



Police and Criminal Evidence Act 1984

1984 CHAPTER 60

PART VIII

EVIDENCE IN CRIMINAL PROCEEDINGS—GENERAL

Part VIII—supplementary

82 Part VIII—interpretation.

(1) In this Part of this Act—

“confession”, includes any statement wholly or partly adverse to the person who made it, whether made to a person in authority or not and whether made in words or otherwise;

“court-martial” means a court-martial constituted under the ^{M1}Army Act 1955, the ^{M2}Air Force Act 1955 or the ^{M3}Naval Discipline Act 1957 or a disciplinary court constituted under section 50 of the said Act of 1957;

“proceedings” means criminal proceedings, including—

- (a) proceedings in the United Kingdom or elsewhere before a court-martial constituted under the Army Act 1955 or the Air Force Act 1955;
- (b) proceedings in the United Kingdom or elsewhere before the Courts-Martial Appeal Court—
 - (i) on an appeal from a court-martial so constituted or from a court-martial constituted under the ^{M4}Naval Discipline Act 1957; or
 - (ii) on a reference under section 34 of the ^{M5}Courts-Martial (Appeals) Act 1968; and
- (b) proceedings before a Standing Civilian Court; and

“Service court” means a court-martial or a Standing Civilian Court.

(2) In this Part of this Act references to conviction before a Service court are references—

- (a) as regards a court-martial constituted under the ^{M6}Army Act 1955 or the ^{M7}Air Force Act 1955, to a finding of guilty which is, or falls to be treated as, a finding of the court duly confirmed;

Status: Point in time view as at 04/07/1996. This version of this provision has been superseded.

Changes to legislation: Police and Criminal Evidence Act 1984, Section 82 is up to date with all changes known to be in force on or before 30 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

(b) as regards—

(i) a court-martial; or

(ii) a disciplinary court,

constituted under the Naval Discipline Act 1957, to a finding of guilty which is, or falls to be treated as, the finding of the court;

and “convicted” shall be construed accordingly.

(3) Nothing in this Part of this Act shall prejudice any power of a court to exclude evidence (whether by preventing questions from being put or otherwise) at its discretion.

Marginal Citations

M1 1955 c. 18.

M2 1955 c. 19.

M3 1957 c. 53.

M4 1957 c. 53.

M5 1968 c. 20.

M6 1955 c. 18.

M7 1955 c. 19.

Status:

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