

GOVERNMENT OF ZAMBIA

ACT

No. 19 of 2023

Date of Assent: 22nd December, 2023

An Act to amend the Criminal Procedure Code.

[26th December, 2023

ENACTED by the Parliament of Zambia.

Enactment

1. This Act may be cited as the Criminal Procedure Code (Amendment) Act, 2023, and shall be read as one with the Criminal Procedure Code, in this Act referred to as the principal Act.

Short title
Cap. 88

2. The principal Act is amended by the insertion of the following new definition in the appropriate place:

Amendment
of section 2

“stock” has the meaning assigned to the word in the Penal Code;.

Cap. 87

3. Section 11 of the principal Act is amended by the deletion of subsection (1) and the substitution therefor of the following:

Amendment
of section
11

(1) The Chief Justice may, by statutory notice, order that any class of offence specified in such notice shall be tried by the High Court or committed to the High Court for trial by a subordinate court.

4. Section 123(1) of the principal Act is amended by the insertion of the following new paragraph immediately after paragraph (iv):

Amendment
of section
123

(v) stock theft, if the person has previously been convicted of the offence of stock theft.

Insertion of
section
358A

Procedure
for hearing
and
determination
of offence

5. The principal Act is amended by the insertion of the following new section immediately after Section 358:

358A. (1) Despite the provisions of this Code, the Chief Justice may, by statutory instrument, make rules to provide for the procedure for the hearing and determination of any class of offence.

(2) The rules made under subsection (1), may provide for time frames relating to the—

- (a) conduct of proceedings;
 - (b) taking of a step within the proceedings;
 - (c) conclusion of proceedings;
 - (d) trial; and
 - (e) rendering of a decision or judgment.
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