

## **Rule 1101 Applicability of rules**

- (a) Courts. These rules apply to all the courts of this Commonwealth in the actions, cases, and proceedings and to the extent hereinafter set forth.
- (b) Proceedings generally. These rules apply generally to civil actions and proceedings and to criminal cases and proceedings, except as provided in subdivision (d) of this rule.
- (c) Rules on privileges. The rules with respect to privileges apply at all stages of all actions, cases, and proceedings.
- (d) Rules inapplicable. The rules (other than with respect to privileges) do not apply in the following situations:
  - (1) Preliminary questions of fact. The determination of questions of fact preliminary to admissibility of evidence when the issue is to be determined by the court under KRE 104.
  - (2) Grand jury. Proceedings before grand juries.
  - (3) Small claims. Proceedings before the small claims division of the District Courts.
  - (4) Summary contempt proceedings. Contempt proceedings in which the judge is authorized to act summarily.
  - (5) Miscellaneous proceedings. Proceedings for extradition or rendition; preliminary hearings in criminal cases; sentencing by a judge; granting or revoking probation; issuance of warrants for arrest, criminal summonses, and search warrants; and proceedings with respect to release on bail or otherwise.

**Effective:** July 1, 1992

**History:** Enacted 1990 Ky. Acts ch. 88, sec. 73; renumbered (7/1/92) pursuant to 1992 Ky. Acts ch. 324, sec. 34.