Hearings in the Crown Court under the Coronavirus Act 2020	What is the minimum required physical attendance in a courtroom?	If D attends hearing, what is D's minimum level of participation? Audio / Video/ in courtroom	Can the proceedings be heard wholly by audio link?	Can the proceedings be heard wholly by video link?
PTPH – not guilty plea to be entered	None	Audio <sup>1</sup>	Yes <sup>1,2</sup>	Yes <sup>2</sup>
PTPH – guilty plea to be entered	None	Video	No	Yes <sup>2</sup>
Hearing to determine fitness to plead	One participant <sup>3</sup>	Video	No	No <sup>3</sup>
CTL extensions	None	Audio <sup>1</sup>	Yes <sup>1,2</sup>	Yes <sup>2</sup>
Bail applications – uncontested	None	Audio <sup>1</sup>	Yes <sup>1,2</sup>	Yes <sup>2</sup>
Bail applications - contested	None	Video	No	Yes <sup>2</sup>
General pre-trial hearings (e.g. mention, PTR)	None	Audio <sup>1</sup>	Yes <sup>1,2</sup>	Yes <sup>2</sup>
Newton hearing <sup>4</sup>	None	Audio <sup>1,4</sup>	Possibly <sup>1,2</sup>	Yes <sup>2</sup>
Sentencing hearings  Sentence, reviews or breaches, including orders	None	Video	No	Yes <sup>2</sup>
under s.37 or s45A MHA 1983 <sup>5</sup>		7.0.00		
Additional foliable proceedings' including Crow	n Court trial Anna	ala Cantamnt Intari	m mantal haaltl	and others
Additional 'eligible proceedings', including Crow Crown Court Trial	n Court trial, Appe	als, Contempt, Interi Video	m mental health	n and others
				T
Crown Court Trial	Jury	Video	No	No No Yes <sup>2</sup>
Crown Court Trial s.4A or 5 CP(I)A 1964 ("Did D do the act"?)	Jury Jury	Video Video	No No	No No
Crown Court Trial s.4A or 5 CP(I)A 1964 ("Did D do the act"?) Slip Rule hearing: s.155 PCC(S)A 2000 Hearings after plea of guilty other than	Jury Jury None	Video Video Video	No No No	No No Yes <sup>2</sup>
Crown Court Trial s.4A or 5 CP(I)A 1964 ("Did D do the act"?) Slip Rule hearing: s.155 PCC(S)A 2000 Hearings after plea of guilty other than sentence e.g. vacate plea, POCA Proceedings under Part 3 MHA 1983, e.g ss.35	Jury Jury None One participant <sup>3</sup>	Video Video Video Video	No No No No	No No Yes <sup>2</sup> No <sup>3</sup>
Crown Court Trial s.4A or 5 CP(I)A 1964 ("Did D do the act"?) Slip Rule hearing: s.155 PCC(S)A 2000 Hearings after plea of guilty other than sentence e.g. vacate plea, POCA Proceedings under Part 3 MHA 1983, e.g ss.35 & 36 remands, s.38 interim hospital orders <sup>5</sup> Bail appeal after mags court remand for	Jury Jury None One participant <sup>3</sup> One participant <sup>3</sup>	Video Video Video Video Video	No No No No	No No Yes <sup>2</sup> No <sup>3</sup>
Crown Court Trial s.4A or 5 CP(I)A 1964 ("Did D do the act"?) Slip Rule hearing: s.155 PCC(S)A 2000 Hearings after plea of guilty other than sentence e.g. vacate plea, POCA Proceedings under Part 3 MHA 1983, e.g ss.35 & 36 remands, s.38 interim hospital orders <sup>5</sup> Bail appeal after mags court remand for medical report or grant of conditional bail <sup>6</sup> Post-conviction bail variation: s.4 BA 1976 does not apply; uncontested; or impose or vary	Jury Jury None One participant <sup>3</sup> One participant <sup>3</sup>	Video Video Video Video Video Video Video	No No No No	No No Yes <sup>2</sup> No <sup>3</sup> No <sup>3</sup>
Crown Court Trial s.4A or 5 CP(I)A 1964 ("Did D do the act"?) Slip Rule hearing: s.155 PCC(S)A 2000 Hearings after plea of guilty other than sentence e.g. vacate plea, POCA Proceedings under Part 3 MHA 1983, e.g ss.35 & 36 remands, s.38 interim hospital orders <sup>5</sup> Bail appeal after mags court remand for medical report or grant of conditional bail <sup>6</sup> Post-conviction bail variation: s.4 BA 1976 does not apply; uncontested; or impose or vary conditions only Post-conviction bail hearing: contested and s.4	Jury Jury None One participant <sup>3</sup> One participant <sup>3</sup> None	Video Video Video Video Video Video  Video  Audio¹	No No No No No Yes <sup>1,2</sup>	No No Yes² No³ No³ Yes²
Crown Court Trial s.4A or 5 CP(I)A 1964 ("Did D do the act"?) Slip Rule hearing: s.155 PCC(S)A 2000 Hearings after plea of guilty other than sentence e.g. vacate plea, POCA Proceedings under Part 3 MHA 1983, e.g ss.35 & 36 remands, s.38 interim hospital orders <sup>5</sup> Bail appeal after mags court remand for medical report or grant of conditional bail <sup>6</sup> Post-conviction bail variation: s.4 BA 1976 does not apply; uncontested; or impose or vary conditions only Post-conviction bail hearing: contested and s.4 BA 1976 applies	Jury Jury None One participant <sup>3</sup> One participant <sup>3</sup> None  None	Video Video Video Video Video Video  Video  Video  Video  Video	No	No No Yes² No³ No³ Yes² Yes²
Crown Court Trial s.4A or 5 CP(I)A 1964 ("Did D do the act"?) Slip Rule hearing: s.155 PCC(S)A 2000 Hearings after plea of guilty other than sentence e.g. vacate plea, POCA Proceedings under Part 3 MHA 1983, e.g ss.35 & 36 remands, s.38 interim hospital orders <sup>5</sup> Bail appeal after mags court remand for medical report or grant of conditional bail <sup>6</sup> Post-conviction bail variation: s.4 BA 1976 does not apply; uncontested; or impose or vary conditions only Post-conviction bail hearing: contested and s.4 BA 1976 applies Contempt of Court <sup>7</sup> Criminal appeal to Crown Court: preliminary or incidental proceedings	Jury Jury None One participant <sup>3</sup> One participant <sup>3</sup> None  None  None	Video Video Video Video Video Video  Video  Video  Video  Audio¹  Video	No N	No No Yes² No³ No³ Yes² Yes² Yes²
Crown Court Trial s.4A or 5 CP(I)A 1964 ("Did D do the act"?)  Slip Rule hearing: s.155 PCC(S)A 2000  Hearings after plea of guilty other than sentence e.g. vacate plea, POCA  Proceedings under Part 3 MHA 1983, e.g ss.35 & 36 remands, s.38 interim hospital orders <sup>5</sup> Bail appeal after mags court remand for medical report or grant of conditional bail <sup>6</sup> Post-conviction bail variation: s.4 BA 1976 does not apply; uncontested; or impose or vary conditions only  Post-conviction bail hearing: contested and s.4 BA 1976 applies  Contempt of Court <sup>7</sup> Criminal appeal to Crown Court: preliminary or	Jury Jury None One participant <sup>3</sup> One participant <sup>3</sup> None  None  None  None	Video Video Video Video Video Video  Video  Video  Audio¹  Video  Audio¹	No No No No No No No No No Yes <sup>1,2</sup> No No Yes <sup>1,2</sup>	No No Yes² No³ No³ Yes² Yes² Yes²

- 1. But note that D cannot give evidence by audio.
- 2. Evidence from witnesses other than D may be received by audio if there is no other suitable method and the parties agree (or in the case of a trial of the act, D's appointed advocate agrees).
- 3. At least one participant is required in court perhaps most obviously the judge or D, but it could be any participant.
- 4. NB consider the restriction on D giving evidence by audio
- 5. Note power to dispense with the usual requirement for a second report (Sch 8 para 6 CA 2020)
- 6. Under s.81(1)(g) SCA 1981 or s.16 CJA 2003
- 7. Note only witnesses other than D may appear via audiolink at such a hearing no other participant may appear via audiolink.
- 8. One participant unless the parties agree to fully video hearing.