STATUTORY INSTRUMENTS

2004 No. 1501 (N.I. 10)

NORTHERN IRELAND

The Criminal Justice (Evidence) (Northern Ireland) Order 2004

Made---10th June 2004Laid before Parliament22nd June 2004Coming into operation in accordance with Article

THE CRIMINAL JUSTICE (EVIDENCE) (NORTHERN IRELAND) ORDER 2004

PART I

INTRODUCTORY

1. Title and commencement

1(2) and (3)

2. Interpretation

PART II

EVIDENCE OF BAD CHARACTER

Introductory

- 3. "Bad character"
- 4. Abolition of common law rules

Persons other than defendants

5. Non-defendant's bad character

Defendants

- 6. Defendant's bad character
- 7. "Important explanatory evidence"
- 8. "Matter in issue between the defendant and the prosecution"
- 9. "Matter in issue between the defendant and a co-defendant"
- 10. "Evidence to correct a false impression"
- 11. "Attack on another person's character"
- 12. Stopping the case where evidence contaminated
- 13. Offences committed by a defendant when a child

General

- 14. Assumption of truth in assessment of relevance or probative value
 - Court's duty to give reasons for rulings
- 16. Rules of court

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17. Interpretation of Part II

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Hearsay: main provisions

- 18. Admissibility of hearsay evidence
- 19. Statements and matters stated

Principal categories of admissibility

- 20. Cases where a witness is unavailable
- 21. Business and other documents
- 22. Preservation of certain common law rules in relation to hearsay
- 23. Inconsistent statements
- 24. Other previous statements of witnesses

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- 25. Additional requirement for admissibility of multiple hearsay
- 26. Documents produced as exhibits
- 27. Capability to make statement
- 28. Credibility
- 29. Stopping the case where evidence is unconvincing
- 30. Court's general discretion to exclude evidence

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- 31. Expert evidence: preparatory work
- 32. Confessions
- 33. Representations other than by a person
- 34. Evidence at retrial

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- 36. Proof of statements in documents
- 37. Interpretation of Part III
- 38. Repeals

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- 39. Evidence by video recording
- 40. Video evidence: further provisions

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41. Use of documents to refresh memory

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- 43. Saving
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- 46. Consequential amendments and repeals Signature

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