
DRAFT STATUTORY INSTRUMENTS

2013 No.

The Armed Forces (Retrial for Serious Offences) Order 2013

PART 5

Application for Retrial

Determination by the Court Martial Appeal Court

- 9.—**(1) On an application under article 8(1) the Court Martial Appeal Court—
- (a) if satisfied that the requirements of articles 10 and 11 are met, must make the order applied for;
 - (b) otherwise, must dismiss the application.
- (2) The court may give its determination under paragraph (1) at the conclusion of the hearing.
- (3) If determination is reserved, the registrar must as soon as practicable, serve notice of the determination on the parties to the application.
- (4) If the court makes the order under paragraph (1)(a), the registrar must as soon as practicable serve notice on the court administration officer.