

Ordinance 02 of 2017

Published in Gazette No. 1834 of 16 March 2017

**COURTS (CONSTITUTION AND JURISDICTION)
(AMENDMENT) ORDINANCE 2017**

An Ordinance to amend the Courts (Constitution and Jurisdiction) Ordinance 2007 with respect to evidence given through a live link.

James Illingworth
ADMINISTRATOR

11 March 2017

BE it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:—

Short title

1. This Ordinance may be cited as the Courts (Constitution and Jurisdiction) (Amendment) Ordinance 2017.

Commencement

2. This Ordinance comes into force on 17 March 2017.

Amendment of section 38A of the Courts (Constitution and Jurisdiction) Ordinance 2007

3.—(1) Section 38A of the Courts (Constitution and Jurisdiction) Ordinance 2007(a) is amended as follows.

(a) Ordinance 5/2007. Section 38A was inserted by section 14 of the Courts (Constitution and Jurisdiction) (Amendment) Ordinance 2014, Ordinance 2/2014.

(2) Number the existing text as subsection (1).

(3) After subsection (1) (as numbered by subsection (2) above), insert—

“(2) A statement made by a witness and given in evidence through a live link by virtue of this section shall be treated, for the purposes of sections 110 and 113 of the Criminal Code(a), as having been made in the proceeding in which it is given as evidence, whether it is made from within or outside the Areas.”.

(a) Cap. 154, Statute Laws of Cyprus revised edition of 1959. Legislation of the former colony of Cyprus has effect in the Areas by virtue of article 5 of the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (S.I. 1960/1369 (U.K.)). Schedule 2 to the Interpretation Ordinance 2012 (Ordinance 8/2012) provides for the interpretation of such legislation.

EXPLANATORY NOTE

(This note is not part of the Ordinance)

1. This explanatory note relates to the Courts (Constitution and Jurisdiction) (Amendment) Ordinance 2017 (“the Ordinance”). It has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Ordinance. It does not form part of the Ordinance.
2. This note should be read in conjunction with the Ordinance. It is not, and is not meant to be, a comprehensive description of the Ordinance.
3. The Ordinance amends section 38A of the Courts (Constitution and Jurisdiction) Ordinance 2007. The purpose of the amendment is to bring evidence given via a live link from outside the Areas within the scope of offences of perjury, subornation of perjury and making contradictory statements under sections 110 and 113 of the Criminal Code.

SBA/AG/2/CT/135

Published by the Sovereign Base Areas Administration
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