
STATUTORY INSTRUMENTS

1991 No. 2737

The Naval Courts-Martial General Orders (Royal Navy) 1991

PART IV

TRIAL PROCEEDINGS

Administration of oaths

23. –

(1) Immediately after the requirements of Order 22 have been complied with, the oath to be administered pursuant to section 60 of the Act⁽¹⁾ shall be administered in the presence of the accused and in accordance with Order 25.

(2) The oath shall be administered by the judge advocate to the president first and afterwards to each member of the court.

(3) When a court is convened to try two or more accused separately and one accused objects to the president or to any other member of the court, the court may, if they think fit, proceed to determine that objection in accordance with Order 22, or postpone the trial of that accused and swear the court for the trial of the other accused only.

(4) When the president and members have been sworn an oath shall be administered by the president to the judge advocate, and by the judge advocate to the clerk of the court, any officer in attendance for instruction and any interpreter. This shall be done in accordance with the Schedule to these Orders and in the presence of the accused.

(1) Section 60 was amended by the Oaths Act 1961 (c. 21), sections 1(2) and 3(c) and by the Armed Forces Act 1976 (c. 52), sections 12(3), 22(6) and Schedule 10 and by the Administration of Justice Act 1977 (c. 38), sections 8(3) and 32(4) and Schedule 5, Part III.