
STATUTORY INSTRUMENTS

2009 No. 2041

The Armed Forces (Court Martial) Rules 2009

PART 12

EVIDENCE

CHAPTER 1

General

Rules of evidence

73.—(1) The rules of evidence applicable in a trial on indictment in England and Wales shall apply, to the extent that they—

- (a) are capable of applying; and
- (b) are not applied, with or without modifications, by any other enactment or subordinate legislation (whenever passed or made).

(2) In this rule, “rules of evidence” includes rules conferring or restricting any discretion to exclude admissible evidence.

(3) No person may be required—

- (a) to answer any question which he could not be required to answer in a trial on indictment in England and Wales; or
- (b) to produce any document which he could not be required to produce in such a trial.

(4) The court may take judicial notice of—

- (a) matters of which judicial notice could be taken in a trial on indictment in England and Wales; and
- (b) matters within the general service knowledge of the court.

Status:

Point in time view as at 31/10/2009.

Changes to legislation:

There are currently no known outstanding effects for the The Armed Forces (Court Martial) Rules 2009, Section 73.