



Police and Criminal Evidence Act 1984

1984 CHAPTER 60

PART VIII

EVIDENCE IN CRIMINAL PROCEEDINGS—GENERAL

Part VIII—supplementary

Modifications etc. (not altering text)

- C1** Pt. VIII modified (2.10.2000) by S.I. 2000/2370, rule 27(2), Sch. 3 Pt. III para. 18(a)
Pt. VIII modified (2.10.2000) by S.I. 2000/2371 rule, 27(2), Sch. 3 Pt. III para. 18(a)

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^{F1}. . . ;

“proceedings” means criminal proceedings, including—

- (a) proceedings in the United Kingdom or elsewhere before a court-martial constituted under the Army Act 1955 [^{F2}, the Air Force Act 1955 or the Naval Discipline Act 1957];
- (b) proceedings in the United Kingdom or elsewhere before the Courts-Martial Appeal Court—
 - (i) on an appeal from a court-martial also constituted ^{F3}. . . ; or
 - (ii) on a reference under section 34 of the ^{M4}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.

Status: Point in time view as at 28/02/2002.

Changes to legislation: Police and Criminal Evidence Act 1984, Cross Heading: Part VIII—supplementary is up to date with all changes known to be in force on or before 11 June 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)

- (2) In this Part of this Act references to conviction before a Service court are [F4 references 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.

Extent Information

E1 S. 82 extends to England and Wales only with exceptions as regards courts martial, see s. 120(1)(6)-(8)

Textual Amendments

- F1** Words in s. 82(1) repealed (28.2.2002) by 2001 c. 19, s. 38, Sch. 7 Pt. I; S.I. 2002/345, **art. 2** (subject to art. 3)
- F2** Words in the definition of “proceedings” in s. 82(1) substituted (1.4.1997) by 1996 c. 46, s. 5, **Sch. 1 Pt. IV para. 107(a)**; S.I. 1997/304, **art. 2** (with savings in art. 3(1)(3) and transitional provisions in art. 4, Sch. 2 para. 1)
- F3** Words in s. 82(1)(b)(i) repealed (1.4.1997) by virtue of 1996 c. 46, ss. 5, 35(2), 36(2), **Sch. 1 Pt. IV para. 107(b)**, **Sch. 7 Pt. I**; S.I. 1997/304, **art. 2** (with saving in art. 3(1)(3) and transitional provisions in art. 4, Sch. 2 para. 1)
- F4** Words in s. 82(2) substituted (1.4.1997) by 1996 c. 46, s. 35(1), **Sch. 6 para. 14**; S.I. 1997/304, **art. 2** (with savings in art 3(3) and transitional provisions in art. 4, Sch. 2 para. 1)

Marginal Citations

- M1** 1955 c. 18.
M2 1955 c. 19.
M3 1957 c. 53.
M4 1968 c. 20.

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