

Status: Point in time view as at 24/07/2006.

Changes to legislation: Criminal Justice Act 2003, Paragraph 61 is up to date with all changes known to be in force on or before 09 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)

SCHEDULES

SCHEDULE 36

FURTHER MINOR AND CONSEQUENTIAL AMENDMENTS

PART 4

TRIALS ON INDICTMENT WITHOUT A JURY

Police and Criminal Evidence (Northern Ireland) Order 1989 (S.I. 1989/1341 (N.I. 12))

- 61 (1) Article 75 of the Police and Criminal Evidence (Northern Ireland) Order 1989 (confessions of mentally handicapped persons) is amended as follows.
- (2) In paragraph (1) after “indictment” there is inserted “ with a jury ”.
- (3) In paragraph (2) after “indictment” there is inserted “ with a jury ”.
- (4) After paragraph (2) there is inserted—
- “(2A) In any case where at the trial on indictment without a jury of a person for an offence it appears to the court that a warning under paragraph (1) would be required if the trial were with a jury, the court shall treat the case as one in which there is a special need for caution before convicting the accused on his confession.”

Commencement Information

- II** Sch. 36 Pt. 4 wholly in force at 8.1.2007; Sch. 36 Pt. 4 not in force at Royal Assent, see s. 336(3); Sch. 36 Pt. 4 in force for E.W. at 24.7.2006 by [S.I. 2006/1835](#), [art. 2](#) (subject to [art. 3](#)); Sch. 36 Pt. 4 in force in so far as not already in force at 8.1.2007 by [S.I. 2006/3422](#), [art. 2](#)

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