
DRAFT STATUTORY INSTRUMENTS

2013 No.

The Armed Forces (Retrial for Serious Offences) Order 2013

PART 8

Supplementary

Abandonment of the application

31.—(1) An application under article 8(1) may be abandoned by the prosecuting officer before the hearing of that application by serving notice of abandonment in the form set out as Form 7 in Schedule 2 on the registrar and the acquitted person.

(2) On receiving notice of abandonment the registrar must—

- (a) date it;
- (b) serve a dated copy on the prosecuting officer and the acquitted person; and
- (c) treat the application as if it had been refused or dismissed by the Court Martial Appeal Court.