
STATUTORY INSTRUMENTS

1951 No. 1401

**The Reserve and Auxiliary Forces
(Protection of Civil Interests) Rules 1951**

**PART VI
GENERAL**

Rules of court to apply subject to these Rules

37. In any proceedings to which these Rules apply in any court the procedure shall be regulated by the rules of procedure appropriate for that court subject to the provisions of these Rules.

Power to hear in private

38. Any court to which an application under these Rules is made may at any stage of the proceedings order that the case shall thenceforward be heard in private.

Power to admit letters as evidence

39. For the purpose of hearing and determining an application or exercising its discretion under these Rules, the court may, if it thinks fit, look at any letter or other document sent or tendered to the court, and may admit the letter or document as prima facie evidence of any facts stated therein, if in all the circumstances the court thinks it just to do so.

Power to vary orders

40.—(1) Any court by which an order has been made under these Rules may, on application or of its own motion, suspend, discharge or vary the order, if, having regard to the circumstances, the court thinks it just to do so.

(2) The power conferred by the last foregoing paragraph in relation to a judgment shall be in addition to, and not in derogation of, any power which the court may have independently of the Act to suspend, or stay execution on, the judgment.

(3) Where leave to proceed has been given, and the court subsequently makes an order independently of the Act suspending, or staying execution on, the judgment, the court may make any consequential alterations in the order giving leave to proceed which may be necessary to avoid a conflict between the two orders.

Use of forms

41. The forms in the Appendix to these Rules shall be used wherever applicable with such variations as the circumstances may require:

Provided that no form shall be varied in such a way as to impose on any party or other person an obligation to which he is not subject by virtue of the Act or these Rules or otherwise by law.