
Changes to legislation: Criminal Justice and Immigration Act 2008, Cross Heading: Evidence is up to date with all changes known to be in force on or before 14 March 2019. 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. (See end of Document for details)

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.”

Annotations:

Commencement Information

II Sch. 25 para. 7 in force at 31.10.2009 by S.I. 2009/1028, art. 2(a)

Changes to legislation:

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

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

- Sch. 7 para. 5A and cross-heading inserted by [2008 c. 25 Sch. 1 para. 90\(3\)](#)