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STATUTORY INSTRUMENTS

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**2023 No. 786**

**The Criminal Procedure (Amendment No. 2) Rules 2023**

**Amendments to the Criminal Procedure Rules**

- 21.** In Part 47 (Investigation orders and warrants)—
- (a) in rule 47.3 (Documents served on the court officer)—
    - (i) for the heading to the rule substitute “Documents and recordings held by the court officer”,
    - (ii) in paragraph (1)(a) after “keep a written application” insert “, and a recording of any hearing of an application.”, and
    - (iii) in paragraph (1)(b) after “keeps an application” insert “or recording”;
  - (b) in rule 47.25 (investigation warrants; exercise of court’s powers)—
    - (i) for paragraph (9) substitute—

“(9) A justices’ legal adviser must assist the court by completing the preparation of any warrant to be issued.”, and
    - (ii) at the end of the note to the rule insert—

*“For the functions of a justices’ legal adviser, see sections 28 and 29 of the Courts Act 2003(1). See also rule 2.12 (Duties of justices’ legal adviser).”*; and
  - (c) amend the table of contents correspondingly.

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(1) 2003 c. 39; sections 28 and 29 were substituted by section 3 of, and paragraphs 25 and 26 of the Schedule to, the Courts and Tribunals (Judiciary and Functions of Staff) Act 2018 (c. 33).