
STATUTORY INSTRUMENTS

2023 No. 786

The Criminal Procedure (Amendment No. 2) Rules 2023

Amendments to the Criminal Procedure Rules

- 9.** In Part 18 (Measures to help a witness or defendant to give evidence or otherwise participate)—
- (a) in rule 18.8 (special measures directions; exercise of court’s powers)—
 - (i) the text of the rule becomes paragraph (1), and
 - (ii) after paragraph (1) insert—
 - “(2) Where a direction provides for evidence to be admitted under section 28 of the Youth Justice and Criminal Evidence Act 1999⁽¹⁾ (Video recorded cross-examination or re-examination) the court must set a timetable that provides for—
 - (a) the date of any ground rules hearing under rule 3.9;
 - (b) the date on which the cross-examination and any re-examination will be recorded; and
 - (c) the date by which any application under section 28(5) of the 1999 Act must be made for a direction for further cross-examination or re-examination.”;
 - and
 - (b) in rule 18.9 (Special measures direction without application), in paragraph (3)(b) omit “or section 28”.

⁽¹⁾ 1999 c. 23; section 8 was amended by section 109 of, and paragraph 384 of Schedule 8 to, the Courts Act 2003 (c. 39).