



Criminal Appeal (Northern Ireland) Act 1980

1980 CHAPTER 47

PART I

APPEAL TO COURT OF APPEAL FROM CROWN COURT

The hearing

[^{F1}25A Power to order investigations.

- (1) On an appeal against conviction [^{F2}or an application for leave to appeal against conviction,] the Court of Appeal may direct the Criminal Cases Review Commission to investigate and report to the Court on any matter if it appears to the Court that—
 - (a) [^{F3}in the case of an appeal,]the matter is relevant to the determination of the [^{F4}appeal] and ought, if possible, to be resolved before the [^{F5}appeal] is determined;
 - ^{F6}(aa) [in the case of an application for leave to appeal, the matter is relevant to the determination of the application and ought, if possible, to be resolved before the application is determined;]
 - (b) an investigation of the matter by the Commission is likely to result in the Court being able to resolve it; and
 - (c) the matter cannot be resolved by the Court without an investigation by the Commission.

[A direction under subsection (1) above may not be given by a single judge, ^{F7}(1A) notwithstanding that, in the case of an application for leave to appeal, the application may be determined by a single judge as provided for by section 45 below.]

- (2) A direction by the Court under subsection (1) above shall be given in writing and shall specify the matter to be investigated.
- (3) Copies of such a direction shall be made available to the appellant and the respondent.

Changes to legislation: *Criminal Appeal (Northern Ireland) Act 1980, Section 25A is up to date with all changes known to be in force on or before 28 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. (See end of Document for details) View outstanding changes*

- (4) Where the Commission have reported to the Court of Appeal on any matter which they have been directed under subsection (1) above to investigate, the Court—
- (a) shall notify the appellant and the respondent that the Commission have reported; and
 - (b) may make available to the appellant and the respondent the report of the Commission and any statements, opinions and reports which accompanied it.

[In this section “respondent” includes a person who will be a respondent if leave to ^{F8}(5) appeal is granted.]]

Textual Amendments

- F1** S. 25A inserted (31.3.1997) by 1995 c. 35, s. 5(2); S.I. 1997/402, art. 3(a)
- F2** Words in s. 25A(1) inserted (N.I.) (1.9.2004) by Criminal Justice Act 2003 (c. 44), s. 336, s. 314(2); S.I. 2004/1629, art. 3(2)(b) (subject to art. 3(3)(4))
- F3** Words in s. 25A(1)(a) inserted (N.I.) (1.9.2004) by Criminal Justice Act 2003 (c. 44), s. 336, s. 314(3)(a); S.I. 2004/1629, art. 3(2)(b) (subject to art. 3(3)(4))
- F4** Words in s. 25A(1)(a) substituted (N.I.) (1.9.2004) by Criminal Justice Act 2003 (c. 44), s. 336, s. 314(3)(b); S.I. 2004/1629, art. 3(2)(b) (subject to art. 3(3)(4))
- F5** Words in s. 25A(1)(a) substituted (N.I.) (1.9.2004) by Criminal Justice Act 2003 (c. 44), s. 336, s. 314(3)(b); S.I. 2004/1629, art. 3(2)(b) (subject to art. 3(3)(4))
- F6** Words in s. 25A(1)(aa) inserted (N.I.) (1.9.2004) by Criminal Justice Act 2003 (c. 44), s. 336, s. 314(4); S.I. 2004/1629, art. 3(2)(b) (subject to art. 3(3)(4))
- F7** Words in s. 25A(1A) inserted (N.I.) (1.9.2004) by Criminal Justice Act 2003 (c. 44), s. 336, s. 314(5); S.I. 2004/1629, art. 3(2)(b) (subject to art. 3(3)(4))
- F8** S. 25A(5) inserted (N.I.) (1.9.2004) by Criminal Justice Act 2003 (c. 44), s. 336, s. 314(6); S.I. 2004/1629, art. 3(2)(b) (subject to art. 3(3)(4))

Changes to legislation:

Criminal Appeal (Northern Ireland) Act 1980, Section 25A is up to date with all changes known to be in force on or before 28 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 Act associated Parts and Chapters:

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

- s. 7(3A) words substituted by [2016 c. 18 \(N.I.\) Sch. 10 para. 3\(3\)\(a\)](#)
- s. 7(3A) words substituted by [2016 c. 18 \(N.I.\) Sch. 10 para. 3\(3\)\(b\)](#)
- s. 7(3A) words substituted by [2016 c. 18 \(N.I.\) Sch. 10 para. 3\(3\)\(c\)](#)
- s. 36(3)(b) words substituted by [2016 c. 18 \(N.I.\) Sch. 10 para. 11\(3\)\(b\)\(i\)](#)
- s. 36(3)(b) words substituted by [2016 c. 18 \(N.I.\) Sch. 10 para. 11\(3\)\(b\)\(ii\)](#)
- s. 36(3)(c) words substituted by [2016 c. 18 \(N.I.\) Sch. 10 para. 11\(3\)\(c\)\(i\)](#)
- s. 36(3)(c) words substituted by [2016 c. 18 \(N.I.\) Sch. 10 para. 11\(3\)\(c\)\(ii\)](#)