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STATUTORY INSTRUMENTS

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**2023 No. 1097**

**The Armed Forces (Amendment of Court Rules) Rules 2023**

**Part 5**

**Amendment of the Armed Forces (Court Martial) Rules 2009**

**Amendment of the Armed Forces (Court Martial) Rules 2009**

**17.** The Armed Forces (Court Martial) Rules 2009<sup>(1)</sup> are amended as follows.

**Amendment of rule 108 (summing up)**

**18.** In rule 108 (summing up)—

(a) before paragraph (1), insert—

“(A1) The judge advocate must give the lay members directions about the relevant law at any time at which to do so will assist the lay members to evaluate the evidence.”, and

(b) in paragraph (1), for the words after “shall” substitute “summarise for the lay members, to such extent as is necessary, the evidence relevant to the issues they must decide”.

**Amendment of rule 114 (information before sentencing)**

**19.** In rule 114(2)(d)(information before sentencing)—

(a) in paragraph (ii), for “United Kingdom” substitute “British Islands”, and

(b) for paragraph (iii), substitute—

“; and

(iii) relevant offences of which the offender has been convicted by a court outside the British Islands.”.

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<sup>(1)</sup> [S.I. 2009/2041](#), to which there are amendments not relevant to these Rules.