



CHAPTER 15A
ARTICLE 91 - APPEAL TO APPELLATE DIVISION

N.C.G.S. § 15A-1443.

Existence and showing of prejudice.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT c. 711, s. 1 — first act in the lineage	RETRIEVED 21 September 2026, 03:45 UTC	SOURCE FINGERPRINT 23ab7d7ef2f2c5611fad753c - ff6231000a36a35013781cfc - 04a95f5b24c61603
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- § 15A-1443(a)

A defendant is prejudiced by errors relating to rights arising other than under the Constitution of the United States when there is a reasonable possibility that, had the error in question not been committed, a different result would have been reached at the trial out of which the appeal arises. The burden of showing such prejudice under this subsection is upon the defendant. Prejudice also exists in any instance in which it is deemed to exist as a matter of law or error is deemed reversible per se.
- § 15A-1443(b)

A violation of the defendant's rights under the Constitution of the United States is prejudicial unless the appellate court finds that it was harmless beyond a reasonable doubt. The burden is upon the State to demonstrate, beyond a reasonable doubt, that the error was harmless.
- § 15A-1443(c)

A defendant is not prejudiced by the granting of relief which he has sought or by error resulting from his own conduct.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
1 ACT

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1977	1978
TICK HEIGHT = ACTS IN THAT YEAR	DASHED = RECODIFICATION, NOT AMENDMENT

Nº	YEAR	ACT	CHARACTER
01	1977	c. 711, s. 1	ENACTED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 15A-1443 (1977).

PINPOINT

N.C. Gen. Stat. § 15A-1443(a) (1977).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1977, c. 711, s. 1.)

SET IN SPECTRAL AND ARCHIVO
NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

