STATUTORY INSTRUMENTS

1967 No. 1734 (L.14)

CRIMINAL PROCEDURE, ENGLAND AND WALES

The Indictments (Procedure) (Amendment) Rules 1967

Made - - - *20th November* 1967

Coming into Operation *1st January* 1968

I, Gerald, Baron Gardiner, Lord High Chancellor of Great Britain, in exercise of the powers conferred on me by section 2(6) of the Administration of Justice (Miscellaneous Provisions) Act 1933(a), do hereby make the following Rules:—

1. In the Indictments (Procedure) Rules 1933(b), references to depositions shall include references to written statements tendered in evidence under section 2 of the Criminal Justice Act 1967(c) and accordingly for paragraph (1) of Rule 10 of those Rules there shall be substituted the following paragraph :—

"(1) In these Rules the expression "depositions" means depositions taken before justices under the Magistrates' Courts Act 1952(d) or under the Children and Young Persons Act 1933(e) and includes written statements tendered in evidence under section 2 of the Criminal Justice Act 1967, any document exhibited to such depositions or statements and the statement of the accused:

Provided that any requirement of these Rules that an application should be accompanied by a copy of any depositions, shall as respects documents exhibited to those depositions, be satisfied if a copy of such parts only of the exhibits as are, in the opinion of the applicant, material, accompanies the application, and the application contains an express statement to that effect.".

2. These Rules may be cited as the Indictments (Procedure) (Amendment) Rules 1967 and shall come into operation on 1st January 1968.

Dated 20th November 1967. *Gardiner, C.*

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules amend the Indictments (Procedure) Rules 1933 by extending the definition in those Rules of "depositions" to include the written statements of witnesses which are tendered in evidence in committal proceedings under section 2 of the Criminal Justice Act 1967.

(a) 1933 c. 36. (b) S.R. & O. 1933/745 (Rev. V, p. 347: 1933, p. 556).
(c) 1967 c. 80. (d) 1952 c. 55. (e) 1933 c. 12.