
STATUTORY INSTRUMENTS

2005 No. 384

The Criminal Procedure Rules 2005

PART 7

COMMENCING PROCEEDINGS IN MAGISTRATES' COURTS

Statement of offence

7.2.—(1) Every information laid in, or summons, warrant or other document issued or made by, a magistrates' court shall be sufficient if it—

- (a) describes the offence with which the accused is charged, or of which he is convicted, in ordinary language avoiding as far as possible the use of technical terms; and
 - (b) gives such particulars as may be necessary to provide reasonable information about the nature of the charge.
- (2) It shall not be necessary for any of those documents to—
- (a) state all the elements of the offence; or
 - (b) negative any matter upon which the accused may rely.

(3) If the offence charged is one created by or under any Act, the description of the offence shall contain a reference to the section of the Act, or, as the case may be, the rule, order, regulation, bylaw or other instrument creating the offence.

[Note. Formerly rules 4(3) and 100 of the Magistrates' Courts Rules 1981.]