
STATUTORY INSTRUMENTS

2010 No. 60

The Criminal Procedure Rules 2010

PART 39

TRIAL ON INDICTMENT

Application to change a plea of guilty

39.3.—(1) The defendant must apply as soon as practicable after becoming aware of the grounds for making an application to change a plea of guilty, and may only do so before the final disposal of the case, by sentence or otherwise.

- (2) Unless the court otherwise directs, the application must be in writing and it must—
- (a) set out the reasons why it would be unjust for the guilty plea to remain unchanged;
 - (b) indicate what, if any, evidence the defendant wishes to call;
 - (c) identify any proposed witness; and
 - (d) indicate whether legal professional privilege is waived, specifying any material name and date.
- (3) The defendant must serve the written application on—
- (a) the court officer; and
 - (b) the prosecutor.