
STATUTORY INSTRUMENTS

2015 No. 1490

The Criminal Procedure Rules 2015

PART 23

RESTRICTION ON CROSS-EXAMINATION BY A DEFENDANT

APPLICATION TO PROHIBIT CROSS-EXAMINATION

Exercise of court's powers

23.3.—(1) The court may decide whether to impose or discharge a prohibition against cross-examination under section 36 of the Youth Justice and Criminal Evidence Act 1999—

- (a) at a hearing, in public or in private, or without a hearing;
- (b) in a party's absence, if that party—
 - (i) applied for the prohibition or discharge, or
 - (ii) has had at least 14 days in which to make representations.

(2) The court must announce, at a hearing in public before the witness gives evidence, the reasons for a decision—

- (a) to impose or discharge such a prohibition; or
- (b) to refuse to do so.

[Note. See section 37 of the Youth Justice and Criminal Evidence Act 1999(1).]