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The prosecution is closed.

Defence

Question to the accused. Q.27 Do you apply to give evidence yourself as a witness?

Answer. A.27 No, Sir.

Question. Q.28 Do you intend to call any other witness in your defence?

Answer. A.28 No, Sir.

Question. ~~Q.29 Is he a witness as to character only? Answer~~

INSTRUCTIONS TO THE COURT

- (i) When the answers to the above questions have been recorded, the Court will follow the provisions of Rules of Procedure 40 and 41 respecting the order of evidence and addresses which is applicable to the circumstances of the case.
- (ii) All addresses by prosecutor, counsel or defending officer, whether recorded by the Court or handed in in writing will be attached to the proceedings in the order in which they are made. Any address which the accused is entitled to make pursuant to Rules of Procedure 40 (C) (iv) and 41 (A) (i) and (iii) will be similarly dealt with. Written addresses will be read to the Court, marked and signed by the President. If any person who is entitled to make an address declines to do so, a record will be made to that effect.

(Where any evidence is given for the defence.)

~~The evidence of the accused (and of the witnesses for the defence including witnesses as to character) is recorded on a separate page (see overleaf).~~

(Where the accused does not give evidence upon oath.)

Question to the accused. Q.29 Have you anything to say in your defence?

Answer. A.29 The accused in his defence says†

~~† (Hands in a written address which is read, marked signed by the President and attached to the proceedings.)~~

This is the statement I would like to make for the reason I went A.W.O.L. I got out of detention after being in from December 28th, 1942, till February 20th, 1943. On the morning of the 22nd February, 1943, I went to my Company Orderly Room and asked the Commanding Officer for a two day pass and I was refused. There were other lads got out of detention at the same time I did and received weekend passes and I did not think that a very square deal. On the 22nd February, 1943, at 2100 hours, I started for home. When I arrived home I found my mother in very poor condition. Two days later she was taken to the hospital.

† In this space will be recorded any oral statement or address made by the accused in his defence when he has not given evidence as a witness. (For any additional address which he is entitled to make, see Instructions to the Court above.)