

Status: This version of this contains provisions that are prospective.

Changes to legislation: Domestic Violence, Crime and Victims Act 2004, Paragraph 3 is up to date with all changes known to be in force on or before 25 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) [View outstanding changes](#)

SCHEDULES

SCHEDULE 12

TRANSITIONAL AND TRANSITORY PROVISIONS

PROSPECTIVE

- 3 (1) This paragraph has effect, in relation to any time before the commencement of the repeal (by paragraph 51 of Schedule 3 to the Criminal Justice Act 2003) of section 6 of the Magistrates' Courts Act 1980 (c. 43), where—
- (a) a magistrates' court is considering under subsection (1) of that section whether to commit a person (“the accused”) for trial for an offence of murder or manslaughter, and
 - (b) the accused is charged in the same proceedings with an offence under section 5 above in respect of the same death.
- (2) If there is sufficient evidence to put the accused on trial by jury for the offence under section 5, there is deemed to be sufficient evidence to put him on trial by jury for the offence of murder or manslaughter.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- [Sch. 9 para. 26A](#) inserted by [2015 c. 2 Sch. 3 para. 12](#)