



## **Court Martial Appeals Amendment Act 2010**

Public Act 2010 No 58  
Date of assent 6 July 2010  
Commencement see section 2

### **Contents**

|  | Page |
|--|------|
| 1 Title  | 1    |
| 2 Commencement   | 1    |
| 3 Principal Act amended  | 1    |
| 4 Appeal against decision of Court Martial relating to bail            | 2    |
| 5 Appeal by accused against finding relating to fitness to stand trial | 2    |

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### **The Parliament of New Zealand enacts as follows:**

- 1 Title**  
This Act is the Court Martial Appeals Amendment Act 2010.
- 2 Commencement**  
This Act comes into force on the day after the date on which it receives the Royal assent.
- 3 Principal Act amended**  
This Act amends the Court Martial Appeals Act 1953.

**4 Appeal against decision of Court Martial relating to bail**

Section 6 is amended by adding the following subsections:

- “(4) On an appeal under this section, the court may—
- “(a) confirm the decision; or
  - “(b) vary the decision; or
  - “(c) set the decision aside.
- “(5) If subsection (4)(c) applies, the court may make any other decision that—
- “(a) could have been made in the first place; and
  - “(b) the court thinks appropriate.”

**5 Appeal by accused against finding relating to fitness to stand trial**

Section 9EA(7) is amended by omitting “section 101E(c)” and substituting “section 101F(c)”.

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**Legislative history**

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| 29 June 2010 | Divided from Statutes Amendment Bill by committee of the whole House, third reading |
| 6 July 2010  | Royal assent  |

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This Act is administered by the New Zealand Defence Force.

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