

53. Appeals against decisions made under s. 52

- (1) A person who is dissatisfied with a decision (as defined in section 6 of the *Criminal Appeals Act 2004*) made under section 52 may, with the leave of the Court of Appeal, appeal against it.
- (2) For the purposes of subsection (1), Part 2 of the *Criminal Appeals Act 2004*, with any necessary changes, applies as if —
 - (a) the decision referred to in subsection (1) were a decision of a court of summary jurisdiction;
 - (b) a reference in that Part to a court of summary jurisdiction were a reference to the court that made the decision referred to in subsection (1); and
 - (c) a reference in that Part to commencing an appeal were a reference to applying for leave to appeal.
- (3) Despite section 13(1) of the *Criminal Appeals Act 2004*, the appeal is to be dealt with by the Court of Appeal.

[Section 53 inserted by No. 45 of 2004 s. 28(3); amended by No. 84 of 2004 s. 11 and 82.]