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STATUTORY INSTRUMENTS

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**2022 No. 815**

**The Criminal Procedure (Amendment No. 2) Rules 2022**

**Amendments to the Criminal Procedure Rules**

- 10.** In Part 10 (The indictment), in rule 10.2 (The indictment: general rules)—
- (a) in paragraph (5)(b)(i), for “rule 3.32(1)(d)” substitute “rule 3.32(1)(e)”;
  - (b) at the end of paragraph (5)(b)(ii) omit “or”;
  - (c) at the end of paragraph (5)(b)(iii) insert “or”;
  - (d) after paragraph (5)(b)(iii) insert—
    - “(iv) when the prosecutor serves on the Crown Court officer a draft indictment to which rule 25.16(3)(e) applies (substituted indictment for sentencing purposes).”; and
  - (e) for paragraph (6) substitute—
    - “(6) An indictment—
      - (a) must be in one of the forms set out in the Practice Direction unless—
        - (i) rule 10.3 applies, or
        - (ii) the Crown Court otherwise directs; and
      - (b) must include at the head of the document in which it is set out the date of that document and a statement that it contains, as appropriate—
        - (i) the first indictment in the case,
        - (ii) a proposed amended indictment,
        - (iii) a substituted indictment,
        - (iv) an additional indictment,
        - (v) a trial indictment, or
        - (vi) an indictment required by rule 25.16(3)(e) (substituted indictment for sentencing purposes).”