2004 No. 1500

EXPLANATORY MEMORANDUM

CRIMINAL JUSTICE (NORTHERN IRELAND) ORDER 2004

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BACKGROUND AND POLICY OBJECTIVES

HUMAN RIGHTS ISSUES

MAIN ELEMENTS OF THE ORDER

COMMENTARY ON ARTICLES

PART II - AMENDMENTS OF PACE

Extension of powers to stop and search

Bail elsewhere than at a police station

Limits on periods of detention without charge

Property of detained persons

Taking fingerprints without consent

Taking non-intimate samples without consent

Amendments related to Part II

PART III - LIVE LINKS IN CRIMINAL PROCEEDINGS

Live links in criminal proceedings

Effect of, and rescission of, direction

Magistrates' courts permitted to sit at other locations

Warning to jury

Rules of court

Interpretation of Part III

PART IV - PROSECUTION APPEALS

This Explanatory Memorandum refers to the Criminal Justice (Northern Ireland) Order 2004 No. 1500

Introduction

General right of appeal in respect of rulings

Expedited and non-expedited appeals

Continuation of proceedings for offences not affected by ruling

Determination of appeal by Court of Appeal

Right of appeal in respect of evidentiary rulings

Condition that evidentiary ruling significantly weakens prosecution case

Expedited and non-expedited appeals

Continuation of proceedings for offences not affected by ruling

Determination of appeal by Court of Appeal

Reversal of rulings

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COSTS

Effect on time limits in relation to preliminary stages

Restrictions on reporting

Offences in connection with reporting

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Interpretation of Part IV

PART V - SUPPLEMENTARY

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Repeals

Supplementary and consequential provision,

COMMENCEMENT