
STATUTORY INSTRUMENTS

1997 No. 172

The Standing Civilian Courts Order 1997

PART VI

REVIEW AND APPEAL

Review

84.—(1) Any petition presented in accordance with paragraph 19 of Schedule 3 to the 1976 Act shall be presented to the reviewing authority to whom it is addressed in the form set out in Schedule 2 to this Order.

(2) Where a reviewing authority completes a review in accordance with paragraph 20 of Schedule 3 to the 1976 Act, it shall—

- (a) if a petition has been presented in accordance with paragraph 19 of Schedule 3 to the 1976 Act, or
- (b) if it exercises any of its powers under paragraph 20 of Schedule 3 to the 1976 Act, promulgate its decision in writing to the accused, with reasons.

Notice of appeal

85. A notice of appeal addressed to the higher authority in accordance with paragraph 18 of Schedule 3 to the 1976 Act shall be lodged with the higher authority in the form set out in Schedule 2 to this Order.

Modification of the 1955 Act for appeals

86. The provisions of the 1955 Act concerning courts-martial which are specified in column 1 below shall apply to appeals before courts-martial from Standing Civilian Courts subject to the modifications and exceptions specified in column 2 below—

Column 1 <i>Provision applied</i>	Column 2 <i>Modifications and exceptions</i>
<i>(finding and sentence)</i> section 97	after subsection (3) there shall be inserted the following subsection— “(4) Any finding or sentence of the court-martial shall replace the finding or sentence of the Standing Civilian Court and shall be announced as such.”
<i>(power of reviewing authority to authorise retrial)</i>	

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Column 1 <i>Provision applied</i>	Column 2 <i>Modifications and exceptions</i>
section 113A <i>(limitation of time for trial of offences)</i>	shall not apply
section 132 <i>(persons not to be tried for offences already disposed of)</i>	shall not apply
section 134	shall not operate so as to prevent any appeal being determined