

APPLICATION TO EXCLUDE HEARSAY EVIDENCE

WHERE NO NOTICE IS REQUIRED

(Criminal Procedure Rules, rule 20.3)

Case details

Name of defendant:

Court:

Case reference number:

Charge(s):

This is an application by [the prosecutor]

[..... (name of defendant)]

I object to the introduction of the following hearsay evidence (describe the evidence to which you object):

served by [the prosecutor] [..... (name of co-defendant)] on (date) **and contained in** (identify the statement(s) or exhibits(s) in which the evidence is contained):

because that evidence is not admissible, for the reason(s) explained in box 1 below.

How to use this form. Use this form ONLY where another party serves hearsay evidence of which NO notice is required (e.g. business documents): see the note to Criminal Procedure Rule 20.2.

1. Complete the boxes above and give the details required in the boxes below. If you use an electronic version of this form, the boxes will expand. If you use a paper version and need more space, you may attach extra sheets.

2. Sign and date the completed form.

3. Send a copy of the completed form to:

- (a) the court, and**
- (b) each other party to the case.**

Note:

You must send this form so as to reach the recipients **not more than 14 days after:**

- (a) service of the evidence to which you object, or
- (b) the defendant pleads not guilty

whichever happens last.

The court may extend that time limit, **but if you are late you must explain why.**

1) Reasons for objecting. Explain why the hearsay evidence is not admissible, by reference to the relevant provision(s) of the Criminal Justice Act 2003.

2) Reasons for any extension of time required. If this application is served late, explain why.

Signed: [prosecutor]
[defendant / defendant's solicitor]

Date: