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STATUTORY INSTRUMENTS

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**2020 No. 759**

**The Criminal Procedure Rules 2020**

**PART 47**

**INVESTIGATION ORDERS AND WARRANTS**

*SECTION 2: INVESTIGATION ORDERS*

**Application for order: general rules**

- 47.6.**—(1) This rule applies to each application for an order to which this Section applies.
- (2) The applicant must—
- (a) apply in writing and serve the application on the court officer;
  - (b) demonstrate that the applicant is entitled to apply, for example as a constable or under legislation that applies to other officers;
  - (c) give the court an estimate of how long the court should allow—
    - (i) to read the application and prepare for any hearing, and
    - (ii) for any hearing of the application;
  - (d) attach a draft order in the terms proposed by the applicant;
  - (e) serve notice of the application on the respondent, [<sup>F1</sup>if any,] unless the court otherwise directs; and
  - (f) serve the application on [<sup>F2</sup>any respondent] to such extent, if any, as the court directs.
- (3) A notice served on [<sup>F3</sup>a respondent] must—
- (a) specify the material or information in respect of which the application is made; and
  - (b) identify—
    - (i) the power that the applicant invites the court to exercise, and
    - (ii) the conditions for the exercise of that power which the applicant asks the court to find are met.
- (4) The applicant must serve any order made on [<sup>F4</sup>a respondent].

**Textual Amendments**

- F1** Words in rule 47.6(2)(e) inserted (8.2.2021) by [The Criminal Procedure \(Amendment\) Rules 2021 \(S.I. 2021/40\)](#), rules 2, **27(c)(i)**
- F2** Words in rule 47.6(2)(f) substituted (8.2.2021) by [The Criminal Procedure \(Amendment\) Rules 2021 \(S.I. 2021/40\)](#), rules 2, **27(c)(ii)**
- F3** Words in rule 47.6(3) substituted (8.2.2021) by [The Criminal Procedure \(Amendment\) Rules 2021 \(S.I. 2021/40\)](#), rules 2, **27(c)(iii)**

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**Changes to legislation:** There are currently no known outstanding effects for the  
The Criminal Procedure Rules 2020, Section 47.6. (See end of Document for details)

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**F4** Words in rule 47.6(4) substituted (8.2.2021) by The Criminal Procedure (Amendment) Rules 2021 (S.I. 2021/40), rules 2, **27(c)(iv)**

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**Commencement Information**

**I1** Rule 47.6 in force at 5.10.2020, see Preamble

**Changes to legislation:**

There are currently no known outstanding effects for the The Criminal Procedure Rules 2020, Section 47.6.