
STATUTORY INSTRUMENTS

1999 No. 2789

The Criminal Evidence (Northern Ireland) Order 1999

PART III

PROTECTION OF WITNESSES FROM CROSS-EXAMINATION BY ACCUSED IN PERSON

Cross-examination on behalf of accused

Warning to jury

27.—(1) Where on a trial on indictment an accused is prevented from cross-examining a witness in person by virtue of Article 22, [F1 22A,][F222B,] 23 or 24, the judge must give the jury (if there is one) such warning (if any) as the judge considers necessary to ensure that the accused is not prejudiced—

- (a) by any inferences that might be drawn from the fact that the accused has been prevented from cross-examining the witness in person;
- (b) where the witness has been cross-examined by a legal representative appointed under Article 26(4), by the fact that the cross-examination was carried out by such a legal representative and not by a person acting as the accused's own legal representative.

(2) Paragraph (8)(a) of Article 26 applies for the purposes of this Article as it applies for the purposes of Article 26.

F1 Word in art. 27(1) inserted (21.2.2022) by [Domestic Abuse and Civil Proceedings Act \(Northern Ireland\) 2021 \(c. 2\), s. 24\(6\)](#); S.R. 2022/57, art. 2(x)

F2 Word in art. 27(1) inserted (27.4.2022) by [Protection from Stalking Act \(Northern Ireland\) 2022 \(c. 17\), ss. 3\(7\), 22\(1\)](#)

Changes to legislation:

The Criminal Evidence (Northern Ireland) Order 1999, Section 27 is up to date with all changes known to be in force on or before 22 May 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art. 29(3)(aa) inserted by [2015 c. 9 \(N.I.\) Sch. 2 para. 11](#)
- art. 29(3)(aa) words substituted in earlier affecting provision [2015 c. 9 \(N.I.\), Sch. 2 para. 11](#) by [2022 c. 4 \(N.I.\) s. 4\(9\)\(h\)](#)