

Form 6-2Q

Rule 2.53(2)

NOTICE TO PRISONER WHO WISHES TO APPEAL

1. If a person convicted in the Supreme Court or the County Court wishes to appeal to the Court of Appeal against *conviction* under section 274 of the **Criminal Procedure Act 2009**, the person must file a notice of application for leave to appeal against conviction in the prescribed form with the Registrar of Criminal Appeals of the Supreme Court *within 28 days* after conviction and sentence.
2. The notice of application for leave to appeal must state specifically and not merely in general terms the grounds upon which it is desired to appeal.
3. A person who has been sentenced and who wishes to appeal against the *sentence* under section 278 or 283 of the **Criminal Procedure Act 2009** must file a notice of application for leave to appeal against sentence in the prescribed form with the Registrar of Criminal Appeals of the Supreme Court *within 28 days* after sentence.
4. Separate notices must be lodged for (a) an appeal against *conviction* and (b) an appeal against *sentence*.
5. Under section 313 of the **Criminal Procedure Act 2009** it is possible to apply for an extension of these time limits.
6. It is the aim of the Court of Appeal to deal with the majority of applications for leave to appeal without an oral hearing. Unless a person requests an oral hearing of the application for leave to appeal, the Court of Appeal may determine the application without an oral hearing.
7. A person may request an oral hearing and the request must be confirmed to the Registrar of Criminal Appeals in writing in accordance with any applicable practice note.