

JAMAICA

No. 28 – 2015

I assent,



*P. C. Allen*

*Governor-General.*

*27<sup>th</sup> day of November 2015*

AN ACT to Amend the Judicature (Appellate Jurisdiction) Act to make provision, in limited circumstances, for the appeal against a sentence that is fixed by law.

*[30<sup>th</sup> day of November 2015]*

BE IT ENACTED by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and House of Representatives of Jamaica, and by the authority of the same, as follows:—

1. This Act may be cited as the Judicature (Appellate Jurisdiction) (Amendment) Act, 2015, and shall be read and construed as one with the Judicature (Appellate Jurisdiction) Act (hereinafter referred to as the "principal Act") and all amendments thereto.

Short title  
and  
construction.

Amendment  
of section 13  
of principal  
Act.

2. Section 13 of the principal Act is amended by inserting next after subsection (1), the following new subsections as subsections (1A) and (1B), respectively—

“ (1A) Notwithstanding subsection (1) (c), a person who is convicted on indictment in the Supreme Court may appeal under this Act to the Court with leave of the Court of Appeal against the sentence passed on his conviction where the sentence was fixed by law, in the event that the person has been sentenced to a prescribed minimum penalty in the circumstances provided in—

(a) section 42K of the *Criminal Justice (Administration) Act*, and has, pursuant to that section, been issued with a certificate by the Supreme Court to seek leave to appeal to the Court of Appeal against his sentence; or

(b) section 42L of the *Criminal Justice Administration Act*.

(1B) For the purposes of subsection (1A), the reference to “Supreme Court” shall include the High Court Division and the Circuit Court Division of the Gun Court established under the *Gun Court Act*.”

Passed in the Senate this 5th day of June, 2015.

FLOYD E. MORRIS,  
*President.*

Passed in the House of Representatives this 3rd day of November, 2015  
with one (1) amendment.

MICHAEL A. PEART  
*Speaker*

On the 5th day of November, 2015 the Senate agreed to the amendment made by the House of Representatives.

FLOYD E. MORRIS  
*President.*

*This printed impression has been carefully compared by me with the authenticated impression of the foregoing Act, and has been found by me to be a true and correct printed copy of the said Act.*

*Sgd. Heather E. Cooke*  
*Clerk to the Houses of Parliament.*

