

Supreme Court of Judicature (Singapore Convention on Mediation) Rules 2020

Table of Contents

Enacting Formula

1 Citation and commencement

2 Definition

3 Application of Rules of Court

4 Applications under section 4(1)(a) or 8

5 Applications under section 4(1)(b)

6 Recording of international settlement agreement as order of court

7 Application to set aside order giving leave to record international settlement agreement as order of court

No. S 761

SUPREME COURT OF JUDICATURE ACT (CHAPTER 322)

SUPREME COURT OF JUDICATURE (SINGAPORE CONVENTION ON MEDIATION) RULES 2020

In exercise of the powers conferred by section 80 of the Supreme Court of Judicature Act and all other powers enabling us under any written law, we, the Rules Committee, make the following Rules:

Citation and commencement

1. These Rules are the Supreme Court of Judicature (Singapore Convention on Mediation) Rules 2020 and come into operation on 12 September 2020.

Definition

2.—(1) In these Rules, “Act” means the Singapore Convention on Mediation Act 2020 (Act 4 of 2020), and any reference to a section, unless otherwise expressly provided, is a reference to that section in the Act.

(2) An expression used in these Rules that is used in the Act has the same meaning as in the Act.

Application of Rules of Court

3. Subject to the provisions of these Rules, the Rules of Court (R 5) apply to any application or other proceeding before the court under the Act.

Applications under section 4(1)(a) or 8

4.—(1) An application to the General Division of the High Court —

- (a) for leave to record an international settlement agreement as an order of the General Division of the High Court under section 4(1)(a); or
- (b) to set aside an order of the General Division of the High Court under section 8,

must, where the action is pending, be made by summons in the action, and in any other case, by originating summons, unless the court otherwise directs.

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(2) Service out of the jurisdiction of an originating summons under this rule is permissible with leave of court.

(3) An application for the grant of leave under this rule must be supported by an affidavit stating the ground on which the application is made and showing in what place or country the person to be served is, or probably may be found; and no such leave may be granted unless it appears to the court that the case is a proper one for service out of the jurisdiction under this rule.

(4) Order 11, Rules 3, 4 and 6 of the Rules of Court apply in relation to any originating summons mentioned in paragraph (2).

Applications under section 4(1)(b)

5. An application to the General Division of the High Court, the Appellate Division of