

Coroners Ordinance

Resolution

(Under section 54 of the Coroners Ordinance (Cap. 504))

Resolved that the Coroners (Witnesses' Allowances) (Amendment) Rules 2012, made by the Chief Justice on 25 October 2012, be approved.

Coroners (Witnesses' Allowances) (Amendment) Rules 2012

(Made by the Chief Justice under section 54 of the Coroners Ordinance (Cap. 504) subject to the approval of the Legislative Council)

1. Commencement

These Rules come into operation on a day to be appointed by the Chief Justice by notice published in the Gazette.

2. Coroners (Witnesses' Allowances) Rules amended

The Coroners (Witnesses' Allowances) Rules (Cap. 504 sub. leg. E) are amended as set out in rules 3, 4 and 5.

3. Rule 3 amended (allowances for professional witnesses)

(1) Rule 3(1)—

Repeal

everything after “not exceeding”

Substitute

“\$2,355 for each day the witness is necessarily absent from the witness's place of residence or practice to attend for such purpose.”

(2) Rule 3(2)—

Repeal

everything after “during which”

Substitute

“the witness is necessarily absent from the witness's place of residence or practice to attend for such purpose does not

exceed 4 hours, the professional witness allowance must not exceed \$1,175.”

4. Rule 4 amended (allowances for expert witnesses)

(1) Rule 4(1)—

Repeal

everything after “not exceeding”

Substitute

“\$2,355 for each day the witness is necessarily absent from the witness's place of residence, business or employment to attend for such purpose.”

(2) Rule 4(2)—

Repeal

everything after “during which”

Substitute

“the witness is necessarily absent from the witness's place of residence, business or employment to attend for such purpose does not exceed 4 hours, the expert witness allowance must not exceed \$1,175.”

5. Rule 5 amended (allowances for loss of remuneration or expenses incurred)

(1) Rule 5(1)—

Repeal

everything after “to which”

Substitute

“the witness would not otherwise have been subject, a loss allowance not exceeding \$410 for each day of attendance, in respect of that loss or expense.”

(2) Rule 5(2)—

Repeal

everything after “absent from”

Substitute

“the witness’s place of residence, business or employment to attend to give evidence does not exceed 4 hours, the witness’s loss allowance must not exceed \$205.”.



Chief Justice

25th October 2012

Explanatory Note

These Rules amend the Coroners (Witnesses' Allowances) Rules (Cap. 504 sub. leg. E) to increase the maximum rates of allowances that may be allowed in respect of the following classes of witnesses at inquests under the Coroners Ordinance (Cap. 504)—

- (a) a witness practising any of the specified professions and attending to give professional evidence;
- (b) an expert witness attending to give expert evidence;
- (c) a witness attending to give evidence (other than professional or expert evidence).