

Deputy Public Prosecutors and Assistants

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Enacting Formula

THE SCHEDULE

Legislative History

CRIMINAL PROCEDURE CODE (CHAPTER 68, SECTION 336(3))

DEPUTY PUBLIC PROSECUTORS AND ASSISTANTS

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G.N. No. S 597/2006

REVISED EDITION 2008

(31st January 2008)

[20th October 2006]

The Attorney-General has appointed —

- (a) the officers set out in Part I of the Schedule to assist the Attorney-General and to act as his deputies in the performance of the functions and duties of the Public Prosecutor under the Code as set out thereto; and
- (b) the officers set out in Part II of the Schedule to assist the Attorney-General in the performance of the functions and duties of the Public Prosecutor under the Code as set out thereto.

THE SCHEDULE

PART I

The Deputy Public Prosecutors —

- (a) to conduct criminal prosecutions before the High Court and to authorise advocates to conduct such prosecutions;
- (b) to appear on behalf of the Attorney-General in criminal appeals and on points of law reserved under Chapter XXIX of the Code and to authorise advocates to so appear;
- (c) to conduct prosecutions and inquiries before the District Courts and Magistrates' Courts, to enter a nolle prosequi at any stage of a summary trial and to authorise advocates, officers and other persons to conduct such prosecutions and inquiries;
- (d) to grant sanctions for prosecutions when such sanctions are required under section 129 of the Code;
- (e) to sign orders and fiats and to alter or redraw charges under sections 150, 343 and 347 of the Code;
- (f) to order any police officer in a non-seizable case to exercise any or all of the special powers in relation to police investigations given by Chapter XIII of the Code;
- (g) to exercise all the powers given to the Public Prosecutor by Chapters XXI and XXVIII of the Code;
- (h) to apply for the transfer of cases under section 186 of the Code;
- (i) to order that further evidence be taken under section 340 of the Code; and
- (j) to exercise the powers given to the Public Prosecutor by section 10 of the Code.

PART II

1. The Assistant Public Prosecutors —

- (a) to conduct prosecutions and inquiries before the District Courts and Magistrates' Courts and to enter a nolle prosequi at any stage of a summary trial;
- (b) to apply for the transfer of cases under section 186 of the Code; and
- (c) to exercise the powers given to the Public Prosecutor by section 10 of the Code.

2. All gazetted police officers —

- (a) to conduct prosecutions for seizable and non-seizable offences before the District Courts and Magistrates' Courts and inquiries before the Magistrates' Courts;
- (b) to order that police officers may in non-seizable cases exercise the powers given by Chapter XIII of the Code in relation to police investigations under section 116(2) of the Code; and
- (c) to receive reports from police officers when the commission of a seizable offence is suspected under section 119(1) of the Code.

3. All Inspectors of Police to conduct prosecutions for seizable and non-seizable offences before the District Courts and Magistrates' Courts and inquiries before the Magistrates' Courts.