

**L.N. 186 of 2022**

**Court Proceedings (Electronic Technology) (District Court Criminal Proceedings) (Amendment) Rules 2022**

(Made by the Chief Justice under section 26 of the Court Proceedings (Electronic Technology) Ordinance (Cap. 638))

**1. Commencement**

These Rules come into operation on 21 December 2022.

**2. Court Proceedings (Electronic Technology) (District Court Criminal Proceedings) Rules amended**

The Court Proceedings (Electronic Technology) (District Court Criminal Proceedings) Rules (Cap. 638 sub. leg. D) are amended as set out in rule 3.

**3. Rule 2 amended (interpretation)**

(1) Rule 2, definition of *closure time*, paragraph (b)—

**Repeal**

“; or”

**Substitute a semicolon.**

(2) Rule 2, definition of *closure time*, paragraph (c)(ii)—

**Repeal the semicolon**

**Substitute**

“; or”.

(3) Rule 2, definition of *closure time*, after paragraph (c)—

**Add**

“(d) any time during which the office is directed under Order 64, rule 1 or 2 of the Rules of the District Court (Cap. 336 sub. leg. H) to be closed;”.

(4) Rule 2—

**Repeal the definition of *judicial officer***

**Substitute**

“*judicial officer* (司法人員) means—

- (a) the Registrar of the District Court;
- (b) a deputy registrar of the District Court;
- (c) an assistant registrar of the District Court;
- (d) a temporary registrar of the District Court;
- (e) a temporary deputy registrar of the District Court; or
- (f) a temporary assistant registrar of the District Court;”.

Andrew CHEUNG  
Chief Justice

30 September 2022

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## Explanatory Note

These Rules amend the definitions of *closure time* and *judicial officer* in the Court Proceedings (Electronic Technology) (District Court Criminal Proceedings) Rules (Cap. 638 sub. leg. D) (*Cap. 638D*).

2. Cap. 638D provides for the treatment of a document sent, or a payment made, to the District Court by means of an e-system (i.e. a designated information system) in respect of a criminal proceeding where the document or payment is received during the relevant court office's closure time (as defined by rule 2 of Cap. 638D) that is not a time during which the office is open for the proceeding to which the document or payment relates. Rule 3 amends the definition of *closure time* in that rule 2 so that the closure time of a court office also includes any time during which the office is directed under Order 64, rule 1 or 2 of the Rules of the District Court (Cap. 336 sub. leg. H) to be closed.
3. Rule 3 also amends the definition of *judicial officer* in that rule 2.