
STATUTORY INSTRUMENTS

2013 No. 1852

The Armed Forces (Retrial for Serious Offences) Order 2013

PART 5

Application for Retrial

Appeals to the Supreme Court

15.—(1) The 1968 Act is amended as follows—

(2) In section 39 (right of appeal), after subsection (1) insert—

“(1A) An appeal lies to the Supreme Court, at the instance of the acquitted person or the prosecuting officer, from any decision of the Appeal Court on an application under article 8(1) of the Armed Forces (Retrial for Serious Offences) Order 2013.”

(3) At the end of that section insert—

“(3) In relation to an appeal under subsection (1A), references in this Part to an accused are references to the acquitted person.”

(4) In section 40 (application for leave to appeal), in subsection (2) after “accused” there is inserted “or, in the case of an appeal under section 39(1A), by the prosecuting officer”.

Commencement Information

II Art. 15 in force at 1.8.2013, see [art. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Armed Forces (Retrial for Serious Offences) Order 2013, Section 15.