

L.N. 88 of 2023

**Criminal Procedure (Witnesses' Allowances)
(Amendment) Rules 2023**

(Made by the Criminal Procedure Rules Committee under section 9B of the Criminal Procedure Ordinance (Cap. 221) with the approval of the Legislative Council)

1. Commencement

These Rules come into operation on 1 August 2023.

2. Criminal Procedure (Witnesses' Allowances) Rules amended

The Criminal Procedure (Witnesses' Allowances) Rules (Cap. 221 sub. leg. B) are amended as set out in rules 3, 4 and 5.

3. Rule 3 amended (allowances for professional witnesses)

(1) Rule 3(1)—

Repeal

“\$3,210”

Substitute

“\$3,290”.

(2) Rule 3(2)—

Repeal

“\$1,600”

Substitute

“\$1,640”.

4. Rule 4 amended (allowances for expert witnesses)

(1) Rule 4(1)—

Repeal

“\$3,210”

Substitute

“\$3,290”.

(2) Rule 4(2)—

Repeal

“\$1,600”

Substitute

“\$1,640”.

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

(1) Rule 5(1)—

Repeal

“\$615”

Substitute

“\$655”.

(2) Rule 5(2)—

Repeal

“\$305”

Substitute

“\$325”.

Made this 3rd day of April 2023.

The Hon. Mr. Justice POON
Chief Judge of the High Court

The Hon. Mr. Justice MACRAE,
V.P.

The Hon. Mr. Justice LEE

Andy HO
Senior Deputy Registrar, High Court

Derek CHAN, S.C.

Eric CHEUNG

Jonathan MAN

Ben LI

Explanatory Note

These Rules amend the Criminal Procedure (Witnesses' Allowances) Rules (Cap. 221 sub. leg. B) to increase the maximum rates of allowances for the following classes of witnesses in criminal proceedings—

- (a) witnesses practising specific professions who give professional evidence;
- (b) expert witnesses who give expert evidence;
- (c) witnesses who give evidence (other than professional or expert evidence) and lose remuneration or incur expenses as a result.