
STATUTORY INSTRUMENTS

2019 No. 1368

**The Magistrates' Courts (Proceeds of Crime Act 2002
(External Requests and Orders) Order 2005, Part
5A, and Miscellaneous Amendments) Rules 2019**

Giving documents by means of electronic communication

11.—(1) In order to give a document by fax, email or other means of electronic communication, the intended recipient of the document must previously have indicated in writing to the person giving the document—

- (a) that they are willing to accept service of documents for the purposes of these Rules by that means of electronic communication; and
- (b) the fax number, e-mail address or other electronic identification to which documents must be sent.

(2) Where a person intends to give a document by means of electronic communication (other than by fax), that person must first ask the intended recipient whether there are any limitations to their agreement to accept service by such means (for example, the format in which documents are to be sent and the maximum size of attachments that may be received).

(3) Giving a document by means of electronic communication is effected by sending or transmitting the document in accordance with the written indication given by the intended recipient under paragraph (1), having complied with any limitations specified by the intended recipient under paragraph (2).

(4) The document is to be treated as having been given on the day on which it is sent or transmitted if the electronic communication containing it is sent or transmitted before 4.30 p.m.. If the electronic communication is sent or transmitted after 4.30 p.m., the document is to be treated as having been given the following day.

(5) Where a document is given by electronic means, the person giving the document need not in addition send or deliver a hard copy.