

THE SUPREME COURT OF THE FEDERATION OF MALAYA.

REGISTRAR'S CIRCULAR NO.13/48

ASSIGNMENT OF COUNSEL IN CRIMINAL CASES.

Recently Counsel was assigned on the 16th September for an Emergency Criminal Trial due for hearing on the 20th September, 1948. On the 18th Counsel applied to the Trial Judge for an adjournment on the ground that he had a case elsewhere for hearing on the 20th September, 1948. This application was refused. Counsel then returned the papers in the Emergency Trial and with considerable difficulty different Counsel was assigned.

2. In future whenever Counsel is assigned by the Supreme Court for any criminal trial whether Emergency or otherwise the memo of assignment must contain a paragraph to the following effect:-

"I confirm that you have agreed by telephone to accept this assignment."

3. Assistant Registrars will ascertain by telephone whether Counsel proposed to be assigned can take the case before forwarding the memo of assignment to him. If Counsel subsequently finds himself in difficulties, he will be bound by the terms of the assignment as if it were a retainer. Capital cases in the High Court then take precedence of all other work.

S. S. S. S.
REGISTRAR.

The Registry,
Supreme Court,
Federation of Malaya,

Kuala Lumpur, 23rd September, 1948.
(RSC.85/48) MRI/AJS

DISTRIBUTION:

To all Assistant Registrars, Supreme Court.