
STATUTORY INSTRUMENTS

2005 No. 384

The Criminal Procedure Rules 2005

PART 8

**OBJECTING TO THE DISCONTINUANCE OF
PROCEEDINGS IN A MAGISTRATES' COURT**

Form of notice

8.2. Notice under section 23(3), (4) or (7) of the Prosecution of Offences Act 1985⁽¹⁾ shall be given in writing and shall contain sufficient particulars to identify the particular offence to which it relates; and, without prejudice to any other lawful method of giving notice, may be given by post in a registered letter or by the recorded delivery service, in which case it shall be treated as having been given on the date on which it is received for dispatch by the postal operator (within the meaning of the Postal Services Act 2000⁽²⁾) concerned.

[Note. Formerly rule 4 of the Magistrates' Courts (Discontinuance of Proceedings) Rules 1986.]

⁽¹⁾ Section 23(3) was amended by paragraphs 129 and 131 of Schedule 13 to the Access to Justice Act 1999 (c. 22) and paragraph 290 of Schedule 8 to the Courts Act 2003 (c. 39).
⁽²⁾ 2000 c. 26.