
STATUTORY INSTRUMENTS

2014 No. 1610

The Criminal Procedure Rules 2014

PART 8

DISCONTINUING A PROSECUTION

Discontinuing a case

- 8.2.**—(1) A prosecutor exercising a power to which this Part applies must serve notice on—
- (a) the court officer;
 - (b) the defendant; and
 - (c) any custodian of the defendant.
- (2) Such a notice must—
- (a) identify—
 - (i) the defendant and each offence to which the notice relates,
 - (ii) the person serving the notice, and
 - (iii) the power that that person is exercising;
 - (b) explain—
 - (i) in the copy of the notice served on the court officer, the reasons for discontinuing the case,
 - (ii) that the notice brings the case to an end,
 - (iii) if the defendant is in custody for any offence to which the notice relates, that the defendant must be released from that custody, and
 - (iv) if the notice is under section 23 of the 1985 Act, that the defendant has a right to require the case to continue.
- (3) Where the defendant is on bail, the court officer must notify—
- (a) any surety; and
 - (b) any person responsible for monitoring or securing the defendant's compliance with a condition of bail.