



Costs in Criminal Cases Act (Northern Ireland) 1968

1968 CHAPTER 10

2 Costs of prosecution in cases of conviction. **N.I.**

(1) The court by or before which any person is convicted of any offence may, in addition to any other order which it may make on or in consequence of such conviction, order, subject to rules made pursuant to section 7, that person to pay—

- [^{F1}(a) in the case of proceedings to which section 1(1) applies, to the Director of Public Prosecutions; and]
- (b) in any other case, to the prosecutor;

the whole or any part of the costs of the prosecution, including any costs incurred in connection with any matter preliminary or incidental to the trial.

[^{F2}(1A) The amount of any costs ordered by a magistrates' court under this section to be paid by a person under the age of [^{F3} eighteen] shall not exceed the amount of any fine imposed on him.]

- (2) Any order under this section shall be enforceable—
- (a) if made by a magistrates' court, in the same manner as any other sum adjudged to be paid by a conviction of that court; or
 - (b) if made by any other court—
 - (i) in any case where the prosecutor is a private prosecutor, in the same manner as an order under section 3 for the payment by a private prosecutor of the costs of the defence; and
 - (ii) in any other case, in the same manner as any fine which has been or might have been imposed, in respect of the offence for which the person has been convicted, by the court making the order.

F1 S. 2(1)(a) substituted (12.4.2010) by Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 4(2)** (with arts. 28-31); S.I. 2010/977, **art. 1(2)**

F2 1998 NI 9

Changes to legislation: There are currently no known outstanding effects for the Costs in Criminal Cases Act (Northern Ireland) 1968, Section 2. (See end of Document for details)

F3 2002 c.26

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