



# Criminal Appeal Act 1968

## 1968 CHAPTER 19

### PART I

#### APPEAL TO COURT OF APPEAL IN CRIMINAL CASES

##### *The hearing*

#### **22 Right of appellant to be present**

- (1) Except as provided by this section, an appellant shall be entitled to be present, if he wishes it, on the hearing of his appeal, although he may be in custody.
- (2) A person in custody shall not be entitled to be present—
  - (a) where his appeal is on some ground involving a question of law alone ; or
  - (b) on an application by him for leave to appeal; or
  - (c) on any proceedings preliminary or incidental to an appeal; or
  - (d) where he is in custody in consequence of a verdict of not guilty by reason of insanity or of a finding of disability,unless the Court of Appeal give him leave to be present.
- (3) The power of the Court of Appeal to pass sentence on a person may be exercised although he is for any reason not present.