
STATUTORY INSTRUMENTS

2009 No. 2657

The Court Martial Appeal Court Rules 2009

PART 7

**APPEALS AGAINST CONVICTION, SENTENCE, FINDING OF
INSANITY OR UNFITNESS TO PLEAD OR HOSPITAL ORDER**

Applicability of this Part

45.—(1) This Part, except rule 51, applies where an individual wants to appeal under section 8, 21, 24 or 25A.

(2) Rule 51 applies where—

- (a) the Commission refers a conviction, sentence or a finding by the Court Martial to the court under section 12A of the 1995 Act;
- (b) the Judge Advocate General or the Secretary of State refers a finding, or the Secretary of State refers a sentence, to the court under section 34.

(3) In this Part (except rule 51)—

“appellant” means the individual who wants to appeal under section 8, 21, 24 or 25A;

“appeal notice” means the application to the court for permission to appeal required under section 9(1);

“respondent” means a person who serves a respondent's notice.

Changes to legislation:

There are currently no known outstanding effects for the The Court Martial Appeal Court Rules 2009, Section 45.