



Magistrates' Courts Act 1980

1980 CHAPTER 43

PART V

APPEAL AND CASE STATED

Appeal

108 Right of appeal to the Crown Court

- (1) A person convicted by a magistrates' court may appeal to the Crown Court—
 - (a) if he pleaded guilty, against his sentence;
 - (b) if he did not, against the conviction or sentence.
- (2) A person sentenced by a magistrates' court for an offence in respect of which a probation order or an order for conditional discharge has been previously made may appeal to the Crown Court against the sentence.
- (3) In this section "sentence" includes any order made on conviction by a magistrates' court, not being—
 - (a) a probation order or an order for conditional discharge ;
 - (b) an order for the payment of costs ;
 - (c) an order under section 2 of the Protection of Animals Act 1911 (which enables a court to order the destruction of an animal); or
 - (d) an order made in pursuance of any enactment under which the court has no discretion as to the making of the order or its terms.