

### SCHEDULE 3

#### EVIDENCE

#### PART III

#### MODIFICATIONS TO PARTS VII AND VIII OF THE POLICE AND CRIMINAL EVIDENCE ACT 1984

- 18.** In relation to proceedings on an appeal under section 52FK of the Act—
- (a) Parts VII and VIII shall have effect as if any reference to proceedings included a reference to the proceedings on the appeal;
  - (b) Section 74 shall have effect as if any reference to the accused included a reference to the appellant;
  - (c) sections 76 and 78(1) shall have effect as if—
    - (i) any reference to an accused person included a reference to the appellant; and
    - (ii) any reference to the prosecution included a reference to the respondent;
  - (d) section 77 shall not have effect;
  - (e) section 79 shall have effect as if any reference to the defence or the accused included a reference to the appellant;
  - (f) section 80 shall have effect as if—
    - (i) any reference to the accused included a reference to the appellant;
    - (ii) any reference to the prosecution included a reference to the respondent; and
    - (iii) any reference to a person jointly charged with the accused included a reference to any person whose appeal under section 52FK of the Act is being heard by the court at the same time as the appellant's appeal; and
  - (g) section 81 shall not have effect.