



Criminal Justice and Courts Act 2015

2015 CHAPTER 2

PART 3

COURTS AND TRIBUNALS

Appeals in civil proceedings

63 Appeals from the High Court to the Supreme Court

- (1) Part 2 of the Administration of Justice Act 1969 (appeal from High Court to Supreme Court) is amended as follows.
- (2) In section 12 (grant of a certificate by the trial judge enabling an appeal to the Supreme Court), in subsection (1)—
 - (a) in paragraph (a), after “those proceedings” insert “ or that the conditions in subsection (3A) (“the alternative conditions”) are satisfied in relation to those proceedings ”, and
 - (b) omit paragraph (c) (requirement that all parties consent to the grant of the certificate) and the “and” before it.
- (3) After subsection (3) insert—

“(3A) The alternative conditions, in relation to a decision of the judge in any proceedings, are that a point of law of general public importance is involved in the decision and that—

 - (a) the proceedings entail a decision relating to a matter of national importance or consideration of such a matter,
 - (b) the result of the proceedings is so significant (whether considered on its own or together with other proceedings or likely proceedings) that, in the opinion of the judge, a hearing by the Supreme Court is justified, or
 - (c) the judge is satisfied that the benefits of earlier consideration by the Supreme Court outweigh the benefits of consideration by the Court of Appeal.”

Status: Point in time view as at 13/04/2015.

Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Courts Act 2015, Section 63. (See end of Document for details)

(4) In section 16 (application of Part 2 to Northern Ireland), after subsection (1) insert—

“(1A) In the application of this Part of this Act to Northern Ireland, section 12 has effect as if—

- (a) in subsection (1)(a) there were omitted “or that the conditions in subsection (3A) (“the alternative conditions”) are satisfied in relation to those proceedings”;
- (b) after subsection (1)(b) there were inserted “, and
 - (c) that all the parties to the proceedings consent to the grant of a certificate under this section,”;
- (c) subsection (3A) were omitted.”

Commencement Information

II S. 63 in force at 13.4.2015 by S.I. 2015/778, art. 3, Sch. 1 para. 52 (with Sch. 2 para. 2)

Status:

Point in time view as at 13/04/2015.

Changes to legislation:

There are currently no known outstanding effects for the Criminal Justice and Courts Act 2015, Section 63.