1969 No. 365

JUDICIAL COMMITTEE

PROCEDURE

The Judicial Committee Rules (Amendment) Order 1969

Made - - - - 18*th March* 1969
Coming into Operation 14*th April* 1969

At the Court at Buckingham Palace, the 18th day of March 1969

Present,

The Queen's Most Excellent Majesty in Council

Whereas there was this day read at the Board a representation from the Judicial Committee of the Privy Council recommending that the rules set out in the Schedule to the Order in Council of 20th December 1957(a) ought to be amended:

Now, therefore, Her Majesty, having taken the said representation into consideration, and in exercise of the powers conferred on Her by section 24 of the Judicial Committee Act 1833(b), or otherwise in Her vested, is pleased, by and with the advice of Her Privy Council, to approve thereof and to order, as it is hereby ordered, as follows:—

1. The rules set out in the Schedule to the Order in Council of 20th December 1957 are hereby amended in the manner and to the extent set out in the Schedule to this Order.

2. This Order shall come into operation on 14th April 1969 and may be cited as the Judicial Committee Rules (Amendment) Order 1969.

Whereof all persons whom it may concern are to take notice and govern themselves accordingly.

W. G. Agnew.

SCHEDULE

(1) After Rule 11 in the Arrangement of Rules there shall be inserted the following new entry—"11A. Record produced on hearing of petition for special leave".

(2) In Rule 11 after the words "special leave to appeal" where those words first occur there shall be inserted the words "(unless in such case the said Order in Council otherwise provides)".

(3) After Rule 11 there shall be inserted the following new Rule—

"11A. Where an Appeal has been admitted by Order of Her Majesty in Council granting special leave to appeal and an authenticated copy of the Record was produced upon the hearing of the Petition for such special leave, then, if the Order in Council so provides, such copy may be accepted as the Record proper to be laid before Her Majesty on the hearing of the Appeal and the provisions of Rule 14 shall not apply."

(a) S I. 1957/2224 (1957 I, p. 1205).
(b) 1833 c. 41.

(4) In Rule 22 after the word "arrival" there shall be inserted the words and figures "or, in a case to which the provisions of Rule 11A apply, within a period of one month from the date of the Order in Council granting special leave to appeal".

(5) In Rule 29 at the end of paragraph (*b*) there shall be inserted the words and figures "or, in a case to which the provisions of Rule 11A apply, within a period of fourteen days from the date of the completion of the printing or duplicating of the Record:".

(6) In Rule 34 after the word "England" there shall be inserted the words and figures "or, in a case to which the provisions of Rule 11A apply, within a period of one month from the date of the Order in Council granting special leave to appeal".

(7) In Rules 22, 23 and 24 the word "typewritten" shall be omitted.

EXPLANATORY NOTE

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

This Order amends certain provisions in the Judicial Committee Rules 1957 dealing with the record, so as to reduce delay in the hearing of appeals where special leave to appeal is granted.