

SCHEDULE 2

Article 4

MODIFICATIONS OF THE JUDICIAL COMMITTEE
(GENERAL APPELLATE JURISDICTION) RULES IN THEIR
RELATION TO APPEALS FROM THE SUPREME COURT

1. Save as is otherwise provided in this Schedule or where the context otherwise requires, any reference in the Rules to Her Majesty or Her Majesty in Council shall be construed as a reference to His Majesty the Sultan and Yang Di-Pertuan acting on the recommendation of the Committee, and references to Orders of Her Majesty in Council shall be construed accordingly.

2. Paragraph 1 of this Schedule shall not apply to the definition of “Agent” in paragraph (1) of Rule 1.

3. For the words “Her Majesty in Council” in the definition of “Party” in paragraph (1) of Rule 1 there shall be substituted the words “the Judicial Committee”.

4. For the words “Her Majesty in Council” in the definition of “Record” in paragraph (1) of Rule 1 there shall be substituted the words “the Judicial Committee”.

5. For the words “Her Majesty in Council” in paragraph (2) of Rule 1 there shall be substituted the words “the Judicial Committee”.

6. For the words “to advise Her Majesty” in Rule 3 there shall be substituted the words “to recommend to His Majesty the Sultan and Yang Di-Pertuan”.

7. For the words “to advise Her Majesty” in Rule 6 there shall be substituted the words “to recommend to His Majesty the Sultan and Yang Di-Pertuan”.

8. For the words “Her Majesty” in paragraph (5) of Rule 11 there shall be substituted the words “His Majesty the Sultan and Yang Di-Pertuan”.

9. For the words “Her Majesty” in paragraph (4) of Rule 36 there shall be substituted the words “His Majesty the Sultan and Yang Di-Pertuan”.

10. For the words “Her Majesty” in paragraph (1) of Rule 56 there shall be substituted the words “His Majesty the Sultan and Yang Di-Pertuan”.

11. For the word “orders” in Rule 75 there shall be substituted the word “recommendations”.

12. For the words “given their decision” in Rule 77 there shall be substituted the words “announced their recommendation”.

13. The following Rule shall be substituted for Rule 80—

“80. A statement of the amount allowed on the taxation shall, subject to any appeal to the Judicial Committee, and subject to any recommendation from the Committee to the contrary, be transmitted to His Majesty the Sultan and Yang Di-Pertuan for insertion in His Order determining the Appeal or Petition.”.

14. The following items in Part II of Schedule B shall be omitted, that is to say—

“Original Order of Her Majesty in Council determining an Appeal

Any other original Order of Her Majesty in Council

Plain copy of an Order of Her Majesty in Council”.