CRIMINAL PROCEDURE, ENGLAND

APPEALS

1958 No. 652 (L. 6)

The Criminal Appeal Rules, 1958

Made - - - -	17*th April*, 1958
Laid before Parliament	23*rd April*, 1958
Coming into Operation	1*st May*, 1958

We, the Rule Committee of the Supreme Court, in pursuance of section 19 of the Criminal Justice Administration Act, 1956(a), hereby make the following rules of court under the Criminal Appeal Act, 1907(b) :—

1. For paragraph (*d*) of Rule 5 of the Criminal Appeal Rules, 1908(c) (which makes provision with regard to the furnishing of transcripts by the shorthand writers appointed for the purposes of the Criminal Appeal Act, 1907) there shall be substituted the following paragraph :—

"(*d*) The shorthand writer shall furnish to a party interested in a trial or other proceeding in relation to which a person may appeal under the Act, and, except by leave of a Judge of the Court of Criminal Appeal, to no other person, a transcript of the whole or any part of the shorthand note of any such trial or other proceeding.

No transcript shall be furnished in accordance with this paragraph except on payment to the shorthand writer of his charges on such scale as the Treasury may fix."

2. These Rules may be cited as the Criminal Appeal Rules, 1958, and shall come into operation on the first day of May, 1958.

Dated the seventeenth day of April, 1958.

Kilmuir, C.
Goddard, C.J.
Evershed, M.R.
B. Ormerod, L.J.
H. B. Vaisey, J.
Colin H. Pearson, J.
G. Raymond Hinchcliffe, J.
J. R. Cumming-Bruce.
L. S. Holmes.
W. Charles Norton.
R. E. Seaton.
N. Leigh Taylor.

(a) 4 & 5 Eliz. 2. c. 34. (b) 7 Edw. 7. c. 23.
(c) S.R. & O. 1908/227 (Rev. V, p. 352: 1908, p. 239).

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

Paragraph (*d*) of Rule 5 of the Criminal Appeal Rules, 1908, makes provision as regards the furnishing by a shorthand writer appointed under the Criminal Appeal Act, 1907, of a transcript of the shorthand note of a criminal trial or other proceeding in relation to which a person may appeal under the Act. The paragraph provides that the shorthand writer shall, on payment of the appropriate charges, furnish a transcript of the whole or any part of the shorthand note to a party interested in the trial or other proceeding, and to no other person. The present Rules relax the total prohibition imported by the words " and to no other person " ; the paragraph, in its new form, will enable the shorthand writer, on leave being given by a Judge of the Court of Criminal Appeal, to furnish a transcript to a person who is not entitled to one as of right.

COSTS AND EXPENSES

1958 No. 1717 (L. 11)

The Witnesses' Allowances Regulations, 1958

Made - - - -	*15th October,* 1958
Coming into Operation	*1st November,* 1958

In pursuance of the powers conferred upon me by section twelve of the Costs in Criminal Cases Act, 1952(a), I hereby make the following Regulations :—

1. In Regulation 4 of the Witnesses' Allowances Regulations, 1955(b) (which relates to the payment out of local funds of a loss allowance in respect of a witness who attends to give evidence other than professional or expert evidence), for the words " thirty shillings " there shall be substituted the words " forty shillings " and for the words " fifteen shillings ", in both places where those words occur, there shall be substituted the words " twenty shillings ".

2. These Regulations may be cited as the Witnesses' Allowances Regulations, 1958, and shall come into operation on the first day of November, 1958.

R. A. Butler,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.

15th October, 1958.

(a) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 48. (b) S.I. 1955/1655 (1955 I, p. 555).