
EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends article 13 of the Youth Justice and Criminal Evidence Act 1999 (Application to Service Courts) Order 2009 (“the 2009 Order”). Article 13 modifies the effect of Chapter 4 of Part 2 of the Youth Justice and Criminal Evidence Act 1999 (c. 23) (and sections 63 and 65 of that Act so far as having effect for the purposes of that Chapter) for the purposes of proceedings before the Court Martial, the Service Civilian Court and the Court Martial Appeal Court. Chapter 4 contains provisions allowing courts to impose reporting restrictions in certain proceedings.

Section 78 of the Criminal Justice and Courts Act 2015 (c. 2) amends Chapter 4 by inserting a new section 45A, which contains provisions allowing courts to impose reporting restrictions in certain proceedings for the lifetime of witnesses and victims under 18. Article 3 of this Order inserts new provisions into Article 13 of the 2009 Order to modify the effect of section 45A for the purposes of proceedings before the Court Martial, the Service Civilian Court and the Court Martial Appeal Court.