STATUTORY INSTRUMENTS

# 1965 No. 1229 (L.11)

# SUPREME COURT OF JUDICATURE, ENGLAND

## PROCEDURE

# The Rules of the Supreme Court (No.2) 1965

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| *Made* - - - - | 3*rd June* 1965 |
| *Laid before Parliament* | 11*th June* 1965 |
| *Coming into Operation* | 21*st June* 1965 |

We, the Rule Committee of the Supreme Court, being the authority having for the time being power under section 99(4) of the Supreme Court of Judicature (Consolidation) Act 1925(a) to make, amend or revoke rules regulating the practice and procedure of the Supreme Court of Judicature, hereby exercise those powers and all other powers enabling us in that behalf as follows:—

**1.** Order 44, rule 2, of the Rules of the Supreme Court(b), as amended(c), shall be further amended as follows:—

(1) At the beginning of paragraph (4) there shall be inserted the words "Subject to paragraph (4A)".

(2) After paragraph (4) there shall be inserted the following paragraph:—

"(4A) If the Court hearing an application in private by virtue of paragraph (4) decides to grant leave to issue a writ of attachment or make an order of committal against the person sought to be attached or committed, it shall in open court state—

(*a*) the name of that person;

(*b*) in general terms the nature of the contempt of court in respect of which leave to issue a writ of attachment is being granted or an order of committal is being made, and

(*c*) if he is being committed for a fixed period, the length of that period."

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(a) 15 & 16 Geo. 5. c. 49. (b) Rev. 1903 XII, p. 54.
(c) The relevant amending instrument is S.I. 1960/2327 (1960 III, p. 3151).

**2.** This instrument may be cited as the Rules of the Supreme Court (No. 2) 1965 and shall come into operation on 21st June 1965.

Dated 3rd June 1965.

*Gardiner*, C.
*Denning*, M.R.
*J. E. S. Simon*, P.
*Edmund Davies*, J.
*Geoffrey Cross*, J.
*Arthur Bagnall.*
*Hugh Griffiths.*

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## EXPLANATORY NOTE

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

These Rules provide that where, on an application heard in private under Order 44, rule 2(4), the Court decides to commit a person to prison for contempt of court, it must state in open court certain details of its decision.