STATUTORY INSTRUMENTS

1974 No. 1580

CRIMINAL PROCEDURE, ENGLAND AND WALES

COSTS AND EXPENSES

The Costs in Criminal Cases (Allowances) (Amendment) Regulations 1974

Made - - - 17*th September* 1974

Coming into Operation 30*th September* 1974

In exercise of the powers conferred upon me by section 17(1) of the Costs in Criminal Cases Act 1973(a), I hereby make the following Regulations:—

1. These Regulations may be cited as the Costs in Criminal Cases (Allowances) (Amendment) Regulations 1974 and shall come into operation on 30th September 1974.

2. In Regulation 7 of the Costs in Criminal Cases (Allowances) Regulations 1974(b) for the words "£5·50" there shall be substituted the words "£6·70" and for the words "£2·75" in both places where they occur there shall be substituted the words "£3·35".

3. In Regulation 10 of the said Regulations for the words "£5·50" there shall be substituted the words "£6·70".

4. In Regulation 11 of the said Regulations for paragraph (3) there shall be substituted the following paragraph:—

"(3) Subject to paragraph (4) below, where a witness travels to or from court by a private conveyance there may be allowed in respect thereof—

(*a*) in any case where the witness travels by motor-cycle, a sum not exceeding—

(i) in the case of a motor-cycle of engine capacity not exceeding 150 c.c., 1·5p a mile each way;

(ii) in the case of a motor-cycle of engine capacity exceeding 150 c.c. but not exceeding 244 c.c., 2·1p a mile each way;

(iii) in the case of a motor-cycle of engine capacity exceeding 244 c.c. but not exceeding 500 c.c., 2·5p a mile each way;

(iv) in the case of a motor-cycle of engine capacity exceeding 500 c.c., 2·8p a mile each way, except where the court is satisfied that the use of the motor-cycle results in a substantial saving of time or is otherwise reasonable, in which case the allowance shall be a sum not exceeding 3·1p a mile each way; and

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(a) 1973 c. 14.

(b) S.I. 1974/831 (1974 II, p. 3235).

(*b*) in any case where the witness travels by motor car, a sum not exceeding 2·8p a mile each way, except where the court is satisfied that the use of the motor car results in a substantial saving of time or is otherwise reasonable, in which case the allowance shall be a sum not exceeding—

(i) in the case of a motor car of engine capacity not exceeding 1000 c.c., 6·0p a mile each way;

(ii) in the case of a motor car of engine capacity exceeding 1000 c.c. but not exceeding 1750 c.c., 7·1p a mile each way;

(iii) in the case of a motor car of engine capacity exceeding 1750 c.c., 7·7p a mile each way.".

5. In Regulation 15(2) of the said Regulations for the words "6·6p" there shall be substituted the words "7·7p".

Roy Jenkins,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
17th September 1974.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations increase the maximum rates of certain allowances payable out of central funds under the Costs in Criminal Cases Act 1973. The allowances increased are—

(*a*) financial loss allowances payable to witnesses who attend to give evidence (other than professional or expert evidence) (Regulation 2);

(*b*) allowances payable to seamen detained on shore for the purpose of attending to give evidence (Regulation 3);

(*c*) travelling allowances payable to witnesses using a private vehicle (Regulation 4) and to doctors making a written report to a court (Regulation 5).

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