked by S.I. 1992/2072 rule 2(1)
```

```
rule 29(2) rev in pt by S.I. 1992/2072 rule 2(j)
rule 30 am by S.I. 2003/1236 rules 927(1)(a)27(2)(a)(3)
rule 30 rev in pt by S.I. 2003/1236 rules 927(1)(b)27(2)(b)
rule 31 referred to by S.I. 2005/384 rule 49.2
rule 32 am by S.I. 2001/610 rules 37
rule 32 referred to by S.I. 2005/384 rule 55.1
rule 32(1)(a) words substituted by S.I. 2005/617 Sch. para. 69
rule 33 revoked by S.I. 1997/706 rule 12
rule 33 revoked by S.I. 1997/706 rule 12
rule 35A revoked by
rule 36 amended by
rule 36 amended by
rule 38 am by S.I. 2001/610 rule 3
rule 38 omitted by S.I. 2014/879 art. 17
rule 39 am by S.I. 2001/610 rules 38
rule 39 am by S.I. 2005/2930 rule 2(c)Sch 1 para 4
rule 39 substituted by S.I. 1992/457 Sch. reg.16
rule 39(1) words substituted by S.I. 2021/626 rule 2(6)
rule 39(6) applied by S.I. 2010/2955 rule 9.2
rule 39(6) omitted by S.I. 2014/879 art. 17
rule 40 am by S.I. 2001/610 rules 37
rule 40 rev by S.I. 2003/1236 rules 928
rule 41 am by S.I. 2001/610 rules 36
rule 41 amended by
rule 41 applied by S.I. 2010/2955 rule 9.2
rule 41 applied (with modifications) by S.I. 2011/1329 rule 46
rule 41 omitted by S.I. 2014/879 art. 17
rule 41(1)(a) words substituted by S.I. 2005/617 Sch. para. 70(a)
rule 41(2) words substituted by S.I. 2005/617 Sch. para. 70(b)(i)
rule 41(2) words substituted by S.I. 2005/617 Sch. para. 70(b)(ii)
rule 41(3) words substituted by S.I. 2005/617 Sch. para. 70(c)
rule 41(4) words substituted by S.I. 2005/617 Sch. para. 70(d)(i)
rule 41(4) words substituted by S.I. 2005/617 Sch. para. 70(d)(ii)
rule 41(4) words substituted by S.I. 2005/617 Sch. para. 70(d)(iii)
rule 41(5) words substituted by S.I. 2005/617 Sch. para. 70(e)(i)
rule 41(5) words substituted by S.I. 2005/617 Sch. para. 70(e)(ii)
rule 41(5) words substituted by S.I. 2005/617 Sch. para. 70(e)(iii)
rule 41(7) words substituted by S.I. 2005/617 Sch. para. 70(f)(i)
rule 41(7) words substituted by S.I. 2005/617 Sch. para. 70(f)(ii)
rule 41(7) words substituted by S.I. 2005/617 Sch. para. 70(f)(iii)
rule 41(8) words substituted by S.I. 2005/617 Sch. para. 70(g)
rule 42 revoked by
rule 43 amended by
rule 43 applied by S.I. 2010/2955 rule 9.2
rule 43 omitted by S.I. 2014/879 art. 17
rule 44 amended by
rule 44 applied by S.I. 2010/2955 rule 9.2
rule 44 omitted by S.I. 2014/879 art. 17
rule 45 am by S.I. 2001/610 rules 379
rule 45 am by S.I. 2005/2930 rule 2(c)Sch 1 para 5(b)(c)
rule 45 am (heading am) by S.I. 2005/2930 rule 2(c)Sch 1 para 5(a)
rule 45 applied by S.I. 2010/2955 rule 9.2
rule 45 omitted by S.I. 2014/879 art. 17
rule 46 am by S.I. 2001/610 rule 3
rule 46 am by S.I. 2003/1236 rules 929
rule 46 referred to by S.I. 2005/384 rule 52.1
rule 46(1) word substituted by S.I. 2014/600 Sch. para. 1(b)
rule 47 am by S.I. 2001/610 rules 35
```

```
rule 47(4) words substituted by S.I. 2009/2054 Sch. 1 para. 8
rule 48 am by S.I. 2001/610 rules 310
rule 48 applied by S.I. 2010/2955 rule 9.2
rules 4849 referred to by S.I. 2005/384 rules 52.252.3
rule 48(1) omitted by S.I. 2021/626 rule 2(12)(e)
rule 48(1) substituted by S.I. 1992/457 Sch. reg.17
rule 49 am by S.I. 2001/610 rule 3
rule 49 applied by S.I. 2010/2955 rule 9.2
rule 50 revoked by S.I. 1992/457 Sch reg.18
rule 51 am by S.I. 2005/2930 rule 2(c)Sch 1 para 6
rule 51 amended by
rule 51 amended by
rule 51 applied by S.I. 2010/2955 rule 9.2
rule 51-52A omitted by S.I. 2021/626 rule 2(12)(f)
rules 51-57 referred to by S.I. 2005/384 rules 52.4-52.11
rule 51 words omitted by S.I. 2014/879 art. 18
rule 52A inserted by
rule 53(1) word substituted by S.I. 2014/600 Sch. para. 1(c)
rule 54 am by S.I. 2001/167 rule 3(1)-(3)
rule 54 am by S.I. 2001/610 rules 37
rule 54 amended by
rule 54 amended by
rule 54 amended by S.I. 1999/2765 rule 2
rule 54 rev in pt by S.I. 2001/167 rule 3(4)
rule 54(1) words substituted by S.I. 2014/600 Sch. para. 1(d)(i)(aa)
rule 54(1)(a) word substituted by S.I. 2014/600 Sch. para. 1(d)(i)(bb)
rule 54(1)(b) words substituted by S.I. 2014/600 Sch. para. 1(d)(i)(cc)
rule 54(2) word substituted by S.I. 2014/600 Sch. para. 1(d)(ii)
rule 54(3) words substituted by S.I. 2014/600 Sch. para. 1(d)(iii)
rule 54(3B) words substituted by S.I. 2014/600 Sch. para. 1(d)(iv)(aa)
rule 54(3B)(a) word substituted by S.I. 2014/600 Sch. para. 1(d)(iv)(bb)
rule 54(3B)(b) words substituted by S.I. 2014/600 Sch. para. 1(d)(iv)(cc)
rule 54(3B)(c) word substituted by S.I. 2014/600 Sch. para. 1(d)(iv)(dd)
rule 54(4)-(11) omitted by S.I. 2014/600 Sch. para. 1(d)(v)
rule 54(4) rev in pt by S.I. 1992/729 rule 3
rule 55 am by S.I. 2001/610 rules 36
rule 55 amended by
rule 55 amended by
rule 55 amended by
rule 55 words substituted by S.I. 2005/617 Sch. para. 71
rule 55(1)(a) word substituted by S.I. 2014/600 Sch. para. 1(e)
rule 55(1)(c) word substituted by S.I. 2014/600 Sch. para. 1(e)
rule 56 am by S.I. 2001/610 rule 3
rule 56-57A omitted by S.I. 2021/626 rule 2(12)(g)
rule 57 am by S.I. 2001/610 rule 11
rule 57 rev in pt by S.I. 2003/1236 rules 930
rule 57(1) rev in pt by S.I. 1993/1183 rule 3(c)
rule 57A added by S.I. 2003/423 rule 2
rule 57A referred to by S.I. 2005/384 rule 58.12
rule 57A(1) words substituted by S.I. 2005/617 Sch. para. 72(a)
rule 57A(1) words substituted by S.I. 2005/617 Sch. para. 72(b)
rule 57A(4) words substituted by S.I. 2019/1367 rule 4
rule 58(3) words substituted by S.I. 2005/617 Sch. para. 73
rule 59 am by S.I. 2001/610 rules 312
rule 59 amended by
rule 59 omitted by S.I. 2014/879 art. 19
rule 59(1)(a)(iii) words substituted by S.I. 2005/617 Sch. para. 74(b)
rule 59(1)(a)(ii) words substituted by S.I. 2005/617 Sch. para. 74(a)
```

```
rule 59(2) words substituted by S.I. 2005/617 Sch. para. 74(c)(i)
rule 59(2) words substituted by S.I. 2005/617 Sch. para. 74(c)(ii)
rule 59(2) words substituted by S.I. 2005/617 Sch. para. 74(c)(iii)
rule 59A59B inserted by S.I. 2011/1329 rule 81(4)
rule 59A omitted by S.I. 2014/879 art. 19
rule 59B omitted by S.I. 2014/879 art. 19
rule 60 am by S.I. 2001/610 rules 36
rule 60 amended by
rule 60(2) omitted by S.I. 2014/879 art. 19
rule 60(2) words substituted by S.I. 2005/617 Sch. para. 75
rule 60(3) omitted by S.I. 2014/879 art. 19
rule 60A inserted by S.I. 2021/459 rule 2(2)
rule 61 am by S.I. 2001/610 rule 3
rule 61-63 amended by
rule 61 omitted by S.I. 2014/879 art. 19
rule 62 applied by S.I. 2010/2955 rule 9.2
rule 62 omitted by S.I. 2014/879 art. 19
rule 63 am by S.I. 2001/610 rules 3613
rule 63 omitted by S.I. 2021/626 rule 2(12)(h)
rule 63(1) omitted by S.I. 2014/879 art. 19
rule 63(1) words substituted by S.I. 2005/617 Sch. para. 75
rules 6465 referred to by S.I. 2005/384 rules 52.1252.13
rule 65 am by S.I. 2003/1236 rules 931
rule 65 amended by
rule 65 amended by
rule 65 omitted by S.I. 2021/626 rule 2(12)(i)
rule 65(2)(e) words substituted by S.I. 2014/600 Sch. para. 1(f)
rule 65(2)(ff) added by S.I. 1992/2072 rule 2(k)
rule 65(2)(ff) words omitted by S.I. 2013/630 reg. 61
rule 66 am by S.I. 2001/610 rules 314
rule 66 am by S.I. 2003/1236 rules 932(1)-(3)
rule 66 amended by
rule 66 amended by
rule 66 applied by S.I. 2010/2955 rule 9.2
rules 66-66B referred to by S.I. 2005/384 rules 6.1-6.3
rule 66 rev in pt by S.I. 2003/1236 rules 932(4)
rule 66(10B) added by S.I. 1992/2072 rule 2(1)
rule 66(11) amended by S.I. 1993/1183 rule 3(d)(i)
rule 66(11A) added by S.I. 1993/1183 rule 3(d)(ii)
rule 66(12) amended by S.I. 1992/709 art.2Sch.1
rule 66(12) omitted by S.I. 2021/626 rule 2(7)
rule 66A am by S.I. 2001/610 rule 15
rule 66A inserted by
rule 66A-66E substituted for rule 66A 66B by S.I. 2021/626 rule 2(8)
rules 66B6970 am by S.I. 2001/610 rule 3
rule 66B inserted by
rule 67 am by S.I. 2003/1236 rules 933
rule 67 applied by S.I. 2010/2955 rule 9.2
rule 67 referred to by S.I. 2005/384 rule 4.2
rule 67(1) words substituted by S.I. 2021/626 rule 2(9)
rule 68 am by S.I. 2001/610 rule 5
rule 68 applied by S.I. 2010/2955 rule 9.2
rule 68 referred to by S.I. 2005/384 rule 6.4
rule 68 rev in pt by S.I. 2003/1236 rules 934
rule 69 am by S.I. 2005/2930 rule 2(c)Sch 1 para 7
rule 69 amended by
rule 69 applied by S.I. 2010/2955 rule 9.2
rule 69 omitted by S.I. 2014/879 art. 19
```

```
rule 70 amended by
rule 70 amended by
rule 70-73 omitted by S.I. 2021/626 rule 2(12)(j)
rule 70 referred to by S.I. 2005/384 rule 27.1
rule 70 head. substituted by S.I. 1997/706 rule 13
rule 70 head. substituted by S.I. 1997/706 rule 13
rule 70(1)(2) amended by S.I. 1997/706 rule 14(a)(b)
rule 70(1)(2) amended by S.I. 1997/706 rule 14(a)(b)
rule 70(3) revoked by S.I. 1997/706 rule 14(c)
rule 70(3) revoked by S.I. 1997/706 rule 14(c)
rule 70(4) amended by S.I. 1997/706 rule 14(d)(i)Cii)
rule 70(4) amended by S.I. 1997/706 rule 14(d)(i)Cii)
rule 70(4) rev.in pt. by S.I. 1997/706 rule 14(d)(iii)
rule 70(4) rev.in pt. by S.I. 1997/706 rule 14(d)(iii)
rule 70(5) amended by S.I. 1997/706 rule 14(e)
rule 70(5) amended by S.I. 1997/706 rule 14(e)
rule 70(5A) added by S.I. 1997/706 rule 14(f)
rule 70(5A) added by S.I. 1997/706 rule 14(f)
rule 70(6) substituted by S.I. 1997/706 rule 14(g)
rule 70(6) substituted by S.I. 1997/706 rule 14(g)
rule 70(7) substituted by S.I. 1997/706 rule 14(h)
rule 70(7) substituted by S.I. 1997/706 rule 14(h)
rule 70(8) amended by S.I. 1997/706 rule 14(i)
rule 70(8) amended by S.I. 1997/706 rule 14(i)
rule 70(9) substituted by S.I. 1997/706 rule 14(j)
rule 70(9) substituted by S.I. 1997/706 rule 14(j)
rules 7172 referred to by S.I. 2005/384 rules 37.437.5
rule 71 rev.in pt. by S.I. 1997/706 rule 15
rule 71 rev.in pt. by S.I. 1997/706 rule 15
rule 72 amended by S.I. 1992/729 rule 4
rule 72A added by S.I. 2004/2993 rule 2
rule 72A referred to by S.I. 2005/384 rules 35.2-35.9
rule 72A(1) words substituted by S.I. 2005/617 Sch. para. 76(a)
rule 72A(2)-(5) words substituted by S.I. 2005/617 Sch. para. 76(b)
rule 73 am by S.I. 2001/610 rules 316
rule 73 referred to by S.I. 2005/384 rule 7.9
rule 73 replaced by
rule 74 am by S.I. 2001/610 rules 36
rule 74 referred to by S.I. 2005/384 rule 63.3
rule 74(2) amended by S.I. 1993/1183 rule 3(e)
rule 74(3)(a) omitted by S.I. 2021/626 rule 2(12)(k)
rule 74(4) words substituted by S.I. 2005/617 Sch. para. 75
rule 74(5)-(7) omitted by S.I. 2021/626 rule 2(12)(k)
rule 74(7) added by S.I. 1992/2072 rule 2(m)
rules 7576 am by S.I. 2001/610 rule 3
rule 75 referred to by S.I. 2005/384 rule 63.6
rules 76-81 referred to by S.I. 2005/384 rules 64.1-64.6
rule 77 am by S.I. 2001/610 rules 35
rule 78 am by S.I. 2001/610 rule 3
rule 78(2) words substituted by S.I. 2021/626 rule 2(10)
rule 79 am by S.I. 2001/610 rules 35717
rule 79(2) words substituted by S.I. 2021/626 rule 2(11)
rule 82 am by S.I. 2001/610 rule 3
rule 82 words substituted by S.I. 2005/617 Sch. para. 77(a)
rule 82 words substituted by S.I. 2005/617 Sch. para. 77(b)
rule 82 words substituted by S.I. 2005/617 Sch. para. 77(c)
rule 84-90A omitted by S.I. 2021/626 rule 2(12)(1)
rules 84-88 referred to by S.I. 2005/384 rules 19.4-19.8
```

```
rule 84A am by S.I. 2001/610 rules 35
rule 84A referred to by S.I. 2005/384 rule 19.1
rule 84A(2)(b) words substituted by S.I. 2005/617 Sch. para. 78
rule 86 am by S.I. 2001/167 rule 4
rule 86 am by S.I. 2001/610 rules 318
rule 86 amended by
rules 8687 rev in pt by S.I. 2003/1236 rules 93536
rule 86(1)(b) words substituted by S.I. 2005/617 Sch. para. 79
rule 86(1)(b) words substituted by S.I. 2020/100 Sch. para. 2(4)
rules 878993 am by S.I. 2001/610 rule 3
rule 87 amended by
rule 90 amended by
rule 90 amended by
rules 9090A referred to by S.I. 2005/384 rules 19.1019.11
rule 90 rev in pt by S.I. 2003/1236 rules 937
rules 90A95A added by S.I. 1993/1183 rule 3(f)(g)
rule 90B added by S.I. 2001/167 rule 5
rule 90B referred to by S.I. 2005/384 rule 18.4
rule 91-94 omitted by S.I. 2021/626 rule 2(12)(m)
rule 91 referred to by S.I. 2005/384 rule 19.3
rule 91 replaced by
rule 92 am by S.I. 2001/610 rule 19
rule 92 referred to by S.I. 2005/384 rule 19.12
rule 92 words substituted by S.I. 2005/617 Sch. para. 80
rule 93 amended by S.I. 1998/3046 rule 2(7)
rule 93 amended by S.I. 2000/3361 rule 2(7)
rule 93 referred to by S.I. 2005/384 rule 19.21
rule 93A added by S.I. 1994/1481 rule 3(c)
rule 93A am by S.I. 2001/610 rules 320
rule 93A referred to by S.I. 2005/384 rule 19.16
rules 93A93B rev in pt by S.I. 2003/1236 rules 93839
rule 93A(7)(8) applied by S.I. 1999/2784 Sch. para. 16
rule 93B am by S.I. 2001/610 rules 321
rule 93B referred to by S.I. 2005/384 rule 19.2
rule 93B(1)(b) words substituted by S.I. 2005/617 Sch. para. 81(a)
rule 93B(3)(b) words substituted by S.I. 2005/617 Sch. para. 81(b)
rule 94 referred to by S.I. 2005/384 rule 18.5
rule 94 replaced by
rules 9595A96 referred to by S.I. 2005/384 rules 18.1-18.3
rule 95 substituted by S.I. 2019/1367 rule 5
rule 95A am by S.I. 2001/610 rule 22
rule 95A words substituted by S.I. 2005/617 Sch. para. 82
rule 96 am by S.I. 2001/167 rule 6
rule 96 amended by
rules 9697 rev in pt by S.I. 2003/1236 rules 94041
rule 96(2) omitted by S.I. 2019/1367 rule 6
rule 97 am by S.I. 2001/167 rule 7
rule 97 amended by
rule 97 amended by
rule 97 referred to by S.I. 2005/384 rule 18.6
rule 98 am by S.I. 2003/1236 rules 942
rule 98 referred to by S.I. 2005/384 rule 7.7
rule 98 substituted by S.I. 2019/1367 rule 7
rule 99 am by S.I. 2005/2930 rule 2(c)Sch 1 para 8
rule 99 amended by
rule 99 referred to by S.I. 2005/384 rule 4.1
rule 99 substituted by S.I. 2019/1367 rule 8
rule 99(2) revoked by S.I. 1993/1183 rule 3(h)
```

```
rule 99(2)(b) rev in pt by S.I. 1992/729 rule 5
rule 100-101B omitted by S.I. 2021/626 rule 2(12)(n)
rule 100 referred to by S.I. 2005/384 rule 7.2
rules 101101A referred to by S.I. 2005/384 rules 55.255.3
rule 101(2) words substituted by S.I. 2005/617 Sch. para. 83
rule 101A added by S.I. 1993/1183 rule 3(i)
rule 101A am by S.I. 2001/610 rules 323
rule 101B inserted by S.I. 2014/879 art. 20
rule 102 rev by S.I. 2003/1236 rules 943
rule 103 revoked by S.I. 1998/2167 rule 4(3)
rules 104104A104B108110 am by S.I. 2001/610 rule 3
rule 104 am by S.I. 2003/1236 rules 944
rule 104-104C omitted by S.I. 2021/626 rule 2(12)(o)
rule 104 referred to by S.I. 2005/384 rule 53.1 (Pt 53) (Pt 53)
rule 104(2) substituted by S.I. 1993/1183 rule 3(j)
rule 104A inserted by
rules 104A-104C referred to by S.I. 2005/384 rules 56.1-56.3
rule 104A substituted by S.I. 1995/2619 rule 2
rule 104B added by S.I. 1994/3154 rule 2
rule 104C added by S.I. 1995/2619 rule 3
rule 105 am by S.I. 2005/2930 rule 2(c)Sch 1 para 9(b)
rule 105 am (heading am) by S.I. 2005/2930 rule 2(c)Sch 1 para 9(a)
rule 105 amended by
rule 105 omitted by S.I. 2014/879 art. 21
rule 105(2) word substituted by S.I. 2014/600 Sch. para. 1(g)
rule 106 amended by
rule 106 omitted by S.I. 2014/879 art. 21
rule 106(2)(b) words substituted by S.I. 2005/617 Sch. para. 84
rule 107 am by S.I. 2001/610 rule 24
rule 107 amended by
rule 107 amended by S.I. 1997/706 rule 16
rule 107 amended by S.I. 1997/706 rule 16
rule 107 amended by S.I. 1998/3046 rule 2(8)
rule 107 amended by S.I. 2000/3361 rule 2(8)
rule 107 referred to by S.I. 2005/384 rule 28.1
rule 108 omitted by S.I. 2021/626 rule 2(12)(p)
rule 108 referred to by S.I. 2005/384 rule 7.5
rule 109 am by S.I. 2003/1236 rules 945
rule 109 omitted by S.I. 2019/1367 rule 9
rule 109 referred to by S.I. 2005/384 rule 5.3
rule 110 inserted by
rule 110-112 omitted by S.I. 2021/626 rule 2(12)(q)
rule 110 referred to by S.I. 2005/384 rule 19.15
rule 111 am by S.I. 2001/610 rules 37
rule 111 inserted by
rule 111 referred to by S.I. 2005/384 rule 55.4
rule 112 am by S.I. 2001/610 rule 3
rule 112 inserted by
rule 112 referred to by S.I. 2005/384 rule 7.6
rule 113 rev by S.I. 2003/1236 rules 946
rule 114 omitted by S.I. 2014/879 art. 21
rule 114 referred to by S.I. 2005/384 rule 50.3
rule 114 revoked by S.I. 1998/2167 rule 4(4)
rule 115 inserted by S.I. 2019/1367 rule 10
```