
STATUTORY INSTRUMENTS

2009 No. 2657

The Court Martial Appeal Court Rules 2009

PART 9

REFERENCE TO THE COURT OF AN UNDULY LENIENT SENTENCE

Notice of reference and application for permission

- 56.**—(1) An application for permission to refer a case must be made in writing and must—
- (a) give the required information and—
 - (i) the date and place of the relevant Court Martial decision; and
 - (ii) the relevant verdict and sentence; and
 - (b) explain why the sentence in the case appears to the Attorney General unduly lenient, concisely outlining each argument in support.
- (2) A notice of reference of a case must be made in writing and must—
- (a) include the same details and explanation as the application for permission to refer the case;
 - (b) summarise the relevant facts; and
 - (c) identify any relevant authorities.
- (3) Where the court gives the Attorney General permission to refer a case, it may treat the application for permission to refer a case as the notice of reference of a case.

Changes to legislation:

There are currently no known outstanding effects for the The Court Martial Appeal Court Rules 2009, Section 56.