



**APPEAL TO THE COURT OF APPEAL AGAINST RULING
IN PREPARATORY HEARING**

(Criminal Procedure Rules, Part 37)

NOTICE and **GROUND**s of appeal or application for permission to appeal under s.9(11) Criminal Justice Act 1987 or s.35(1) Criminal Procedure and Investigations Act 1996 or s.47(1) Criminal Justice Act 2003 (Preparatory Hearing) (*Criminal Procedure Rules, r.37.3(1)*)

**ON COMPLETION PLEASE SEND THIS FORM TO THE REGISTRAR, CRIMINAL APPEAL OFFICE,
ROYAL COURTS OF JUSTICE, STRAND, LONDON, WC2A 2LL**

Please ensure that you have read the notes for guidance attached **before** completing this form. Write in **BLACK INK** and use **BLOCK CAPITALS**.

The Appellant give full name	Surname _____	Prison Index No.					
	Forenames _____	<table border="1"><tr><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td></tr></table>					
If in custody give Prison Index No. and address where detained	Address _____						
	Postcode _____ Date of Birth _____						

Preparatory Hearing	At _____ Crown Court
	Name of Judge _____
	Dates of Hearing _____ Indictment Number _____
	The preparatory hearing was held under * s.7(1) CJA 1987 / s.29(1) CPIA 1996 / s.45(2) CJA 2003 * delete as appropriate

Ruling	Specify each order or ruling in respect of which appeal or application for permission to appeal is made: (A transcript or note of each order or ruling <u>must</u> be attached).
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Application to the Crown Court <i>Please tick as appropriate</i>	State whether there was an application to the Judge of the Crown Court for permission to appeal	No <input type="checkbox"/>	Yes <input type="checkbox"/>
	If yes, was the application granted?	No <input type="checkbox"/>	Yes <input type="checkbox"/>
	If applicable, state the grounds on which the application was granted:		

Ancillary Applications <i>(SEE NOTES 1,4 & 9) Please tick as appropriate</i>	The appellant is applying for:
	<input type="checkbox"/> Extension of time in which to give notice of appeal or application for permission to appeal (give reasons below) <input type="checkbox"/> Permission to be present
If you require an extension of time in which to give notice of appeal you must state reasons:	

Grounds of Appeal

(see notes 5 and 7)

Identify each ground of appeal on which the appellant relies, numbering them consecutively (if there is more than one) and concisely outlining each argument in support. Summarise such facts of the case as are relevant and necessary for the proper consideration of each argument.

Authorities

Identify any relevant authorities to be cited:

Certificate of Service
(r37.3(2)(f)
CrimPR)

Give details of those on whom notice of this appeal / application and supporting documents have been served and the date and method of service.

Signature	Signed _____ Date _____ Appellant / Solicitor / Counsel* *Delete as appropriate
	Details of Solicitor / Counsel* signing on behalf of the appellant: Name _____ Address _____ _____ _____ Postcode _____ Solicitor's Reference _____

For Prison Use	This notice was handed to me by the appellant today. Signed _____ Prison Officer Date _____ Appellant's Index No. _____
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For Criminal Appeal Office Use	Date Received _____ Date Acknowledged _____
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Notes for guidance on the completion of this form

1. Appeal lies to the Court of Appeal Criminal Division from a ruling of a judge at a preparatory hearing under s.9(3)(b),(c) or (d) of the Criminal Justice Act 1987 (serious fraud cases), or under s.31(3) of the Criminal Procedure and Investigations Act 1996 (other complex and lengthy cases) or under s.46(3) or (5) of the Criminal Justice Act 2003 (jury tampering), with the permission of that judge or of the Court of Appeal. This form should be served on the Registrar of Criminal Appeals not more than 5 business days after the making of the ruling, or where application for permission to appeal is made to a judge of the Crown Court not more than 5 business days after that application being determined or withdrawn. An application to the judge of the Crown Court for permission to appeal should be made (a) orally immediately after the making of the ruling or (b) in writing not more than 2 business days after that order or ruling. (A written application must include the same information as an appeal notice (with the necessary adaptations) and must be served on the Crown Court Officer and every party directly affected by the order or ruling). Where such an application for permission has been made to the judge of the Crown Court, that fact must be stated in the notice. Where permission has been granted by the judge of the Crown Court, the grounds on which permission has been granted must be stated.
2. The notice comprised in this form will be treated as a notice of appeal where permission to appeal is not required.
3. A copy of this form, including these notes for guidance, must be served on the appropriate officer of the Crown Court and on all parties to the preparatory hearing who are directly affected by the ruling at the same time as the form is served on the Registrar of Criminal Appeals.
4. In reckoning the period of time for service of a notice of appeal etc., if the period includes Saturday, Sunday, a Bank Holiday, Christmas Day or Good Friday, that day is excluded.
5. This form must be accompanied by any documents or other items (or copies thereof) necessary for the proper determination of the appeal or application including:-
 - (i) **a transcript or note of each order or ruling against which the appellant wants to appeal;**
 - (ii) **all relevant skeleton arguments considered by the Crown Court Judge;**
 - (iii) **any written application for permission to appeal that the appellant made to the Crown Court Judge;**
 - (iv) **a transcript or note of the decision by the Crown Court Judge on any application for permission to appeal, and**
 - (v) **any other document or thing that the appellant thinks the Court will need to decide the appeal.**
6. If you have the benefit of a Representation Order in respect of the proceedings in the Crown Court that Order includes the right to representation in relation to these interlocutory appeal proceedings as they are incidental to the Crown Court criminal proceedings: Access to Justice Act 1999 Sch. 1 para 2 (2).
7. Grounds of appeal settled by counsel must be signed by counsel.
8. A party in whose favour the ruling was made – the respondent – wishing to oppose the appeal must, not more than 5 business days after receipt of his copy of the notice comprised in this form, serve on the Registrar, with copies to the appellant, all parties on whom the appellant served the notice, and the appropriate Crown Court Officer, a notice in the form required under rule 37.5(4) of the Criminal Procedure Rules stating the date on which the appellant's notice was received; identifying each ground of opposition on which the respondent relies, numbering them consecutively (if there is more than one), concisely outlining each argument in support and identifying the ground of appeal to which each relates, summarising any relevant facts not already summarised in the appeal notice; identifying any relevant authorities; including any ancillary applications; and identifying any other document or thing the respondent thinks the Court will need to decide the appeal (r.37.5(5)).
9. A party to the appeal who is in custody has a right to attend a hearing in public. The Court or Registrar may direct that such a party is to attend a hearing by live link.