

## SCHEDULES

### SCHEDULE 1

Article 46(1)

#### CONSEQUENTIAL AMENDMENTS

##### *Criminal Procedure Act 1865 (c. 18)*

1. In section 6 (witness' conviction for offence may be proved if not admitted)—
  - (a) for “A witness may be” there is substituted “If, upon a witness being lawfully”;
  - (b) the words “and upon being so questioned, if” are omitted.

##### *Criminal Evidence Act (Northern Ireland) 1923 (c. 9)*

2. In section 1 (defendant as witness)—
  - (a) at the beginning of subsection (2) there is inserted “Subject to Article 6 of the Criminal Justice (Evidence) (Northern Ireland) Order 2004 (admissibility of defendant’s bad character),”;
  - (b) subsection (3) is omitted.

##### *Police and Criminal Evidence (Northern Ireland) Order 1989 (NI 12)*

- 3.—(1) Article 72 (conviction as evidence of commission of offence) is amended as follows.
  - (2) In paragraph (1) (commission of offence by non-defendant) for the words from “, where to do so” to “committed that offence” there is substituted “that that person committed that offence, where evidence of his having done so is admissible”.
  - (3) In paragraph (3) (commission of offence by defendant) the words from “in so far” to “he is charged,” are omitted.