



ST. CHRISTOPHER AND NEVIS

CHAPTER 5.15

RECORDING OF COURT PROCEEDINGS ACT

Revised Edition

showing the law as at 31 December 2002

This is a revised edition of the law, prepared by the Law Revision Commissioner under the authority of the Law Revision Act, No. 9 of 1986.

This edition contains a consolidation of the following laws—

RECORDING OF COURT PROCEEDINGS ACT

Act 3 of 2002 ... in force 29th March 2002

Page

3

CHAPTER 5.15
RECORDING OF COURT PROCEEDINGS ACT

ARRANGEMENT OF SECTIONS

1. Short title
 2. Interpretation
 3. Power to record notes of evidence mechanically or by other means
 4. Transcript to be prepared
 5. Verification of transcript
 6. Access to Transcript
 7. Oath
 8. Amendment to the Schedules
- FIRST SCHEDULE
SECOND SCHEDULE

CHAPTER 5.15

RECORDING OF COURT PROCEEDINGS ACT

AN ACT TO PROVIDE FOR MECHANICAL RECORDING OF NOTES OF EVIDENCE IN COURT PROCEEDINGS; AND TO PROVIDE FOR RELATED OR INCIDENTAL MATTERS.

Short title.

1. This Act may be cited as the Recording of Court Proceedings Act.

Interpretation.

2. In this Act—

“Court” means Superior Court and Summary Court of record;

“Minister” means the Minister responsible for Legal Affairs.

Power to record notes of evidence mechanically or by other means.

3. (1) Notes of evidence or a record of the proceedings in a Court may be taken down or recorded mechanically or by any other means, where a Judge, Magistrate or other person presiding over a Court, is required by law to—

- (a) take down notes of evidence;
- (b) cause notes of evidence to be taken down; or
- (c) make a recording of the proceedings.

- (2) The notes of evidence or record of proceedings taken down or recorded in accordance with subsection (1) shall be the official record of the Court.

Transcript to be prepared.

4. The Registrar or Clerk of the Court shall cause a transcript of the notes of evidence or record of proceedings taken down or recorded in accordance with section 3(1) to be prepared as soon as practicable after the close of proceedings each day.

Verification of transcript.

5. A transcript prepared in accordance with section 4 shall be verified by a certificate of the person responsible for the accuracy of the taking or recording of the evidence or proceedings and the transcript.

Access to Transcript.

6. (1) Notwithstanding the provisions contained in sub-rules (7) and (8) of Rule 48 of the Appeal Court Rules or any other rule in any other law, a party to any proceedings in a Court may make an application for a transcript prepared in accordance with section 4 and, on payment to the court the fees specified in the First Schedule to this Act, shall be furnished with a verified copy of the transcript.

- (2) Where the transcript is provided—

- (a) to the Attorney-General, the Court, or other Government office no fee shall be charged;
- (b) in any other case the fee shall be that specified in the First Schedule.

Oath.

7. A person responsible for the accuracy of the taking or recording of the evidence or proceedings and the transcript shall take an oath or affirmation as contained in the Second Schedule to this Act.

Amendment to the Schedules.

8. The Minister may, from time to time, by Order, amend the Schedules to this Act.

SCHEDULE 1*(Section 6)*

TRANSCRIPT PAGE RATES

	ORIGINAL	FIRST COPY EACH PARTY	ADDITIONAL COPY SAME PARTY
Ordinary Transcript	\$10.00	\$5.00	\$2.50
Expedited Transcript	\$12.00	\$6.00	\$3.00
Daily Transcript	\$15.00	\$7.00	\$3.00

DEFINITIONS

Ordinary Transcript	Within two to four weeks after Proceedings.
Expedited Transcript	Within five working days after Proceedings.
Daily Transcript	Within 24 hours after Proceedings.

SCHEDULE 2*(Section 7)*

OATH OR AFFIRMATION