

CAYMAN ISLANDS



Supplement No. 4 published with Extraordinary  
Gazette No. 24 dated 22 August, 2003.

**THE CRIMINAL PROCEDURE CODE (AMENDMENT) LAW, 2003**

**(LAW 16 OF 2003)**

CAYMAN ISLANDS

Law 16 of 2003.

I Assent

James M. Ryan

Acting Governor.

Date: 11 August, 2003

**A LAW TO AMEND THE CRIMINAL PROCEDURE CODE (1995  
REVISION); AND FOR INCIDENTAL AND CONNECTED PURPOSES**

ENACTED by the Legislature of the Cayman Islands.

1. This Law may be cited as the Criminal Procedure Code (Amendment) Law 2003. Short title

2. The Criminal Procedure Code (1995 Revision) is amended in section 127 as follows- Amendment of section  
127 of the Criminal  
Procedure Code (1995  
Revision)- election of  
trial by Judge alone

(a) by repealing subsection (1) and substituting the following subsection-

“(1) If an accused person is of the opinion that, due to the nature of the case or of the surrounding circumstances, a fair trial with a jury may not be possible, he may, at least 21 days before the date of the trial or the date of arraignment, whichever is earlier, elect to be tried

by a Judge alone; and such election shall be made by notice in writing addressed to the Clerk.”; and

(b) by inserting after subsection (1) the following subsection-

“(1a)Notwithstanding subsection (1), a judge may permit an accused person to make an oral or written election at any time before a jury is empanelled where such accused person has proven that, because of exigent circumstances, it was not possible for him to make an election within the time limit specified in subsection (1).”.

Passed by the Legislative Assembly the 24<sup>th</sup> day of July, 2003.

JULIANNA O’CONNOR - CONNOLLY

Speaker.

WENDY LAUER EBANKS

Clerk of the Legislative Assembly.

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