



Tonga

## COURT OF APPEAL (AMENDMENT) ACT 1999

No. 16 of 1999

### AN ACT TO AMEND THE COURT OF APPEAL ACT

I assent,  
TAUFA 'AHAU TUPOU IV,  
3rd November, 1999.

[29th September, 1999]

**BE IT ENACTED** by the King and Legislative Assembly of Tonga in the Legislature of the Kingdom as follows:

1.
  - (1) This Act may be cited as the Court of Appeal (Amendment) Act 1999.
  - (2) The Court of Appeal Act, (Cap 9), as amended, is in this Act referred to as the Principal Act.
2. The Principal Act is amended by inserting the following new section after section 17C thereof —

“17D **Appeal after acquittals**

  - (a) Where a person tried on indictment has been acquitted (whether in respect of the whole or part of the indictment) the Attorney General may, after the conclusion of the trial, submit for determination by the Court of Appeal any question of law arising at or in connection with the trial.

- (b) The Attorney General shall submit with the question to be determined a statement of the circumstances out of which the question arose and thereafter shall furnish such further statement as the Court of Appeal may require.
- (c) The Court of Appeal shall hear and determine any question submitted to it under this section.
- (d) The Court of Appeal may determine a matter under this section in camera or in accordance with sections 24 and 15 of this Act.
- (e) The determinations by the Court of Appeal of the question submitted shall not in any way affect or invalidate any verdict or decision given at the trial.”

Passed by the Legislative Assembly this 29th day of September 1999.