



Criminal Procedure and Investigations Act 1996

1996 CHAPTER 25

PART III

PREPARATORY HEARINGS

Introduction

28 Introduction.

- (1) This Part applies in relation to an offence if—
 - (a) [^{F1}on or after the appointed day the accused is sent for trial for the offence concerned,]
 - (b) [^{F2}proceedings for the trial on the charge concerned are transferred to the Crown Court on or after the appointed day, or]
 - (c) a bill of indictment relating to the offence is preferred on or after the appointed day under the authority of section 2(2)(b) [^{F3}or (ba)] of the ^{M1}Administration of Justice (Miscellaneous Provisions) Act 1933 (bill preferred by direction of Court of Appeal, or by direction or with consent of a judge).
- (2) References in subsection (1) to the appointed day are to such day as is appointed for the purposes of this section by the Secretary of State by order.
- (3) If an order under this section so provides, this Part applies only in relation to the Crown Court sitting at a place or places specified in the order.
- (4) References in this Part to the prosecutor are to any person acting as prosecutor, whether an individual or a body.

Subordinate Legislation Made

P1 S. 28(2) power wholly exercised (21.3.1997): 15.4.1997 appointed day by [S.I. 1997/1019](#).

Status: Point in time view as at 24/02/2014.

Changes to legislation: *Criminal Procedure and Investigations Act 1996, Section 28 is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

Textual Amendments

- F1** S. 28(1)(a) substituted (9.5.2005 for specified purposes, 18.6.2012 for specified purposes, 5.11.2012 for specified purposes, 28.5.2013 for specified purposes) by **Criminal Justice Act 2003 (c. 44)**, s. 336(3)(4), **Sch. 3 para. 66(6)(a)**; S.I. 2005/1267, art. 2(1)(2)(a), Sch. Pt. 1; S.I. 2012/1320, art. 4(1)(c)(2)(3) (with art. 5) (see S.I. 2012/2574, art. 4(2) and S.I. 2013/1103, art. 4); S.I. 2012/2574, art. 2(2)(3)(c), Sch. (with arts. 3, 4) (as amended (4.11.2012) by S.I. 2012/2761, art. 2) (with S.I. 2013/1103, art. 4); S.I. 2013/1103, art. 2(1)(c)(2)(3) (with arts. 3, 4)
- F2** S. 28(1)(b) repealed (18.6.2012 for specified purposes, 5.11.2012 for specified purposes, 28.5.2013 for specified purposes) by **Criminal Justice Act 2003 (c. 44)**, s. 336(3)(4), **Sch. 3 para. 66(6)(b)**, **Sch. 37 Pt. 4**; S.I. 2012/1320, art. 4(1)(c)(d)(2)(3) (with art. 5) (see S.I. 2012/2574, art. 4(2) and S.I. 2013/1103, art. 4); S.I. 2012/2574, art. 2(2)(3)(c)(d), Sch. (with arts. 3, 4) (as amended (4.11.2012) by S.I. 2012/2761, art. 2) (with S.I. 2013/1103, art. 4); S.I. 2013/1103, art. 2(1)(c)(d)(2)(3) (with arts. 3, 4)
- F3** Words in s. 28(1)(c) inserted (24.2.2014) by **Crime and Courts Act 2013 (c. 22)**, s. 61(2), **Sch. 17 para. 37(3)** (with **Sch. 17 para. 39**); S.I. 2014/258, art. 2(b)

Marginal Citations

- M1** 1933 c. 36.

Status:

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Changes to legislation:

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