

MAGISTRATES'
COURTS
CRIMINAL
PRACTICE
2012

<http://www.pbookshop.com>

Published by
Jordan Publishing Limited
21 St Thomas Street
Bristol BS1 6JS

© Jordan Publishing Ltd 2012

All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any way or by any means, including photocopying or recording, without the written permission of the copyright holder, application for which should be addressed to the publisher. Crown Copyright material is reproduced with kind permission of the Controller of Her Majesty's Stationery Office.

Whilst the publishers and the author have taken every care in preparing the material included in this work, any statements made as to the legal or other implications of particular transactions are made in good faith purely for general guidance and cannot be regarded as a substitute for professional advice. Consequently, no liability can be accepted for loss or expense incurred as a result of relying in particular circumstances on statements made in this work.

British Library Cataloguing-in-Publication Data

A catalogue record for this book is available from the British Library.

ISSN 1471-4116

ISBN 978-1-84661-325-8

The publishers are grateful for permission to reproduce the following materials in this work:

(i) The Sentencing Guidelines Council's *Overarching Principles – Sentencing Youths: Definitive Guideline* (ii) The Magistrates' Association's *Magistrates' Court Sentencing Guidelines*; and (iii) The Justices' Clerks' Society's *Enforcement Checklist*.

PUBLISHER: Anthony Hawitt LLB

LEGAL EDITOR: Juliet Smith BA (Hons) Law

The Index is researched and compiled by Josephine Joyce.

Typeset in Great Britain by Letterpart Limited, Reigate
Printed and bound in Great Britain by CPI William Clowes Ltd, Beccles, Suffolk, England

Contents

Calendars for 2010–2013	Inside front cover
Foreword	vii
Introduction	ix
Table of Statutes	xxv
Table of Statutory Instruments	lxv
Table of Cases	lxxxii
Table of Practice Directions	cxix
Table of PACE Practice Directions	cxxi
Table of Abbreviations	cxxiii

PART I: Procedural Guides

SECTION A: CAUTIONS AND PENALTY NOTICES FOR DISORDER	9
A1. Police Cautions	9
A2. Conditional Cautions	13
A3. Penalty Notices for Disorder	15
SECTION B: COMMENCEMENT OF PROCEEDINGS	17
B1. Laying the Information or Written Charges	24
B2. Securing the Attendance of the Accused	34
SECTION C: LEGAL ADVICE AND REPRESENTATION	41
C1. Making an Application for Representation	50
C2. Renewal of Application for a Representation Order	60
C3. Amendment of Representation Orders	62
SECTION D: CONSTITUTION AND JURISDICTION	65
D1. Natural Justice and Disqualification of Magistrates	66
D2. Allocation of Powers	71
SECTION E: ADJOURNMENT, BAIL OR CUSTODY	75
E1. Prosecution Applications to Vary or Withhold Bail Previously Granted	77
E2. Applications for the Adjournment of a Case	80
E3. Bail or Custody (All Defendants)	85
E4. Conditions of Bail	98
E5. Removal or Variation of Bail Conditions	106
E6. Appointment of Different Time or Place to Answer Bail	111
E7. Failure to Comply with Bail Conditions	112
E8. Failure to Answer Bail	115

E9.	Estreatment of Recognisances and Forfeiture of Securities	119
E10.	Appeal by Prosecution Against the Grant of Bail	122
E11.	Remand Periods	124
E12.	Custody Time-Limits	125
 SECTION F: INDICATION OF PLEA, ADVANCE INFORMATION, MODE OF TRIAL AND PLEA		 129
F1.	Indication of Plea in Either-Way Cases	130
F2.	Initial Details	134
F3.	Mode of Trial in Criminal Damage and Aggravated Taking Without Consent Cases	135
F4.	Mode of Trial in all Either-Way Cases	138
F5.	Case Management	142
 SECTION G: SUMMARY TRIAL (NOT GUILTY PLEA)		 153
G1.	The Course of a Summary Trial (Not Guilty Plea)	153
G2.	Reporting Restrictions	160
 SECTION H: SUMMARY TRIAL (GUILTY PLEA)		 166
H1.	The Course of a Summary Trial (Guilty Plea)	167
H2.	Derogatory Assertions	173
 SECTION I: SENDING AN ACCUSED FOR TRIAL, COMMITTAL FOR TRIAL AND TRANSFER FOR TRIAL		 177
I1.	Sending an Accused for Trial (Crime and Disorder Act 1998, ss 51, 51A, 52)	180
I2.	Committal for Trial	184
I3.	Transfer for Trial	193
 SECTION J: EVIDENCE		 196
J1.	What has to be proved?	202
J2.	Relevance	204
J3.	Admissibility and Applications to Exclude	209
J4.	Burden of Proof	214
J5.	Disclosure of Evidence	219
J6.	Witnesses	228
J7.	How does the witness give evidence?	235
J8.	Special Measures Directions	240
J9.	Examination in Chief	243
J10.	Cross Examination	247
J11.	Hearsay	250
J12.	Evidence of Bad Character – Non Defendants	266
J13.	Evidence of Character – Defendants	269
J14.	Suspect Evidence	279
J15.	Identification Evidence	282
J16.	Silence and Confessions	289

SECTION K: SENTENCING IN THE ADULT COURT – OFFENCES COMMITTED ON OR AFTER 4 APRIL 2005	297
K1. Assessing Seriousness	300
K2. Financial Penalties (Adults)	307
K3. Community Penalties (Adults)	314
K4. Custodial Sentences (All Offenders)	322
K5. Suspended Sentences of Imprisonment	329
K6. Deferment of Sentence	332
K7. Committal to the Crown Court for Sentence	334
K8. Dangerous Offenders	337
K9. Remittal of Adult Offender to Another Court	341
K10. Ancillary Orders	343
K10.1. Restitution	343
K10.2. Deprivation Order	344
K10.3. Costs	345
K10.4. Recommendation for Deportation	346
K10.5. Compensation	347
K10.6. Exclusion from Licensed Premises	349
K10.7. Prohibition of Sale of Liquor to Habitual Drunkard	349
K10.8. Bind Over of a Defendant	350
K10.9. Bind Over of the Parent or Guardian of a Youth	351
K10.10. Registration of Sex Offender	352
K10.11. Sexual Offences Prevention Orders (SOPOs) – Sexual Offences Act 2003, s 104	353
K10.12. Exclusion Orders	354
K10.13. Football Banning Orders	354
K10.14. Restraining orders	355
K10.15. Wasted Costs Against a Party	364
K10.16. Parenting Orders	364
K10.17. Post-conviction Anti-social Behaviour Orders (ASBOs)	365
K10.18. Wasted Costs Against Representatives	367
 SECTION L: YOUTH COURT	 374
L1. General Procedure in the Youth Court	375
L2. Reprimands and Warnings, Penalty Notices for Disorder and Conditional Cautions	381
L3. Jurisdiction of the Youth Court	386
L4. Withholding Bail (Young Offenders)	390
L5. Procedure for Determining the Appropriate Sentence for a Young Offender	394
L6. Orders Available on Conviction of Children and Young Persons	397
L7. Requirements Available in Youth Rehabilitation Orders	407
L8. Enforcement of Youth Rehabilitation Order Requirements	414
 SECTION M: ROAD TRAFFIC ENDORSEMENT	 423
M1. Road Traffic Endorsement	424

M2.	Use of Interim Disqualification	434
M3.	Disqualification for Vehicle Related Crime	435
M4.	Disqualification until Test Passed	437
SECTION N: OFFENDERS SUFFERING FROM MENTAL DISORDER		438
N1.	Deciding whether the Defendant is Guilty of an Offence or Committed the Act or Made the Omission	439
N2.	Obtaining Reports on the Defendant's Mental Health	442
N3.	Dealing with Defendants after Transfer from Prison to Hospital	446
N4.	Special Sentencing Provisions for Defendants Suffering from Mental Disorder	448
SECTION O: ENFORCEMENT		455
O1.	Monetary Penalties	456
O2.	Conditional Discharge	478
O3.	Action Plan Orders and Reparation Orders	480
O4.	Community Orders	484
O5.	Attendance Centre Orders	493
O6.	Supervision Orders	498
O7.	Parenting Orders	502
O8.	Suspended Sentences	503
O9.	Prison Licences and Commission of Further Offences	506
O10.	Detention and Training Orders	511
O11.	Anti-social Behaviour Orders Ancillary to Sentence	512
O12.	Deferment of Sentence	514
SECTION P: MISBEHAVIOUR IN A MAGISTRATES' COURT		515
P1.	Removal of Persons from the Court (Other than the Defendant)	517
P2.	Removal of the Defendant from Court	517
P3.	Arrest and Punishment for Contempt in the Courtroom	519
P4.	Arrest and Punishment for Contempt Outside the Courtroom	524
P5.	Contempt by Taking Photographs or Making Sketches	526
P6.	Contempt of Court by the Use of Tape Recorders	527
P7.	Refusal by a Witness to Give Evidence	528
SECTION Q: CIVIL APPLICATIONS		530
Q1.	Civil Recovery of Cash in Summary Proceedings under The Proceeds of Crime Act 2002	530
Q1.1.	Powers of Search and Seizure	531
Q1.2.	Detention of cash and release of cash	533
Q1.3.	Forfeiture, appeals and compensation	537
Q2.	Banning Orders under the Football Spectators Act 1989	541

Q2.1.	Banning orders under section 14A following conviction for a relevant offence – (Criminal Proceedings)	542
Q2.2.	Banning Orders for Offences committed outside England and Wales under section 22 of the Football Spectators Act 1989	546
Q2.3.	Banning Orders made on a Complaint under section 14B – (Civil Proceedings)	547
Q2.4.	Banning Orders Generally	550
Q3.	Free Standing Applications for ASBOs in the Magistrates' Court	553
Q3.1.	Free Standing ASBO Applications	554
Q3.2.	Variation, Discharge, Appeal and Breach	557
Q3.3.	Interim ASBO	558
Q3.4.	Ancillary issues – Publicity, Parenting Orders and Individual Support Orders	561
Q4.	Violent Offender Orders under the Criminal Justice and Immigration Act 2008	563
Q5.	Drinking Banning Orders	569
SECTION R: APPEALS		577
R1.	Appeal against Conviction	579
R2.	Appeal against Sentence	583
R3.	Stating a Case to the Divisional Court	587
R4.	Application for Bail Pending Appeal	595
R5.	Judicial Review	598
R6.	Application to Suspend Disqualification Pending Appeal	607
R7.	Power of the Magistrates' Court to Rectify Mistakes	609

PART II: Elements of Offences

DEFINITIONS	621	
OFFENCES	625	
1.	Affray – Public Order Act 1986, s 3	625
2.	Aggravated vehicle-taking – Theft Act 1968, s 12A	626
3.	Alcohol, sale to a person who is drunk – Licensing Act 2003, s 141	627
4.	Alcohol, sale to children – Licensing Act 2003, s 146	629
5.	Alcohol, allowing sale to children – Licensing Act 2003, s 147	631
6.	Animal cruelty – Animal Welfare Act 2006, s 4	633
7.	Arranging or Facilitating Child Prostitution or Pornography – Sexual Offences Act 2003, s 50	635
8.	Assault Causing Actual Bodily Harm – Offences Against the Person Act 1861, s 47	636
9.	Assault on a Police Officer – Police Act 1996, s 89	637

10. Assault with Intent to Resist Apprehension – Offences Against the Person Act 1861, s 38	638
11. Breach of Requirement of a Community Order – Criminal Justice Act 2003, Schedule 8	639
12. Breach of an Anti-social Behaviour Order – Crime and Disorder Act 1988, s 1(10)	640
13. Breach of Non-molestation Order – Family Law Act 1996, s 42A	641
14. Breach of Restraining Order – Protection from Harassment Act 1997, s 5(5)	641
15. Brothel Keeping – Sexual Offences Act 2003, s 55	642
16. Burglary – Theft Act 1968, s 9(1)(a)	643
17. Burglary – Theft Act 1968, s 9(1)(b)	644
18. Causing or Inciting Child Prostitution or Pornography – Sexual offences Act 2003, s 48	645
19. Causing or Inciting Prostitution for Gain – Sexual Offences Act 2003, s 52	646
20. Common Assault – Criminal Justice Act 1988, s 39	647
21. Communication Network Offences: Improper Use of Public Electronic Communications Network – Communications Act 2003, s 127	648
22. Controlling a Child Prostitute or a Child Involved in Pornography – Sexual Offences Act 2003, s 49	649
23. Criminal Damage – Criminal Damage Act 1971, s 1(1)	650
24. Cruelty to a Child – Children and Young Persons Act 1933, s 1(1)	652
25. Disorderly Behaviour – Public Order Act 1986, s 5	654
26. Disorderly Behaviour with intent to cause Harassment, Alarm or Distress – Public Order Act 1986, s 4A	655
27. Drugs: Possession – Misuse of Drugs Act 1971, s 5	656
28. Drugs: Production, Supply and Possession with the intent to supply – Misuse of Drugs Act 1971, s 4	659
29. Drugs: Cultivation of Cannabis – Misuse of Drugs Act 1971, s 6	662
30. Drunk and Disorderly – Criminal Justice Act 1967, s 91	663
31. Electricity, Abstract/Use Without Authority – Theft Act 1968, s 13	664
32. Evasion of Duty – Customs and Excise Management Act 1979, s 170	664
33. Exposure – Sexual Offences Act 2003, s 66	665
34. Failure to Surrender to Bail – Bail Act 1976, s 6	666
35. Football-related offences: Being drunk in, or whilst trying to enter ground – Sporting Events (Control of Alcohol etc) Act 1985, s 2(2)	667
36. Football related offences: Going onto playing area or adjacent area to which spectators are not admitted – Football (Offences) Act 1991, s 4	668
37. Football related offences: Possession of liquor whilst entering	

	or trying to enter the ground – Sporting Events (Control of Alcohol etc) Act 1985, s 2(1))	669
38.	Football related offences: Throwing Missiles – Football (Offences) Act 1991, s 2	670
39.	Football-related offences: Unauthorised or attempted sale of ticket – Criminal Justice and Public Order Act 1984, s 166	671
40.	Going equipped for theft etc – Theft Act 1968, s 25	673
41.	Handling stolen goods – Theft Act 1968, s 22	673
42.	Harassment: Conduct causing fear of violence – Protection from Harassment Act 1997, s 4	676
43.	Harassment: Conduct causing harassment – Protection from Harassment Act 1997, s 2	677
44.	Sexual Assault – Sexual Offences Act 2003, s 3 (Formerly Indecent Assault – Sexual Offences Act 1956, ss 14 and 15)	678
45.	Indecent photographs etc – Protection of Children Act 1978, s 1(1) and Criminal Justice Act 1988, s 160(1)	680
46.	Making off without payment – Theft Act 1978, s 3	682
47.	Obstructing a Police Officer – Police Act 1996, s 89(2)	683
48.	Obtaining by Deception – Theft Act 1968, s 15	685
49.	Possession of a bladed weapon – Criminal Justice Act 1988, s 139	686
50.	Possession of an offensive weapon – Prevention of Crime Act 1953, s 1	687
51.	Racially or religiously aggravated assault causing actual bodily harm – Offences Against the Person Act 1861, s 47 and Crime and Disorder Act 1998, s 29	689
52.	Racially or religiously aggravated common assault – Criminal Justice Act 1988, s 39 and Crime and Disorder Act 1988, s 29	689
53.	Racially or religiously aggravated criminal damage – Criminal Damage Act 1971, s 1 and Crime and Disorder Act 1988, s 30	689
54.	Racially or religiously aggravated disorderly behaviour – Public Order Act 1986, s 5 and Crime and Disorder Act 1988, s 31	689
55.	Racially or religiously aggravated disorderly behaviour with intent to cause harassment, alarm or distress – Public Order Act 1986, s 4A and Crime and Disorder 1988, s 31	690
56.	Racially or religiously aggravated harassment: conduct causing fear of violence – Protection from Harassment Act 1997, s 4 and Crime and Disorder 1988, s 32	690
57.	Racially or religiously aggravated harassment: conduct causing harassment – Protection from Harassment Act 1997, s 2 and Crime and Disorder 1988, s 32	690
58.	Racially or religiously aggravated threatening behaviour – Public Order Act 1986, s 4 and Crime and Disorder 1988, s 31	690
59.	Racially or religiously aggravated wounding: grievous bodily harm – Offences Against the Person Act 1861, s 20 and Crime and Disorder 1988, s 29	691
60.	School non-attendance – Education Act 1996, s 444(1A)	691

61.	Sex Offenders' Register: Failure to Comply with Notification Requirements – Sexual Offences Act 2003, s 91	694
62.	Sexual activity in a public lavatory – Sexual Offences Act 2003, s 71	696
63.	Social Security: False representation to obtain benefit – Social Security Administration Act 1992, s 112	696
64.	Taking vehicle without consent – Theft Act 1968, s 12	699
65.	Tax Credit Fraud – Tax Credits Act 2002, s 35	701
66.	Taxi Touting/Soliciting for Hire – Criminal Justice and Public Order Act 1994, s 167	702
67.	Television Licence, None – Communications Act 2003, s 363	703
68.	Theft – Theft Act 1968, s 1	705
69.	Threatening behaviour – Public Order Act 1986, s 4	708
70.	Vehicle interference – Criminal Attempts Act 1981, s 9	709
71.	Violent disorder – Public Order Act 1986, s 2	710
72.	Voyeurism – Sexual Offences Act 2003, s 67	710
73.	Witness Intimidation/Harm – Criminal Justice and Public Order Act 1994, s 51	712
74.	Wounding: Grievous bodily harm – Offences Against the Person Act 1861, s 20	715
75.	Careless driving – Road Traffic Act 1988, s 3	715
76.	Causing death by careless or inconsiderate driving – Road Traffic Act 1988, s 2B	716
77.	Causing death by driving: unlicensed, disqualified or uninsured drivers – Road Traffic Act 1988, s 3ZB	717
78.	Dangerous driving – Road Traffic Act 1988, s 2	718
79.	Driving whilst disqualified – Road Traffic Act 1988, s 103	719
80.	Excess alcohol (drive or attempt to drive) – Road Traffic Act 1988, s 5(1)(a)	720
81.	Failing to stop/Failing to report – Road Traffic Act 1988, s 170(4)	721
82.	No insurance – Road Traffic Act 1988, s 143	722
83.	Alcohol/Drugs: In charge over excess alcohol limit – Road Traffic Act 1988	723
84.	Alcohol/Drugs: In charge whilst unfit through drink/drugs – Road Traffic Act 1988, s 4	724
85.	Alcohol/Drugs: Refusing evidential specimen – Road Traffic Act 1988, s 7	726
86.	Alcohol/Drugs: Refusing roadside breath test – Road Traffic Act 1988, s 6	727
87.	Driver Not supplying details – Road Traffic Act 1988, s 172	729
88.	Licence Offences: No driving licence, where could be covered, e.g. if licence is not renewed, but would have covered class of vehicle driven, or holder of full licence has lost or misplaced it – Road Traffic Act 1988, s 87	730
89.	Licence Offences: Driving not in accordance with provisional licence – Road Traffic Act 1988, s 87 and Motor Vehicles (Driving Licences) Regulations 1999, rr 15–19	731

90. Licence Offences: No excise licence – Vehicle Excise and Registration Act 1994, s 29	732
91. Lights: Driving without – Road Traffic Act 1988, s 42 and Road Vehicles Lighting Regulations 1989	733
92. Ownership: Not notifying DVLA of change etc – Vehicle Excise and Registration Act 1994, s 46A and Road Vehicles (Registration and Licensing) Regulations 2002, rr 21–25	733
93. Parking Offences: Dangerous position – Road Traffic Act 1988, s 22	734
94. Parking Offences: Pelican/zebra crossing – Road Traffic Regulation Act 1984, s 25 and Zebra, Pelican and Puffin Pedestrian Crossing Regulations 1997, r 18	735
95. Test Certificate: Not held – Road Traffic Act 1988, s 47	735
96. Traffic Direction Offences – Road Traffic Act 1988, s 36	736
97. Traffic or Police Signs: Fail to comply – Road Traffic Act 1988, s 35	737
98. Vehicle defects: brakes/steering/tyres – Road Traffic Act 1988, s 41A	737
99. Vehicle defects: Exhaust emission and other offences – Road Traffic Act 1988, s 42	738
100. Loads: Using vehicle in dangerous condition – Road Traffic Act 1988, s 40A	738
101. Loads: Goods vehicles and motor vehicles or trailers adapted to carry more than eight passengers – Road Traffic Act 1988, s 41B	739
102. Motorway Offences – Road Traffic Regulation Act 1984, s 17(4) and Motorways Traffic (England and Wales) Regulations 1982	740
103. Operators Licence: Not held – Goods Vehicles (Licensing of Operators) Act 1995	743
104. Tachograph: Not properly used – Transport Act 1968, s 97 and Community Recording Equipment Regulations Recording Equipment in Road Transport (Regulation (EEC) 3821/85), Chapter IV	744
105. Tachograph: falsification/fraudulent use – Transport Act 1968, s 99(5)	745
106. Speed limiters not being used or incorrectly calibrated – Road Traffic Act 1988, s 42 and Road Vehicles (Construction and Use) Regulations 1986, r 36A	745
107. Fail to give sample for testing for Class A Drugs – Police and Criminal Evidence Act 1984, s 63	746
108. Fraud by abuse of position – Fraud Act 2006, s 4	748
109. Fraud by failing to disclose information – Fraud Act 2006, s 34	749
110. Fraud by false representation – Fraud Act 2006, s 2	750
111. Possession of articles for use in fraud – Fraud Act 2006, s 6	751
112. Possession of False Identity Documents – Identity Card Act 2006, s 25	752
113. Fail to stop when required by police constable – Road Traffic Act 1988, s 163	753

114. Mobile telephones – use whilst driving/cause or permit/supervising a provisional licence holder	754
115. Railway fare evasion – Regulation of Railways Act 1889, s 5(1)	757
116. Railway fare evasion – Regulation of Railways Act 1889, s 5(3)	758
117. Soliciting or loitering for the purposes of prostitution – Street Offences Act 1959	759
118. Threats to kill – Offences Against the Person Act 1861, s 16	761

PART III: Statutes

Access to Justice Act 1999	767
Administration of Justice (Miscellaneous Provisions) Act 1933	781
Attachment of Earnings Act 1971	783
Bail Act 1976	805
Bail (Amendment) Act 1993	833
Bankers' Books Evidence Act 1879	835
Children and Young Persons Act 1933	837
Children and Young Persons Act 1963	852
Children and Young Persons Act 1969	855
Contempt of Court Act 1981	866
Coroners and Justice Act 2009	881
Courts Act 2003	887
Crime (International Co-operation) Act 2003	890
Crime and Disorder Act 1998	898
Criminal Evidence Act 1898	955
Criminal Justice Act 1925	956
Criminal Justice Act 1948	958
Criminal Justice Act 1967	961
Criminal Justice Act 1972	964
Criminal Justice Act 1982	965
Criminal Justice Act 1987	967
Criminal Justice Act 1988	977
Criminal Justice Act 1991	986
Criminal Justice Act 2003	995
Criminal Justice and Immigration Act 2008	1118

Criminal Justice and Public Order Act 1994	1182
Criminal Justice and Police Act 2001	1201
Criminal Law Act 1977	1207
Criminal Procedure Act 1865	1212
Criminal Procedure and Investigations Act 1996	1215
Customs and Excise Management Act 1979	1254
Documentary Evidence Act 1868	1255
Football Spectators Act 1989	1257
Human Rights Act 1998	1274
Immigration Act 1971	1291
Interpretation Act 1978	1293
Magistrates' Courts Act 1980	1305
Magistrates' Courts (Appeals from Binding Over Orders) Act 1956	1436
Mental Health Act 1983	1437
Oaths Act 1978	1465
Police and Criminal Evidence Act 1984	1466
Powers of Criminal Courts (Sentencing) Act 2000	1576
Proceeds of Crime Act 2002	1755
Prosecution of Offences Act 1985	1766
Rehabilitation of Offenders Act 1974	1786
Road Traffic Offenders Act 1988	1799
Road Traffic Regulation Act 1984	1891
Sexual Offences (Amendment) Act 1992	1892
Social Security Administration Act 1992	1900
Solicitors Act 1974	1901
Senior Courts Act 1981	1902
Theft Act 1968	1910
Youth Justice and Criminal Evidence Act 1999	1911

PART IV: Statutory Instruments

Assistants to Justices' Clerks Regulations 2006	1941
Attendance Centre Rules 1995	1943
Civil Procedure Rules 1998	1945

Costs in Criminal Cases (General) Regulations 1986	1985
Costs in Criminal Cases (General) Regulations 1986 – Rates of Allowances	1992
Criminal Defence Service (Financial Eligibility) Regulations 2006	1995
Criminal Defence Service (General) (No 2) Regulations 2001	2002
Criminal Defence Service (Representation Orders and Consequential Amendments) Regulations 2006	2024
Criminal Defence Service (Representation Orders: Appeals etc) Regulations 2006	2026
Criminal Justice Act 1991 (Notice of Transfer) Regulations 1992	2029
Criminal Justice Act 2003 (Conditional Cautions: Financial Penalties) Order 2009	2031
Criminal Procedure Rules 2011	2033
Fines (Deductions from Income Support) Regulations 1992	2352
Justices' Clerks Rules 2005	2357
Justices of the Peace (Size and Chairmanship of Bench) Rules 2005	2364
Magistrates' Courts (Attachment of Earnings) Rules 1971	2374
Magistrates' Courts (Attendance Centre) Rules 1992	2383
Magistrates' Courts (Children and Young Persons) Rules 1992	2384
Magistrates' Courts (Detention and Forfeiture of Cash) Rules 2002	2390
Magistrates' Courts (Hearsay Evidence in Civil Proceedings) Rules 1999	2396
Magistrates' Courts (Violent Offender Orders) Rules 2009	2399
Prosecution of Offences Act 1985 (Specified Proceedings) Order 1999	2400
Prosecution of Offences (Custody Time Limits) Regulations 1987	2401
Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975	2407
Youth Courts (Constitution) Rules 1954	2418
Youth Courts (Constitution of Committees and Right to Preside) Rules 2007	2418

PART V: Practice Directions

Practice Direction 8 July 2002	2427
Practice Direction 18 May 2004	2464
Practice Direction – Appeals	2475

Practice Direction – Judicial Review	2513
--------------------------------------	------

PART VI: Codes of Practice and Guidelines

Magistrates’ Court Sentencing Guidelines	2523
Sentencing for possession of a weapon – knife crime	2773
SGC Overarching Principles – Sentencing Youths Definitive Guideline	2775
Youth Court Bench Book	2799
Index	2813

<http://www.pbookshop.com>