

No. S 72

CONSTITUTION OF BRUNEI DARUSSALAM
(Order under Article 83(3))

SUPREME COURT ACT (AMENDMENT) (NO. 3) ORDER, 2004

ARRANGEMENT OF SECTIONS

Section

1. Citation.
 2. Amendment of section 15 of Chapter 5.
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(Order under Article 83(3))

SUPREME COURT ACT (AMENDMENT) (NO. 3) ORDER, 2004

In exercise of the power conferred by Clause (3) of Article 83 of the Constitution of Brunei Darussalam, His Majesty the Sultan and Yang Di-Pertuan hereby makes the following Order —

Citation.

1. This Order may be cited as the Supreme Court Act (Amendment) (No. 3) Order, 2004.

Amendment of section 15 of Chapter 5.

2. Section 15 of the Supreme Court Act is amended by adding the following new subsection —

"(9) Nothing in subsection (8) shall prevent any person from referring to or reproducing any or any part of such proceedings where —

(a) such reference or reproduction is reasonably necessary or required in any court in Brunei Darussalam or elsewhere under the law applicable in that court for the purpose of enabling that person to pursue or defend any proceedings in that court, and the person seeking such reference or reproduction applies to that court, whether successfully or not, for an order that such reference or reproduction be made in camera in that court; or

(b) such reference or reproduction (other than in any court in Brunei Darussalam or elsewhere) is reasonably necessary to enable a party to any proceedings in Brunei Darussalam or elsewhere to prepare for or conduct those proceedings, or to enable a person to obtain legal advice in respect of any dispute or actual or contemplated proceedings, provided that party takes all reasonable steps to ensure the confidentiality of the information or documents to be referred to or reproduced."

Made this 28th. day of Syaaban, 1425 Hijriah corresponding to the 13th. day of October, 2004 at Our Istana Nurul Iman, Bandar Seri Begawan, Brunei Darussalam.

HIS MAJESTY
THE SULTAN AND YANG DI-PERTUAN
BRUNEI DARUSSALAM