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STATUTORY INSTRUMENTS

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**2013 No. 1554**

**The Criminal Procedure Rules 2013**

**PART 8**

**DISCONTINUING A PROSECUTION**

**Defendant's notice to continue**

**8.3.**—(1) This rule applies where a prosecutor serves a notice to discontinue under section 23 of the 1985 Act.

- (2) A defendant who wants the case to continue must serve notice—
  - (a) on the court officer; and
  - (b) not more than 35 days after service of the notice to discontinue.
- (3) If the defendant serves such a notice, the court officer must—
  - (a) notify the prosecutor; and
  - (b) refer the case to the court.