RECORD FORM B—PROCEEDINGS ON PLEAS OF GUILTY TO ALL CHARGES

B1. The President ~~or JA, if any,~~ complies with RP 35(B), by explaining to the accused the nature and [illegible] of the charge(s)(¹), and that on his plea of Guilty there will be no regular trial but merely a [illegible] sentence to be awarded after he has been given an opportunity to make a statement in reference to the charge [illegible] call witnesses as to character and make an address in mitigation of punishment.(²)

(1. RP 35 to 3. 2. MML p 54 para 47.)

B2. President to accused: The Court will now receive any statement you desire to make in reference to the charge(s).(¹) If it appears from your statement that there are circumstances which indicate that [illegible] stand the effect of the plea of Guilty(²), or which show [illegible] the witnesses for the Prosecution should be examined [illegible] making a statement you will not be sworn [illegible] in evidence against [illegible] affects only the amount of punishment [illegible] will be given an opportunity later to prove your statement by sworn [illegible]

President to accused: Do you wish to make a statement? Ans [illegible]

(1. RP 37(B). 2. RP 37(C) to A. 3. RP 35(B) [illegible] MML p 54 para 47. 4. [illegible] 5. Statement, if any, recorded per Notes.)

B3. ~~The Court considers the accused's statement.(¹) The Court decides (not) to advise accused to change his (their) plea(s) of Guilty to Not Guilty on .... charge(s). The accused is (are) so informed, and he (they) change(s) his (their) plea(s) on .... charge(s). Part I of the Schedule is amended accordingly.~~

(1. Court may be closed to consider the statement. Delete whole or part not used.)

B4. On the charge(s) to which the plea(s) of Guilty is (are) not changed the President records finding(s) of Guilty in Part I of the Schedule.(¹)

(1. RP 35(B). If any plea(s) is (are) changed, use Record Form C or D as appropriate.)

B5. The Summary of Evidence is marked Ex "A", initialled and read aloud by the President.(¹)

(1. If there is no Summary, or if it is inadequate, comply with RP 37(B). If there is any evidence inconsistent with any plea standing as Guilty, Court will advise accused to change such plea and, if changed to Not Guilty, try such charge(s) by use of paras D1 to D8 inclusive of Record Form D on p 3. RP 37(D).)

B6. The accused having been found Guilty on one or more of the charges, the proceedings are concluded by using Record Form E on p 5.

RECORD FORM C—PROCEEDINGS ON MIXED PLEAS OF GUILTY AND NOT GUILTY.

C1. As to the charges on which accused pleaded NOT GUILTY the trial is continued by using paras D1 to D8 inclusive of Record Form D on p 3 before proceeding with C 2.(¹)

(1. RP 37(A) (E).)

C2. The charges on which accused pleaded GUILTY are read to him (them) again, and the trial is continued by using paras B1 to B5 of Record Form B above.(¹)

(1. Under B5 such parts only of the Summary of Evidence are read as relate to the charges dealt with under C2. If any plea is changed to Not Guilty, that charge is proceeded by complying with paras D1 to D8 inclusive of Record Form D on p 3 and making an appropriate record thereof on a separate sheet.)

C3. The accused having been found Guilty on one or more of the charges, the proceedings are concluded by using Record Form E on p 5.

PRESIDENT OR JA WILL INITIAL ALL DELETIONS AND ALTERATIONS.

RECORD FORM E—[illegible]

E1. President to accused [illegible]

Ans ....

(1. If evidence has already been [illegible] Accused and witnesses are sworn [illegible])

E2. The Prosecutor produces [illegible] copy (~~copies~~) of Conduct Sheet(s)(¹) [illegible] examination, and then to the Court for [illegible] to the accused, because (i) they purport to be [illegible] to refer to (a) soldier(s) having the same [illegible] marked Ex "B" and Ex "[illegible]" respectively [illegible]

(1. AFB 2068 or AFB 296. 2. [illegible] para [illegible])

E3. President to accused: Do you wish to address [illegible] mitigation of punishment (¹)(²). Ans [illegible]

(1. RP 37(C), 44(G). 2. Address, if any, recorded per [illegible] as to anything there [illegible] which would affect the [illegible])

E4. The President states that the Court is closed to [illegible] by the Court, being subject to confirmation, will not be [illegible] proceedings in open court are accordingly terminated.(¹)

(1. AA 54(A), RP (20)(A).)

E5. The Court considers the sentence(¹). The President [illegible] is dated and signed by him ~~and the JA, if any~~.(²)

(1. When several accused tried separately see RP 71 [illegible]. One sentence only [illegible] laid down in AA 47, 44 and its proviso, is to be awarded in respect of all charges [illegible] RP 48. As to sentences see AA 44, [illegible] MML p 60, 737-739. As to sentences imposed for civil offences [illegible] already under sentence of imprisonment or detention see AA 44 [illegible] Confirming Offr see KR Con 367. As to custody and disposal of records [illegible])

PRESIDENT OR JA WILL INITIAL ALL DELETIONS AND [illegible]