
Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Paragraph 22. (See end of Document for details)

SCHEDULES

SCHEDULE 11

PUBLIC HEALTH PROTECTION: FURTHER AMENDMENTS

Public Health (Control of Disease) Act 1984

22 After section 64 of the 1984 Act insert—

“64A Time limits for prosecutions

- (1) Notwithstanding anything in section 127(1) of the Magistrates' Courts Act 1980, a magistrates' court may try an information (or written charge) relating to an offence created by or under this Act if the information is laid (or the charge is issued)—
- (a) before the end of the period of 3 years beginning with the date of the commission of the offence, and
 - (b) before the end of the period of 6 months beginning with the date on which evidence which the prosecutor thinks is sufficient to justify the proceedings comes to the prosecutor's knowledge.
- (2) For the purposes of subsection (1)(b)—
- (a) a certificate signed by or on behalf of the prosecutor and stating the date on which such evidence came to the prosecutor's knowledge is conclusive evidence of that fact, and
 - (b) a certificate stating that matter and purporting to be so signed is to be treated as so signed unless the contrary is proved.”

Commencement Information

- I1** Sch. 11 para. 22 in force at 6.4.2010 for E. by S.I. 2010/708, art. 6(e) (with Sch. 2)
I2 Sch. 11 para. 22 in force at 26.7.2010 for W. by S.I. 2010/1547, art. 2(e) (with Sch. 1)

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