

Table 2

Person/Institution	Making the rule	Interpreting the rule	Applying the rule
Department of Health lawyers	✓		
Parliamentary Counsel	✓		
MPs and Peers	✓		
Secretary of State	✓	✓	
Minister of Public Health	✓	✓	
Fred		✓	
The cinema owner		✓	✓
The police		✓	✓
The CPS		✓	✓
Fred's barrister		✓	
Prosecuting counsel		✓	
The trial judge		✓	✓
The Court of Appeal		✓	✓
Lord Smith		✓	✓