
STATUTORY INSTRUMENTS

2005 No. 2795

The Family Procedure (Adoption) Rules 2005

PART 16

WITNESSES, DEPOSITIONS AND EVIDENCE FOR FOREIGN COURTS

SECTION 1

WITNESSES AND DEPOSITIONS

Conduct of examination

147.—(1) Subject to any directions contained in the order for examination, the examination must be conducted in the same way as if the witness were giving evidence at a final hearing.

(2) If all the parties are present, the examiner may conduct the examination of a person not named in the order for examination if all the parties and the person to be examined consent.

(3) The examiner will conduct the examination in private unless he considers it is not appropriate to do so.

(4) The examiner must ensure that the evidence given by the witness is recorded in full.

(5) The examiner must send a copy of the deposition—

- (a) to the person who obtained the order for the examination of the witness; and
- (b) to the court where the case is proceeding.

(6) The court will make directions as to the service of a copy of the deposition on the other parties.