

---

## STATUTORY INSTRUMENTS

---

# 2004 No. 1500

## The Criminal Justice (Northern Ireland) Order 2004

### PART IV

#### PROSECUTION APPEALS

##### *Introduction*

##### **Introduction**

**16.**—(1) In relation to a trial on indictment, the prosecution is to have the rights of appeal for which provision is made by this Part.

- (2) But the prosecution is to have no right of appeal under this Part in respect of—
- (a) a ruling that a jury be discharged; or
  - (b) a ruling from which an appeal lies to the Court of Appeal by virtue of any other statutory provision.
- (3) An appeal under this Part is to lie to the Court of Appeal.
- (4) Such an appeal may be brought only with the leave of the judge or the Court of Appeal.

---

##### **Modifications etc. (not altering text)**

- C1** Art. 16(4) excluded (1.8.2007) by [Justice and Security \(Northern Ireland\) Act 2007 \(c. 6\), ss. 5\(9\), 53\(4\)](#) (with s. 8(1)(3)); S.I. 2007/2045, [art. 2\(2\)](#), (with transitional provisions in art. 3)

**Changes to legislation:**

The Criminal Justice (Northern Ireland) Order 2004, Cross Heading: Introduction is up to date with all changes known to be in force on or before 28 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- Sch. 4 para. 7A inserted by [S.I. 2008/1769 \(N.I.\) Sch. 1 para. 33\(2\)](#) (Amendment not applied due to drafting error by 2008 1769 (N.I. 2) - the amended provision should read Sch. 2 para. 7A (not Sch. 4 para. 7A). This error has been reported to the relevant Department for correction in due course.)
- Sch. 4 para. 10A inserted by [S.I. 2008/1769 \(N.I.\) Sch. 1 para. 33\(3\)](#) (Amendment not applied due to drafting error by 2008 1769 (N.I. 2) - the amended provision should read Sch. 2 para. 10A (not Sch. 4 para. 10A). This error has been reported to the relevant Department for correction in due course.)
- art. 11A inserted by [2015 c. 9 \(N.I.\) s. 52\(3\)](#)
- art. 14(2)(aa) inserted by [2015 c. 9 \(N.I.\) s. 52\(6\)](#)