

## SCHEDULES

### SCHEDULE 25

#### AMENDMENTS TO ARMED FORCES LEGISLATION

##### PART 1

#### COURTS-MARTIAL (APPEALS) ACT 1968

##### *Evidence*

- 7 (1) Section 28 (evidence) is amended as follows.
- (2) In subsection (1), at the beginning insert “For the purposes of an appeal or an application for leave to appeal.”
- (3) In that subsection, for paragraph (b) substitute—
- “(b) order any witness to attend for examination and be examined before the Court (whether or not he was called in the proceedings from which the appeal lies); and”
- (4) After subsection (1) insert—
- “(1A) The power conferred by subsection (1)(a) may be exercised so as to require the production of any document, exhibit or other thing mentioned in that subsection to—
- (a) the Appeal Court;
- (b) the appellant;
- (c) the respondent.”
- (5) In subsection (4), at the beginning insert “For the purposes of an appeal or an application for leave to appeal.”
- (6) After subsection (4) insert—
- “(5) In this section, “respondent” includes a person who will be a respondent if leave to appeal is granted.”