

IN THE SUPREME COURT OF MISSISSIPPI

No. 89-R-99013-SCT

ORDER

This matter came before the Court on its own motion, en banc, for consideration of the amendment of Canon 3A(7) of the Mississippi Code of Judicial Conduct. Having considered the matter, the Court finds that the fair and efficient administration of justice will be served by amending Canon 3A(7) as set forth in Exhibit "A" hereto.

IT IS THEREFORE ORDERED that Canon 3A(7) of the Mississippi Code of Judicial Conduct be and the same is hereby amended as set forth in Exhibit "A" hereto.

IT IS FURTHER ORDERED that a certified copy of this order shall be forwarded by the Clerk of this Court to West Publishing Company for publication as promptly as reasonably possible in the advance sheets of the Southern Reporter, Second Series, the official reporter of cases decided in this Court.

SO ORDERED, this the 6th day of February, 2001.

/s/ Edwin Lloyd Pittman
EDWIN LLOYD PITTMAN, CHIEF JUSTICE,
FOR THE COURT

MCRAE, P.J., NOT PARTICIPATING

EXHIBIT "A" TO ORDER

CANON 3

A Judge Should Perform the Duties of His Office Impartially and Diligently

_____The judicial duties of a judge take precedence over all his other activities. His judicial duties include all the duties of his office prescribed by law. In the performance of these duties, the following standards apply:

A. Adjudicative Responsibilities.

.....

(7) Except as may be authorized by rule or order of the Supreme Court
a ~~A~~ judge should prohibit broadcasting, televising, recording, or taking photographs in the courtroom and areas immediately adjacent thereto during sessions of court or recesses between sessions, except that a judge may authorize:

(a) the use of electronic or photographic means for the presentation of evidence, for the perpetuation of a record, or for other purposes of judicial administration;

(b) the broadcasting, televising, recording, or photographing of investitive, ceremonial, or naturalization proceedings;

(c) the photographic or electronic recording and reproduction of appropriate court proceedings under the following conditions:

(i) the means of recording will not distract participants or impair the dignity of the proceedings;

(ii) the parties have consented, and the consent to being depicted or recorded has been obtained from each witness appearing in the recording and reproduction;

(iii) the reproduction will not be exhibited until after the proceeding has been concluded and all direct appeals have been exhausted; and

(iv) the reproduction will be exhibited only for instructional purposes in educational institutions.