
STATUTORY INSTRUMENTS

2006 No. 2889

DEFENCE

**The Courts-Martial (Royal Navy, Army and
Royal Air Force) (Evidence) Rules 2006**

Made - - - - - *30th October 2006*
Laid before Parliament *6th November 2006*
Coming into force *6th December 2006*

**THE COURTS-MARTIAL (ROYAL NAVY, ARMY
AND ROYAL AIR FORCE) (EVIDENCE) RULES 2006**

PART 1

1. Citation, commencement and interpretation

PART 2

2. Application for special measures direction
3. Application for an extension of time
4. Late applications
5. Discharge or variation of a special measures direction
6. Renewal application following a material change of circumstances
7. Application for special measures direction for witness to give evidence by means of a live television link
8. Video recording of testimony from witnesses
9. Expert evidence in connection with special measures directions
10. Intermediaries

PART 3

11. Restrictions on cross-examination of witness
12. Appointment of legal representative by the judge advocate
13. Appointment arranged by the accused
14. Prohibition on cross-examination of particular witness

Status: This is the original version (as it was originally made).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

PART 4

15. Evidence of a complainant's previous sexual behaviour

PART 5

16. Application for a reporting direction under section 46(6) of the Act
17. Opposing an application for a reporting direction
18. Urgent action on an application under section 46(6) of the Act
19. Application for an excepting direction under section 46(9) of the Act
20. Variation or revocation of a reporting or excepting direction
21. Application for an extension of time
22. Decision of the judge advocate

PART 6

23. Revocations and amendments to the Courts-Martial (Army) Rules 1997 and the Courts-Martial (Royal Air Force) Rules 1997
24. Revocations and amendments to the Courts-Martial (Royal Navy) Rules 1997
Signature

SCHEDULE 1 — FORM OF APPLICATION FOR A SPECIAL MEASURES DIRECTION UNDER SECTION 19 OF THE YOUTH JUSTICE AND CRIMINAL EVIDENCE ACT 1999

PART A — **To be completed by all applicants**

PART B — **To be completed if the application is for evidence to be given through a live television link**

PART C — **To be completed if the application is to tender in evidence a video recording under section 27 of the Youth Justice and Criminal Evidence Act 1999**

PART D — **To be completed if the application is for the examination of the witness to be conducted through an intermediary**

SCHEDULE 2 —

FORM A — **Rule 16(1) - Form of application for a reporting direction under section 46 of the Youth Justice and Criminal Evidence Act 1999**

FORM B — **Rule 19(4) - Form of application for an excepting direction under section 46(9) of the Youth Justice and Criminal Evidence Act 1999**

Explanatory Note