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At 1055 o'clock the Court is closed to consider the motion.

At 1110 o'clock the Court is re-opened.

The accused is brought before the Court.

President: The Court will allow the motion of the Defence for separate trials on the first and second charges. The third, fourth, fifth and sixth charges will be tried separately and the seventh and eighth will be tried separately.

JÄ: Have you any more motions now?

Def Offr: No, that is the end of my motions.

The charge sheet is signed by the President, marked B2, and annexed to the proceedings.

The accused is arraigned upon the first two charges in the above-mentioned charge sheet.

Q.1 Are you guilty or not guilty of the first charge against you, which you have heard read?

A.1 Not guilty, sir.

Q.2 Are you guilty or not guilty of the second charge against you, which you have heard read?

A.2 Not guilty, sir.

Q.3 Do you wish to apply for an adjournment on the ground that any of the rules relating to procedure before trial have not been complied with, and that you have been prejudiced thereby, or on the ground that you have not had sufficient opportunity for preparing your defence?

Def Offr: The only thing sir is that yesterday I sent or applied to the UK for a witness who is a vital witness. I have a telegram that he will be here by sixteen hundred hours but in the event that he is not here we would be prejudiced.

JÄ: Is he a witness on the first charge?

Def Offr: On the first charge. But I imagine that he will be here.

JÄ: He will be a witness for the Defence. You will be able to cross-examine the Prosecution witnesses first so that we can proceed?

Def Offr: Accept if anything happens to this chap in my defence, it would be rather - I believe - I submit that it is vital and rather than at the end of the case rather than say that I am embarrassed, I would rather explain the situation from the beginning. There is a man flying from the UK today and by reason of the fact that he is not here at the present time, and that I will require him for the first case - I don't anticipate any trouble. So 'No' is the answer to that question, subject to what I have just said.

JÄ: None of your witnesses are in court here are they, Captain Wright?

Def Offr: No sir.

JÄ: And none of your witnesses?

Fros: No sir.