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STATUTORY INSTRUMENTS

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**2015 No. 1490**

**The Criminal Procedure Rules 2015**

**PART 46**

**REPRESENTATIVES**

**Notice of appointment, etc. of legal representative: general rules**

**46.2.**—(1) This rule applies—

- (a) in relation to a party who does not have legal aid for the purposes of a case;
- (b) where such a party—
  - (i) appoints a legal representative for the purposes of the case, or
  - (ii) dismisses such a representative, with or without appointing another;
- (c) where a legal representative for such a party withdraws from the case.

(2) Where paragraph (1)(b) applies, that party must give notice of the appointment or dismissal to—

- (a) the court officer;
- (b) each other party; and
- (c) where applicable, the legal representative who has been dismissed,

as soon as practicable and in any event within 5 business days.

(3) Where paragraph (1)(c) applies, that legal representative must, as soon as practicable, give notice to—

- (a) the court officer;
- (b) the party whom he or she has represented; and
- (c) each other party.

(4) Any such notice—

- (a) may be given orally, but only if—
  - (i) it is given at a hearing, and
  - (ii) it specifies no restriction under paragraph (5)(b) (restricted scope of appointment);
- (b) otherwise, must be in writing.

(5) A notice of the appointment of a legal representative—

- (a) must identify—
  - (i) the legal representative who has been appointed, with details of how to contact that representative, and
  - (ii) all those to whom the notice is given;
- (b) may specify a restriction, or restrictions, on the purpose or duration of the appointment; and

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- (c) if it specifies any such restriction, may nonetheless provide that documents may continue to be served on the represented party at the representative's address until—
  - (i) further notice is given under this rule, or
  - (ii) that party obtains legal aid for the purposes of the case.
- (6) A legal representative who is dismissed by a party or who withdraws from representing a party must, as soon as practicable, make available to that party such documents in the representative's possession as have been served on that party.