

*Status: Point in time view as at 23/10/2020.*

*Changes to legislation: Police and Criminal Evidence Act 1984, Section 80A is up to date with all changes known to be in force on or before 16 July 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)*



# Police and Criminal Evidence Act 1984

## 1984 CHAPTER 60

### PART VIII

#### EVIDENCE IN CRIMINAL PROCEEDINGS—GENERAL

##### *Miscellaneous*

**[80A] <sup>F1</sup>Rule where accused's spouse [<sup>F2</sup>or civil partner] not compellable.**

The failure of the [<sup>F3</sup>spouse or civil partner] of a person charged in any proceedings to give evidence in the proceedings shall not be made the subject of any comment by the prosecution.]

#### **Extent Information**

- E1** S. 80A extends to England and Wales only with exceptions as regards courts martial, see s. 120(1)(6)-(8)

#### **Textual Amendments**

- F1** S. 80A inserted (24.7.2002 for E.W.) by 1999 c. 23, s. 67(1), Sch. 4 para. 14 (with Sch. 7 paras. 3(3), 5(2)); S.I. 2002/1739, **art. 2(f)**
- F2** S. 80A: words in heading inserted (5.12.2005) by Civil Partnership Act 2004 (c. 33), ss. 261(1), 263, **Sch. 27 para. 98(b)**; S.I. 2005/3175, **art. 2(2)**
- F3** Words in s. 80A substituted (5.12.2005) by Civil Partnership Act 2004 (c. 33), ss. 261(1), 263, **Sch. 27 para. 98(a)**; S.I. 2005/3175, **art. 2(2)**

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