

**DRAFT COSTS IN CRIMINAL CASES (WITNESSES' ALLOWANCES) (AMENDMENT No. 5) (JERSEY)  
REGULATIONS 200-**

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**Lodged au Greffe on 22nd May 2001  
by the Finance and Economics Committee**

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**STATES OF JERSEY**

**STATES GREFFE**

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## **Explanatory Note**

These Regulations amend further the Costs in Criminal Cases (Witnesses' Allowances) (Jersey) Regulations 1973. The purpose of the amendments is to increase allowances payable out of public funds to persons attending at court (that is, the Royal Court, the Court of Appeal or the Magistrate's Court) to give evidence in criminal cases.

The allowances are paid under the following headings -

*Regulation 2* professional witness.

*Regulation 4* loss allowance to witness who is neither a professional witness nor an expert.

*Regulation 5* subsistence allowance to witness who is neither a professional witness nor an expert witness.

*Regulation 6* allowance for witness obliged to be away from home overnight.

*Regulation 8(3)* allowance for hire of vehicle within the Island where public transport not available.

The allowances were last increased in 1999.

### Financial/manpower statement

The Committee noted that the additional annual cost to be incurred as a result of the implementation of the new rates would be in the order of £8,000, and there were no manpower implications for the States arising from the Regulations.

**Costs in Criminal Cases (Jersey) Law 1961**

COSTS IN CRIMINAL CASES (WITNESSES' ALLOWANCES) (AMENDMENT No. 5) (JERSEY) REGULATIONS  
200-

(Promulgated on the \_\_\_\_\_ day of \_\_\_\_\_ 200-)

**STATES OF JERSEY**

The \_\_\_\_\_ day of \_\_\_\_\_ 200-

**THE STATES**, in pursuance of Article 6 of the Costs in Criminal Cases (Jersey) Law 1961,<sup>[1]</sup> as amended, have made the following Regulations -

**1.** In the Costs in Criminal Cases (Witnesses' Allowances) (Jersey) Regulations 1973,<sup>[2]</sup> as amended,<sup>[3]</sup> in relation to the Regulation specified in the first column of the Schedule to these Regulations, for the monetary amount specified in the second column of the said Schedule there shall be substituted the monetary amount specified in the third column thereof.

**2.** The following Regulations shall be repealed -

(a) Costs in Criminal Cases (Witnesses' Allowances) (Amendment No. 2) (Jersey) Regulations 1989,<sup>[4]</sup>

(b) Costs in Criminal Cases (Witnesses' Allowances) (Amendment No. 3) (Jersey) Regulations 1993,<sup>[5]</sup>

(c) Costs in Criminal Cases (Witnesses' Allowances) (Amendment No. 4) (Jersey) Regulations 1999.<sup>[6]</sup>

**3.** These Regulations may be cited as the Costs in Criminal Cases (Witnesses' Allowances) (Amendment No. 5) (Jersey) Regulations 200 and shall come into force on the day following promulgation.

*SCHEDULE*

(Regulation 1)

<b>First Column</b>	<b>Second Column</b>	<b>Third Column</b>
<i>Regulation</i>	<i>Old amount</i>	<i>New amount</i>
2  proviso	one hundred and sixty- four pounds  eighty-two pounds	one hundred and eighty pounds  ninety pounds
4  proviso (both places)	seventy pounds  thirty-five pounds	seventy-seven pounds  thirty-eight pounds fifty pence
5(a)  (b)  (c)	three pounds  six pounds  twelve pounds	three pounds fifty pence  seven pounds  fourteen pounds
6	seventy pounds	seventy-seven pounds
8(3)	two pounds fifty pence	two pounds seventy pence

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[1] Recueil des Lois, Volume 1961-1962, page 161.

[2] No. 5790.

[3] Nos. 7889, 8561 and 9370.

[4] No. 7889.

[5] No. 8561.

[6] No. 9370.