

AMENDMENT NO. 11 TO THE CRIMINAL PRACTICE DIRECTIONS 2015

Introduction

This is the eleventh amendment to the Criminal Practice Directions 2015.¹ It was issued by the Lord Chief Justice on 29th October 2020 and came into force on the 16th November 2020.

In this amendment:

1. **In CPD 1 General matters at paragraph 3A.21, after subparagraph (l) insert:**
(m) cases in which a substantial quantity of unused prosecution material has been disclosed, or will be disclosed, or in which the disclosure of such material raises complex questions of law or procedure.
2. **In CPD 1 General Matters at paragraph 3M.1:**
 - a) After “It applies to an application to authorise the carriage of firearms or tasers in court” add in “for security purposes”.
 - b) After the sentence “It does not apply to officers who are carrying CS spray or PAVA incapacitant spray, which is included in the standard equipment issued to officers in some forces and therefore no separate authorisation is required for its carriage in court.” add in “Likewise, no separate authorisation is required for officers carrying tasers as part of their operational equipment where they are attending court on routine court business or to give evidence. If, however, the carrying of tasers is part of a tactical deployment for security purposes then an application must be made in accordance with the following provisions to ensure the court is aware of the arrangements sought.”
3. **In CPD 1 General matters at paragraph 3N.13:**
After “This is to ensure that the court can engage properly with the youth and that the necessary level of engagement can be facilitated with the Youth Offending Team worker, defence representative and/or appropriate adult” add in “responsible for the youth’s care”.
4. **In CPD II Preliminary proceedings at subparagraph 7A.5(a)(iv):**

¹ [2015] EWCA Crim 1567. Amendment Number 1 [2016] EWCA Crim 97 was issued by the Lord Chief Justice on 23rd March 2016 and came into force on the 4th April 2016. Amendment Number 2 [2016] EWCA Crim 1714 was issued by the Lord Chief Justice on 16th November 2016 and came into force on 16th November 2016. Amendment Number 3 [2017] EWCA Crim 30 was issued by the Lord Chief Justice on 31st January 2017 and came into force on 31st January 2017. Amendment Number 4 [2017] EWCA Crim 310 was issued by the Lord Chief Justice on 28th March 2017 and came into force on 3rd April 2017. Amendment Number 5 [2017] EWCA Crim 1076 was issued by the Lord Chief Justice on 27th July 2017 and came into force on 2nd October 2017. Amendment Number 6 [2018] EWCA Crim 516 was issued by the Lord Chief Justice on 21st March 2018 and came into force on 2nd April 2018. Amendment Number 7 [2018] EWCA Crim 1760 was issued by the Lord Chief Justice on 26th July 2018 and came into force on the 1st October 2018. Amendment Number 8 EWCA [2019] Crim 495 was issued by the Lord Chief Justice on 28th March 2019 and came into force on the 1st April 2019; Amendment Number 9 [2019] EWCA Crim 1603 was issued by the Lord Chief Justice on 10th October 2019 and comes into force on 14th October 2019; Amendment Number 10 EWCA [2020] Crim 604 was issued by the Lord Chief Justice on 12th May 2020 and came into force on the 13th May 2020.

Remove the word “required” and after “local authority officer” add in “responsible for the defendant’s care”.

5. **CPD V EVIDENCE 18 18E.1 in subparagraph (i):**
After “special measures” remove the word “hearing” and replace with “determination”