
STATUTORY INSTRUMENTS

1981 No. 552

The Magistrates' Courts Rules 1981

SUMMARY TRIAL OF OFFENCE TRIABLE EITHER WAY

Duty to recall witnesses who have given evidence before examining justices

21. Where under section 25(3) or (7) of the Act of 1980 a magistrates' court, having heard to inquire into an information as examining justices, proceeds to try the information summarily, then, unless the accused pleads guilty, the court shall recall for cross-examination any witnesses who have already given evidence, except any not required by the accused or the prosecutor to be recalled for that purpose.

Preservation of depositions where offence triable either way is dealt with summarily

22. The clerk of the magistrates' court by which any person charged with an offence triable either way has been tried summarily shall preserve for a period of three years such depositions as have been taken.