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STATUTORY INSTRUMENTS

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**2005 No. 384**

**The Criminal Procedure Rules 2005**

**PART 63**

**APPEAL TO THE CROWN COURT AGAINST CONVICTION OR SENTENCE**

**Application of this Part**

**63.1.** This Part shall apply to any appeal under section 108(1) of the Magistrates' Courts Act 1980(1) (conviction and sentence), section 45(1) of the Mental Health Act 1983(2) (hospital or guardianship order in the absence of conviction) and paragraph 11 of Schedule 3 to the Powers of Criminal Courts (Sentencing) Act 2000(3) (re-sentencing on failure to comply with supervision order).

*[Note. Formerly rule 6 of the Crown Court Rules 1982(4). See also direction V.52 of the Practice Direction.]*

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(1) 1980 c. 43.

(2) 1983 c. 20; section 45 was amended by the Crime (Sentences) Act 1997 (c. 43), section 46.

(3) 2000 c. 6; Schedule 3, paragraph 11 was amended by the Criminal Justice and Court Services Act 2000 (c. 43), Schedule 7, Part II, paragraphs 160, 199(1) and (14), and is further amended by the Criminal Justice Act 2003 (c. 44), Schedule 32, paragraphs 90 and 125, with effect from a date to be appointed.

(4) S.I. 1982/1109; modified by Criminal Justice Act 1991 (c. 53), section 70; amending instruments relevant to this Part are S.I. 1988/952, 1988/1322, 1988/1635, 1994/1480, 1999/2838.