

Changes to legislation: Criminal Justice Act 1988, Paragraph 6 is up to date with all changes known to be in force on or before 13 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 13

EVIDENCE BEFORE [F1SERVICE COURTS].

Textual Amendments

- F1** Sch. 13: words in title substituted (28.3.2009 for certain purposes and 31.10.2009 insofar as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), ss. 378, 383, [Sch. 16 para. 115\(2\)](#); S.I. 2009/812, [art. 3](#) (with transitional provisions in S.I. 2009/1059); S.I. 2009/1167, [art. 4](#)

Letters of request etc.

- 6 (1) [F1No application shall be made under [F2section 7 of the Crime (International Co-operation) Act 2003][F3... in relation to any offence which is or is to be the subject of proceedings before a Service court], but the Secretary of State may by order make provision as to [F4requests for assistance in obtaining outside the United Kingdom evidence] for such proceedings.
- (2) An order under this paragraph may make different provision for different classes of case.
- (3) The power to make an order under this paragraph shall be exercisable by statutory instrument and a statutory instrument containing any such order shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (4) Without prejudice to the generality of any enactment conferring power to make procedural instruments, procedural instruments may make such provision as appears to the authority making them to be necessary or expedient in relation to [F5requests for assistance in obtaining evidence] for proceedings before a Service court.

Textual Amendments

- F1** Words in Sch. 13 para. 6(1) substituted (10.6.1991) by [Criminal Justice \(International Co-operation\) Act 1990 \(c. 5, SIF 39:1\)](#), s. 31(1), [Sch. 4 para. 6\(3\)](#); S.I. 1991/1072, [art. 2\(a\)](#), [Schedule Pt. I](#)
- F2** Words in Sch. 13 para. 6(1) substituted (26.4.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\)](#), ss. 91, 94, [Sch. 5 para. 16\(a\)\(i\)](#); S.I. 2004/786, [art. 3\(2\)](#) (with S.I. 2004/787, [art. 3\(3\)](#))
- F3** Words in Sch. 13 para. 6(1) omitted (31.12.2020) by virtue of [The Law Enforcement and Security \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/742\)](#), regs. 1, 76; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in Sch. 13 para. 6(1) substituted (26.4.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\)](#), ss. 91, 94, [Sch. 5 para. 16\(a\)\(ii\)](#); S.I. 2004/786, [art. 3\(2\)](#) (with S.I. 2004/787, [art. 3\(3\)](#))
- F5** Words in Sch. 13 para. 6(4) substituted (26.4.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\)](#), ss. 91, 94, [Sch. 5 para. 16\(b\)](#); S.I. 2004/786, [art. 3\(2\)](#) (with S.I. 2004/787, [art. 3\(3\)](#))

Modifications etc. (not altering text)

- C1** Sch. 13 para. 6 applied (2.10.2000) by S.I. 2000/2372, [Rule 27\(1\)\(e\)](#)

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Sch. 13 para. 6 applied (2.10.2000) by [S.I. 2000/2370](#), **Rule 27(1)(f)**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 36(2)(b)(v) and word inserted by [2019 c. 17 s. 13\(3\)\(b\)](#)
- s. 36(3A)(3B) substituted for s. 36(3A) by [2008 c. 4 s. 46\(2\)](#)
- s. 41(4A) inserted by [2004 c. 28 Sch. 10 para. 28](#)
- s. 139AZA(1)(a)(iii) and word inserted by [2019 c. 17 s. 13\(4\)\(b\)](#)