

CAYMAN ISLANDS



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**THE CRIMINAL PROCEDURE CODE  
(AMENDMENT) LAW, 1983  
(LAW 28 OF 1983)**

CAYMAN ISLANDS

Law 28 of 1983

I assent

**PETER LLOYD**

Governor

19th December 1983

**A LAW TO AMEND THE CRIMINAL PROCEDURE  
CODE  
(LAW 13 OF 1975)**

ENACTED by the Legislature of the Cayman Islands.

Short title.

1. This Law may be cited as the Criminal Procedure Code (Amendment) Law, 1983.

Amendment of s. 78 of  
Law 13 of 1975.

2. Section 78 of the Criminal Procedure Code, hereinafter called the principal Law, is amended, in the proviso thereto, by the deletion of the words "six months" and the substitution therefor of the words "five years".

Amendment of s. 172 of  
the principal Law.

3. Section 172 of the principal Law is amended —

- (a) by the deletion of the words "with the opinion of the court thereon to the Summary Court" and the substitution therefor of the words "to the Summary Court for retrial";
- (b) by the deletion of the full stop at the end thereof and the substitution therefor of a colon; and
- (c) by the addition immediately thereafter of the following proviso —

"Provided that the court may, notwithstanding that it is of the opinion that the point raised in the appeal might be

decided in favour of the appellant, dismiss the appeal if the court considers that no substantial miscarriage of justice has actually occurred".

Amendment of  
Schedule I to the  
principal Law.

4. Schedule I to the principal Law is amended by the deletion of the letter "B" where such letter appears in the first column of the said Schedule opposite the word "Wounding" in the "Nature of Offence" column, and the substitution therefor of the letter "C".

Passed the Legislative Assembly this 22nd day of November, 1983.

**PETER LLOYD**  
President

**SYBIL McLAUGHLIN**  
Clerk of the Legislative Assembly.