
STATUTORY INSTRUMENTS

2007 No. 3442

The Courts-Martial (Army) Rules 2007

PART 7

ARRAIGNMENT

Pleas of guilty and not guilty on one charge sheet

- 47.**—(1) This rule applies where in respect of one charge sheet—
- (a) the judge advocate has accepted a plea or pleas of guilty;
 - (b) a plea or pleas of not guilty have been entered; and
 - (c) the prosecuting authority proceeds to the trial of any charge on which a plea of not guilty has been entered.
- (2) This rule applies whether the charge sheet is in respect of one or more than one accused.
- (3) Unless the judge advocate directs otherwise, the trial of any charge to which an accused has pleaded not guilty shall proceed in accordance with these Rules before the court-martial considers any guilty plea.
- (4) The prosecuting authority, so far as is possible, shall not—
- (a) address the court on any fact, or
 - (b) lead evidence,
- relating to a charge to which any accused has pleaded guilty, except where that fact or evidence relates also to a charge to which any accused has pleaded not guilty.
- (5) After the court has announced its finding on each charge in respect of which a plea of not guilty has been entered, the court shall be told of any guilty plea.
- (6) The court shall proceed to sentencing of the accused.