L.N. 138 of 2004

CRIMINAL CODE
(CAP. 9)

Criminal Procedure (Regulation of Registries, Archives and Functions of Director General (Courts) and Other Court Executive Officers) Regulations, 2004

IN virtue of the powers conferred by articles 369, 496, 514, 521 and 697 of the Criminal Code, the Deputy Prime Minister and Minister for Justice and Home Affairs has made the following regulations:-

Citation and commencement.

1. (1) These regulations may be cited as the Criminal Procedure (Regulation of Registries, Archives and Functions of Director General (Courts) and Other Court Executive Officers) Regulations, 2004.

(2) These regulations shall come into force on the 30th day of March, 2004.

General provisions.

2. Regulations 2 (other than the definition of the expression "Code"), 3, 7, 8, 9, 10 and 11(3), (4), (5), (6) and (8) of the Civil Procedure (Regulation of Registries, Archives and Functions of Director General (Courts) and Other Court Executive Officers) Regulations, 2004, shall *mutatis mutandis* apply to the courts of criminal justice sohowever that the words "Director, Civil Courts and Tribunals", wherever they occur in the said Civil Procedure (Regulation of Registries, Archives and Functions of Director General (Courts) and Other Court Executive Officers) Regulations, 2004 shall be read and construed as a reference to the "Director, Criminal Courts and Tribunals" and the words "Registrar, Civil Courts and Tribunals", wherever they occur in the said regulations of the Civil Procedure (Regulation of Registries, Archives and Functions of Director General (Courts) and Other Court Executive Officers) Regulations, 2004 shall be read and construed as a reference to the "Registrar, Criminal Courts and Tribunals".

Registry of the Courts of Criminal Jurisdiction in Malta.

3. (1) In Malta, the courts of criminal jurisdiction shall have one registry. The Registry shall be titled "Registry of the Courts of Criminal Jurisdiction, Malta" and shall be placed at the Courts of Justice Division in Valletta.

(2) The Registry of the Courts of Criminal Jurisdiction, Malta shall be competent to receive all judicial acts, written pleadings and other documents which, are to be filed before the:

(a) the Court of Criminal Appeal, in its superior and inferior jurisdiction;

(b) the Criminal Court;

(c) the Court of Magistrates (Malta);

(d) the Juvenile Court;

(e) the Commissioners for Justice; and

(f) any other court or tribunal, the judicial acts, written pleadings and other documents whereof shall, in terms of any law, be filed in the Registry of the Criminal Courts and Tribunals, Malta.

(3) The Registry of the Courts of Criminal Jurisdiction, Malta shall be under the responsibility of the Registrar, Criminal Courts and Tribunals.

(4) The Registry of the Criminal Courts and Tribunals, Malta may be divided into Sections as the Registrar, Criminal Courts and Tribunals may determine and such Registry shall be competent to receive judicial acts, written pleadings and other documents as may be established by law.

Registry of the Courts of Criminal Jurisdiction in Gozo.

4. (1) In Gozo, the courts of criminal jurisdiction shall have one registry. The Registry shall be titled "Registry of the Courts of Criminal Jurisdiction, Gozo" and shall be placed at the Gozo Courts in Gozo.

(2) The Registry of the Courts of Criminal Jurisdiction, Gozo shall be competent to receive all judicial acts, written pleadings and other documents which in accordance with any law are to be filed before the:

(a) the Court of Criminal Appeal, inferior jurisdiction, hearing appeals from the Court of Magistrates (Gozo) as a Court of Criminal Judicature;

(b) the Court of Magistrates (Gozo);

(c) the Juvenile Court;

(d) the Commissioners for Justice; and

(e) any other court or tribunal, the judicial acts, written pleadings and other documents whereof shall, in terms of any law, be filed in the Registry of the Civil Courts and Tribunals, Gozo.

(3) The Registry of the Courts of Criminal Jurisdiction, Gozo shall be under the responsibility of the Registrar, Gozo Courts and Tribunals.

(4) The Registry of the Civil Courts and Tribunals, Gozo may be divided into Sections as the Director, Gozo Courts and Tribunals may determine and such Registry shall be competent to receive judicial acts, written pleadings and other documents as may be established by law.

Functions of Registrars.

5. (1) The Registrar, Criminal Courts and Tribunals and the Registrar, Gozo Courts and Tribunals shall have respectively the direction of the registries mentioned in regulations 3 and 4 of these regulations and shall execute the duties entrusted to them by law in accordance with the provisions of the law and the directions given to them by the courts and tribunals and shall not act under the direction of any other person or authority.

(2) In performing their administrative functions, the Registrar, Criminal Courts and Tribunals and the Registrar, Gozo Courts and Tribunals shall report to the Director General (Courts).

Archives.

6. (1) There shall be one archive located in Valletta for all acts presented in the Registry of the Courts of Criminal Jurisdiction in Malta, which archive shall be separate from the archive for civil acts and which shall be under the responsibility of the Registrar, Criminal Courts and Tribunals.

(2) There shall be one archive located in Gozo, for all acts presented in the Registry of the Courts of Criminal Jurisdiction in Gozo.

Ippubblikat mid-Dipartiment ta' l-Informazzjoni (doi.gov.mt) — Valletta — *Published by the Department of Information (doi.gov.mt) — Valletta*
Mitbugh fl-Istamperija tal-Gvern — *Printed at the Government Printing Press*
Prezz 12c – *Price 12c*