



**BERMUDA
1943 : 38**

**JUDICIAL PROCEEDINGS
(REGULATION OF REPORTS) ACT 1943**

ARRANGEMENT OF SECTIONS

1	Restrictions on publication	3	Prosecution only with consent of Director of Public Prosecutions
2	Punishment for contravention	4	Savings

[17 July 1943]

[preamble and words of enactment omitted]

Restrictions on publication

1 No person shall publish by any means whatsoever for the information of the public—

- (a) in relation to any judicial proceedings, any indecent matter or indecent, medical, surgical or physiological details being matter or details the publication of which would be calculated to injure public morals; or
- (b) in relation to any judicial proceedings for dissolution of marriage, for nullity of marriage, for judicial separation, or for restitution of conjugal rights, any particulars other than—
 - (i) the names, addresses and occupations of parties and witnesses;
 - (ii) the grounds of the action or application, and a concise statement of the charges, defences and

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counter-charges in support of which evidence
been given;

- (iii) submissions on any point of law arising the
course of the proceedings and the decision o
court thereon;
- (iv) the summing-up of the Judge and the findings
of the jury if any) and the judgment of the court
and the observations made by the Judge in
giving judgment:

Provided that nothing in this part of this section shall be
held to permit the publication of anything contrary to
the provisions of paragraph (a).

- (c) in relation to any judicial proceedings before a
magistrate under the provisions of the Indictable
Offences Act, 1929 [*title 8 item 32*], particulars of the
examination of witnesses on an information for an
indictable offence:

Provided that such particulars may be published in any
case—

- (i) where the magistrate orders the accused person
or, if more than one, all the accused persons to
be discharged as to the information under
enquiry; or
 - (ii) where the magistrate, at the request of the
defence, permits such publication;
- (d) in relation to any judicial proceedings for an offence
under Part XVIII (rape and sexual offences) or under
sections 348 to 351 (blackmail, extortion, etc) of the
Criminal Code [*title 8 item 31*], the name, address or
other personal particulars of the complainant or
prosecutor where the presiding Judge or magistrate
orders that the restrictions imposed by this paragraph
shall apply.

Punishment for contravention

2 Any person who contravenes this Act commits an offence against
this Act:

Punishment on summary conviction: imprisonment for 4 months or a
fine of \$7,000 or both such imprisonment and fine.

	Title 8
<i>Laws of Bermuda</i>	Item 3

Prosecution only with consent of Director of Public Prosecutions

3 No prosecution for an offence against this Act shall be commenced by any person without the consent of the Director of Public Prosecutions.

[Section 3 amended by 1999:8 s.2 & Sch 1 effective 1 April 1999]

Savings

4 Nothing in this Act shall—

- (a) apply to the printing of any pleading, transcript of evidence or other document for use in connection with any judicial proceedings, or to the printing or publication of any notice or report in pursuance of the directions of any court or of any matter in any newspaper or periodical of a technical character bona fide intended for circulation among the members of the legal or medical profession;
- (b) affect the powers of the Supreme Court to commit or otherwise punish any person for contempt of court.

[Amended by:

1962:2

1975:43

1999:8]