

CAYMAN ISLANDS



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**THE CRIMINAL PROCEDURE CODE
(AMENDMENT) LAW, 1987
(LAW 9 OF 1987)**

Law 9 of 1987

I Assent

PETER LLOYD

Governor

28th May, 1987

**A LAW TO AMEND THE CRIMINAL
PROCEDURE CODE.**

ENACTED by the Legislature of the Cayman Islands.

Short title.

1. This Law may be cited as the Criminal Procedure Code (Amendment) Law, 1987.

Amendment of s.55.

2. Section 55 of the Criminal Procedure Code, in this Law referred to as the Code, is substituted by the following -

“Restitution
of stolen property
after
conviction.

55. Where a person has been convicted of an offence involving theft, obtaining property by deception, obtaining pecuniary advantage by deception, handling stolen goods or any other offence by which he has wrongfully come into possession of any property, the court may direct the restitution to the owner thereof or his representative of the property to which that offence relates or of any property which is the subject of any other similar offence admitted by the convicted person which is taken into consideration by the court in determining sentence. Any such restitution may be in addition to or in substitution for any other punishment.”.

Insertion of new
s.61A.

3. The Code is amended by inserting the following new section immediately after section 61 -

“Power to postpone
or adjourn trial.

61A. If, from the absence of witnesses or any other reasonable cause to be recorded in the proceedings, the court considers it necessary or advisable to postpone the commencement of or to adjourn any trial, the court may from time to time, in addition to any other powers it may have, postpone or adjourn the same on such terms as it thinks fit for such time as it considers reasonable, and may remand the accused to the prison or other place of security, or may admit the accused to bail. During any remand the court may at any time order the accused to be brought before it.”.

Amendment of
Schedule I.

4. Schedule I of the Code is amended -

- (a) in the item relating to section 218 of the Penal Code, by substituting “of ” for “or” in the two places where it appears immediately before “property”;
- (b) by substituting the following for the item relating to section 244 of the Penal Code -

“244 Destroying or damaging property -

- | | | | |
|---|---|--|------------------------|
| B | A | if value of destruction or
damage exceeds \$1,000 | Ten years
\$10,000 |
| C | A | if value of destruction or
damage does not exceed \$1,000 | Two years
\$1,000”. |

Passed the Legislative Assembly this 29th day of April, 1987.

PETER LLOYD
President.

GEORGETTE MYRIE
Clerk of the Legislative Assembly.