

Notice to defendant: proof by written statement

*(Criminal Procedure Rules, r 27.1(2);
s.9 Criminal Justice Act 1967)*

To A.B. of

On the day of, 19, the Magistrates' Court sitting at will hear evidence relating to the following charge(s) against you.

This offence (or these offences) may be tried before a jury or by the Magistrates' Court) (or may be tried by the Magistrates' Court).

Written statements have been made by the witnesses named below and copies of their statements are enclosed. [If the offence is (or the offences are) tried by the Magistrates' Court]. Each of these statements will be tendered in evidence before the magistrates unless you want the witness to give oral evidence. If you want any of these witnesses to give oral evidence you should inform me as soon as possible. If you do not do so within 7 days of receiving this notice you will lose your right to prevent the statement being tendered in evidence and you will be able to require the attendance of the witness only with the leave of the Court. . . .

...

(**A (prepaid) reply form (and prepaid envelope) is/are enclosed and it will help to save time and expense if you reply whether or not you wish any of these witnesses to give oral evidence.

(**Omit if documents are sent to defendant's solicitor.)

If you intend to consult a solicitor about your case you should do so at once and hand this notice and the statements to him so that he may deal with them.)

Names of witnesses whose statements are enclosed

Address any reply to:

..... (Signed)

..... (On behalf of the Prosecutor.)

[Note: Formerly form 14, Magistrates' Courts' (Forms) Rules 1981 (SI 1981/553), relating to rule 70 of the Magistrates' Courts Rules 1981 and section 9 of the Criminal Justice Act 1967].