



Evidence Act 1851

1851 CHAPTER 99 14 and 15 Vict

[^{F1}13 Where necessary to prove conviction or acquittal of person charged, not necessary to produce record, but may be certified under hand of clerk of court.

(1) . . . ^{F2} Whenever in any proceeding whatever it may be necessary to prove the trial and conviction or acquittal of any person charged with any indictable offence, it shall not be necessary to produce the record of the conviction or acquittal of such person, or a copy thereof; but it shall be sufficient that it be certified or purport to be certified [^{F3}by the proper officer of the court where such conviction or acquittal took place] that the paper produced is a copy of the record of the indictment, trial, conviction, and judgment or acquittal, as the case may be, omitting the formal parts thereof.]

[^{F4}(2) In subsection (1) “proper officer” means—

- (a) in relation to a magistrates’ court in England and Wales, the [^{F5}designated officer]^{F5} for the court; and
- (b) in relation to any other court, the clerk of the court or other officer having the custody of the records of the court, or the deputy of such clerk or other officer.]

Textual Amendments

- F1** S. 13 repealed in relation to criminal proceedings (E.W.) by [Police and Criminal Evidence Act 1984](#) (c. 60, SIF 95), s. 119, [Sch. 7 Pt. IV](#)
- F2** Recital omitted under authority of [Statute Law Revision Act 1892](#) (c. 19)
- F3** Words in s. 13(1) substituted (1.4.2001) by [1999 c. 22, s. 90, Sch. 13 para. 2\(2\)](#)(with Sch. 14 para. 7(2)); [S.I. 2001/916, arts. 2\(a\)\(ii\), 4](#) (with transitional provisions and savings in [Sch. 2 para. 2](#))
- F4** S. 13(2) inserted (1.4.2001) by [1999 c. 22, s. 90, Sch. 13 para. 2\(3\)](#)(with Sch. 14 para. 7(2)); [S.I. 2001/916, arts. 2\(a\)\(ii\), 4](#) (with transitional provisions and savings in [Sch. 2 para. 2](#))
- F5** Words in s. 13(2)(a) substituted (1.4.2005) by [Courts Act 2003](#) (c. 39), ss. 109(1), 110, [Sch. 8 para. 34](#); [S.I. 2005/910, art. 3\(y\)\(bb\)](#) (with [S.I. 2005/911, {arts. 2, 4, 5}](#))

Changes to legislation:

There are currently no known outstanding effects for the Evidence Act 1851, Section 13.