

**NOTICE OF INTENTION TO APPLY FOR  
A SERIOUS CRIME PREVENTION ORDER IF THE DEFENDANT IS  
CONVICTED OF A SERIOUS OFFENCE  
AND PROPOSED APPLICATION**

*(Criminal Procedure Rules<sup>1</sup>, Rule 31.3)*

**R. v** .....

**Case reference number:** .....

**In the Crown Court at** .....

**1. THIS NOTICE is to tell** *(name and address of the defendant against whom the prosecutor intends to apply to the court for a serious crime prevention order)*

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**that if you are convicted of one or more serious offences,<sup>2</sup> the prosecutor intends to apply to the court for a serious crime prevention order to be made against you.**

**2. THE TERMS OF THE ORDER the prosecutor wants the court to make are:<sup>3</sup>**

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<sup>1</sup> The Criminal Procedure Rules can be viewed on-line, at <http://www.justice.gov.uk/courts/procedure-rules/criminal/rulesmenu>

<sup>2</sup> “Serious offence” is defined in section 2(2) of the Serious Crime Act 2007 (the 2007 Act).

<sup>3</sup> See sections 5 and 39 of the 2007 Act as to the terms that may be included in the order.

**3. THIS NOTICE is also to tell** *(enter here the name and address of any person(s) on whom the proposed order would be likely to have a significant adverse effect)*<sup>1</sup>

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**that if the defendant is convicted of one or more serious offence(s), the prosecutor intends to apply to the court for a serious crime prevention order.**

**4. NOTICE**

**If you are named in section 1 of this notice as the defendant,** you may make representations at a hearing about the proposed order. (Written notice of any evidence you rely on needs to be served on the court officer and the prosecutor.)<sup>2</sup>

**If you are named in section 3 of this notice as a person on whom the order would be likely to have a significant adverse effect,** you may make an application to the court to be allowed to make representations at a hearing about the proposed order.

**5. Name and address of prosecutor:**

Name .....

Address .....

Prosecuting authority<sup>3</sup> .....

<sup>1</sup> See section 9(4) of the 2007 Act.

<sup>2</sup> See rules 31.3(4) and 31.6.

<sup>3</sup> See section 8 of the 2007 Act for limited class of applicants for such orders.

**6. Serious offence(s) with which the defendant is charged / has been convicted:**

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**7. Third party rights and interests to be drawn to the attention of the court:**

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**8. Attachments in support of the proposed application:**

The prosecutor attaches the following material upon which the application will be based (*attach items (i) and (ii) in every case and (iii) and (iv) where applicable.*):

(i) **Description of behaviour** (a list, or lists, with dates, of the specific facts upon which the prosecutor will rely in making this application.)

(ii) **Evidence to be relied on** (e.g. witness statements, any previous convictions):

(a) a list, or lists, of such evidence that has already been served;

(b) a list, or lists, of such evidence that has not yet been served and is attached to and served with this notice.

(iii) **Notice of any hearsay evidence to be relied on.**<sup>1</sup>

(iv) **Other documents served with this notice** (*the prosecutor is required to list below and attach all other documents now served.*)

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<sup>1</sup> See rule 31.6.

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**Signed** .....

**Prosecutor**

**Date** .....

**This notice and proposed application must be served, with the listed attachments upon which the application will be based, as soon as possible (without waiting for a verdict) on the court officer, the defendant and any person on whom the order would be likely to have a significant adverse effect.**