

**TITLE 10 - ARMED FORCES****Subtitle A - General Military Law****PART II - PERSONNEL****CHAPTER 47 - UNIFORM CODE OF MILITARY JUSTICE****SUBCHAPTER VII - TRIAL PROCEDURE****§ 846. Art. 46. Opportunity to obtain witnesses and other evidence**

The trial counsel, the defense counsel, and the court-martial shall have equal opportunity to obtain witnesses and other evidence in accordance with such regulations as the President may prescribe. Process issued in court-martial cases to compel witnesses to appear and testify and to compel the production of other evidence shall be similar to that which courts of the United States having criminal jurisdiction may lawfully issue and shall run to any part of the United States, or the Commonwealths and possessions.

(Aug. 10, 1956, ch. 1041, 70A Stat. 53; Pub. L. 109–163, div. A, title X, § 1057(a)(6), Jan. 6, 2006, 119 Stat. 3441.)

**Historical and Revision Notes**

<b>Revised section</b>	<b>Source (U.S. Code)</b>	<b>Source (Statutes at Large)</b>
846	50:621.	May 5, 1950, ch. 169, § 1 (Art. 46), 64 Stat. 122.

The word “Commonwealths” is inserted to reflect the present status of Puerto Rico.

**Amendments**

2006—Pub. L. 109–163 substituted “Commonwealths and possessions” for “Territories, Commonwealths, and possessions”.