



Administration of Justice Act 1960

1960 CHAPTER 65 8 and 9 Eliz 2

Appeal to House of Lords in Criminal Cases

[^{F1}
^{F2}9]

Procedure.

- (1) ^{F3}
- (2) Subsection (4) of section thirty-seven of the Criminal Justice Act 1948 (which enables rules of court to be made with respect to the security given for the purposes of that section and the recommitment of persons admitted to bail thereunder) shall have effect as if references to that section included references to sections four and five of this Act so far as they relate to [^{F4}the High Court].
- (3) A defendant who is detained pending an appeal under section one of this Act shall not be entitled to be present on the hearing of the appeal or of any proceedings preliminary or incidental thereto except where an order of [^{F5}the Supreme Court][^{F6}authorises][^{F6}or rules of court, as the case may be, authorise] him to be present or where [^{F5}that House] or the court below, as the case may be, gives him leave to be present.
- (4)][^{F7}

Textual Amendments

- F1** Ss. 1–5 repealed (N.I.) with saving by [Judicature \(Northern Ireland\) Act 1978 \(c. 23\)](#) , [Sch. 6 para. 13](#)
- F2** Ss. 6 , 9 , 13 , 15 , 17(1)(3)(4) , 18(3) repealed (N.I.) with saving by [Judicature \(Northern Ireland\) Act 1978 \(c. 23, SIF 38\)](#) , [Sch. 6 para. 13](#) , [Sch. 7 Pt. I](#)
- F3** S. 9(1) repealed by (E.W.) [Criminal Justice Act 1967 \(c. 80\)](#) , [Sch. 7 Pt. I](#) and (N.I.) [Criminal Appeal \(Northern Ireland\) Act 1968 \(c. 21\)](#) , [Sch. 5](#)
- F4** Words in s. 9(2) substituted (27.9.1999) by 1999 C. 22, Ss. 63(2), 108(3) (with s. 107 and Sch. 14 para. 7(2)).
- F5** Words in s. 9(3) substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\)](#) , s. 148(1), [Sch. 9 para. 13\(6\)](#); [S.I. 2009/1604](#) , art. 2(d)
- F6** Word “authorises” substituted (E.W.) for words “or rules of court, as the case may be, authorise” by [Criminal Justice Act 1967 \(c. 80\)](#) , [Sch. 4 para. 30](#)

Changes to legislation: There are currently no known outstanding effects for the
Administration of Justice Act 1960, Section 9. (See end of Document for details)

F7 Ss. 3(2) , 4(1) , 9(4) repealed by (E.W.) [Criminal Appeal Act 1968 \(c. 19\)](#) , [Sch. 7](#) and (N.I.) [Criminal Appeal \(Northern Ireland\) Act 1968 \(c. 21\)](#) , [Sch. 5](#)

Changes to legislation:

There are currently no known outstanding effects for the Administration of Justice Act 1960, Section 9.