
STATUTORY INSTRUMENTS

2004 No. 1500

The Criminal Justice (Northern Ireland) Order 2004

PART IV

PROSECUTION APPEALS

Introduction

Introduction

16.—(1) In relation to a trial on indictment, the prosecution is to have the rights of appeal for which provision is made by this Part.

- (2) But the prosecution is to have no right of appeal under this Part in respect of—
- (a) a ruling that a jury be discharged; or
 - (b) a ruling from which an appeal lies to the Court of Appeal by virtue of any other statutory provision.
- (3) An appeal under this Part is to lie to the Court of Appeal.
- (4) Such an appeal may be brought only with the leave of the judge or the Court of Appeal.

Modifications etc. (not altering text)

- C1** Art. 16(4) excluded (1.8.2007) by Justice and Security (Northern Ireland) Act 2007 (c. 6), ss. 5(9), 53(4) (with s. 8(1)(3)); S.I. 2007/2045, art. 2(2), (with transitional provisions in art. 3)

Changes to legislation:

The Criminal Justice (Northern Ireland) Order 2004, Section 16 is up to date with all changes known to be in force on or before 16 December 2023. 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.

[View outstanding changes](#)

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

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

- Sch. 4 para. 7A inserted by [S.I. 2008/1769 \(N.I.\) Sch. 1 para. 33\(2\)](#) (Amendment not applied due to drafting error by 2008 1769 (N.I. 2) - the amended provision should read Sch. 2 para. 7A (not Sch. 4 para. 7A). This error has been reported to the relevant Department for correction in due course.)
- Sch. 4 para. 10A inserted by [S.I. 2008/1769 \(N.I.\) Sch. 1 para. 33\(3\)](#) (Amendment not applied due to drafting error by 2008 1769 (N.I. 2) - the amended provision should read Sch. 2 para. 10A (not Sch. 4 para. 10A). This error has been reported to the relevant Department for correction in due course.)
- art. 11A inserted by [2015 c. 9 \(N.I.\) s. 52\(3\)](#)
- art. 14(2)(aa) inserted by [2015 c. 9 \(N.I.\) s. 52\(6\)](#)