

LEGAL NOTICE NO. 141

REPUBLIC OF TRINIDAD AND TOBAGO

THE CRIMINAL PROCEDURE ACT, CHAP. 12:02

RULES

MADE BY THE RULES COMMITTEE UNDER SECTION 78(A) OF THE SUPREME COURT OF JUDICATURE ACT, CHAP. 4:01; SECTION 41 OF THE JURY ACT, CHAP. 6:53; SECTION 14(C) OF THE EVIDENCE ACT, CHAP. 7:02; SECTION 16B OF THE INDICTABLE OFFENCES (PRELIMINARY ENQUIRY) ACT, CHAP. 12:01; SECTION 77(1) OF THE CRIMINAL PROCEDURE ACT, CHAP. 12:02 AND SUBJECT TO NEGATIVE RESOLUTION OF PARLIAMENT

THE CRIMINAL PROCEDURE (AMENDMENT) (NO. 2)
RULES, 2019

1. Citation and Commencement

1. These Rules may be cited as the Criminal Procedure (Amendment) (No. 2) Rules, 2019.

2. Interpretation

2. In these Rules, “the Rules” means the Criminal Procedure Rules, L.N. No. 55 of 2016 2016.

3. Rule 2 amended

3. Rule 2(1) of the Rules is amended by inserting after the definition of court officer, the following definition:

““CourtPay” means the Judiciary’s software system which manages the information in relation to the payment of filing fees and charges made into the Judiciary’s custodial bank account using Linx Card, Credit Card, CourtPay TopUp Voucher or the Judiciary Closed Loop Reloadable Card and out of the Judiciary’s custodial account to the Central Bank;”.

4. New Rule 22B inserted

4. The Rules are amended by inserting after Rule 22A, the following new Rule:

“22B Method of payment of filing fees

22B. (1) The fees paid to the Court may be received via cash or the CourtPay system.

22B. (2) When submitting a payment using the CourtPay system, the Payor shall be charged a Non-Refundable transaction fee for each transaction conducted.

22B. (3) A schedule of fees for each transaction mode is set out in Schedule 2 of these Rules.”.

5. Rules amended

5. The Rules are amended by deleting the word “Schedule” wherever it appears and substituting the words “Schedule 1”.

6. Schedule 1 amended

6. Schedule 1 to the Rules is amended by revoking Forms 5 and 6 and substituting the following Forms:

(Rule 22A) “FORM 5 CRIMINAL INFORMATION FILING FORM (ORIGINATING)							
I.	PARTIES						
		V.					
II.	NAME OF OFFENCE			IIB: ICCS CODE			
III.	DESCRIPTION OF OFFENCE						
IV.	Document Description	Type of document	Date of document:	YYYY/MM/DD			
			Date of Filing:	YYYY/MM/DD			
V.	FILED ON BEHALF OF:	DPP	POLICE	OTHER	PRIVATE COMPLAINANT		
VI.	INFORMATION RE ACCUSED	Male	DATE OF BIRTH YYYY/MM/DD	ADDRESS (1):			
		Female		(2):			
				City/ Town	CODE		
				State/ province	CODE		
				Country	CODE		
				Date of Offence	YYYY/MM/DD	DATE OF ARREST/ SUMMONS	YYYY/MM/DD
				Date Charged	YYYY/MM/DD	Date of Committal	YYYY/MM/DD
	Date of Remand	YYYY/MM/DD	Date of Grant of Bail	YYYY/MM/DD			
	Date bail accessed	YYYY/MM/DD					
VII.	BAILOR INFORMATION:	NAME OF BAILOR		ADDRESS OF BAILOR			
	BAILNET NO						

VIII.	ATTORNEYS-AT-LAW	Senior Counsel / Lead Advocate (if any)	Surname		
			Given		
			Bar NO:		
		Firm or Chambers			
		Address			
		Telephone	Primary		
			Secondary		
			Fax		
		E-mail	Primary		
			Secondary		
		Junior Advocate	Surname		
			Given		
			Bar No		
		Firm or Chambers			
		Address			
		Telephone	Primary		
			Secondary		
			Fax		
		E-mail	Primary		
			Secondary		
		Filing Attorney at-Law	Surname		
Given					
BAR NO:					
Firm or Chambers					
Address					
Telephone	Primary				
	Secondary				
	Fax				
E-mail	Primary				
	Secondary				
Name	Surname				
	Given				
	Other				
Designation					
Address					
Telephone	Primary				
	Secondary				
	Fax				
E-mail	Primary				
	Secondary				
IX.	CASE PROGRESSION OFFICER	Name	Surname		
			Given		
		Designation			
			Address		
		Telephone	Primary		
			Secondary		
			Fax		
		E-mail	Primary		
			Secondary		

(Rule 22A) FORM 6				
CRIMINAL INFORMATION FILING FORM (NON-ORIGINATING DOCUMENTS)				
I.	HIGH COURT NO.			
II.	DISTRICT COURT NO.			
III.	NAME OF OFFENCE			
	DESCRIPTION OF OFFENCE			
IV.	PARTIES			
		V.		
V.	DOCUMENT DESCRIPTION	Type of document		
		Date of Document:		
		Filing Date:		
VI.	FILED ON BEHALF OF			
VII.	ATTORNEYS-AT-LAW	Senior Counsel / Lead Advocate (if any)	Surname	
			Given	
			BAR NO	
		Firm or Chambers		
		Address		
		Telephone	Primary	
			Secondary	
			Fax	
		E-mail	Primary	
			Secondary	

		Junior Advocate	Surname		
			Given		
			Other		
		Bar No.			
		Firm or Chambers			
		Address			
		Telephone	Primary		
			Secondary		
			Fax		
		E-mail	Primary		
			Secondary		
		Filing Attorney-at-Law	Surname		
			Given		
			Other		
		Bar No.			
		Firm or Chambers			
		Address			
		Telephone	Primary		
			Secondary		
			Fax		
		E-mail	Primary		
			Secondary		
VIII.	CASE PROGRESSION OFFICER	Name	Surname		
			Given		
			Other		
			Firm or Chambers		
			Address		
			Telephone	Primary	
				Secondary	
				Fax	
			E-mail	Primary	
				Secondary	

7. New Schedule 2 inserted

7. The Rules are amended by inserting after Schedule 1, the following Schedule:

"SCHEDULE 2

Rule 22B

TRANSACTION FEES

If Payor is paying by LINX Card	1%
If Payor is paying by Credit Card	3% + \$3.50
If Payor is paying by Judiciary Closed Loop Reloadable Card	1%
CourtPay TopUp Voucher	1%".

Dated this 5th day of August, 2019.

I. ARCHIE
Chief Justice

C. PEMBERTON
Justice of Appeal

C. B. ANTOINE
Puisne Judge

F. AL-RAWI
Attorney General

A. FITZPATRICK s.c.
Attorney-at-law

S. INDARSINGH
Attorney-at-law

N. BANSEE-SOOKHAI
Registrar