

Rules of Court (Amendment) Rules 2006

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No. S 637

SUPREME COURT OF JUDICATURE ACT (CHAPTER 322)

RULES OF COURT (AMENDMENT) RULES 2006

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

Citation and commencement

1.—(1) These Rules may be cited as the Rules of Court (Amendment) Rules 2006 and shall come into operation on 1st January 2007.

(2) The provisions of Order 3, Rule 4 of the Rules of Court (R 5) (referred to in these Rules as the principal Rules) as amended by item (2) in the First Schedule to these Rules shall apply to any order or direction requiring the service, filing or amendment of any pleading or other document only if that order or direction is made by the Court on or after 1st January 2007.

(3) The provisions of Order 25, Rule 3 of the principal Rules as amended by item (8)(a) in the First Schedule to these Rules shall apply only in the case where the Court makes an order on or after 1st January 2007 requiring the parties to the proceedings to exchange affidavits of their evidence-in-chief.

(4) The provisions of Order 26, Rule 2 of the principal Rules as amended by item (9) in the First Schedule to these Rules shall apply only in relation to interrogatories served on or after 1st January 2007.

(5) The provisions of Order 59, Rule 19 of the principal Rules as amended by item (15)(a) in the First Schedule to these Rules shall apply only in relation to hearings concluded on or after 1st January 2007.

(6) The provisions of Order 69, Rule 7 of the principal Rules as amended by item (17) in the First Schedule to these Rules shall apply only in relation to applications filed on or after 1st January 2007 for leave to appeal.

(7) The provisions of Order 71, Rule 5 of the principal Rules as amended by item (19)(b)(i) in the First Schedule to these Rules shall apply only in relation to applications made on or after 1st January 2007 for a grant under the Probate and Administration Act (Cap. 251).

(8) Form 38 in the principal Rules as amended by rule 3(a) of these Rules and the Second Schedule thereto shall apply only in relation to affidavits (for the verification of lists of documents) filed on or after 1st January 2007 under Order 24, Rule 1 of the principal Rules.

Amendment of Orders

2. The provisions of the principal Rules specified in the first column of the First Schedule are amended in the manner set out in the second column thereof.

Amendment of Appendix A

3. Appendix A of the principal Rules is amended —

- (a) by deleting Form 38 and substituting the new Form 38 as set out in the Second Schedule;
- (b) by inserting, immediately after Form 45, the new Form 45A as set out in the Third Schedule;
- (c) by deleting Forms 62 and 121 to 135;
- (d) by deleting Form 88 and substituting the new Form 88 as set out in the Fourth Schedule;
- (e) by deleting Form 173 and substituting the new Form 173 as set out in the Fifth Schedule; and
- (f) by inserting, immediately after Form 219, the new Form 219A as set out in the Sixth Schedule.

Amendment of Appendix B

4. Appendix B of the principal Rules is amended —

- (a) by deleting the words “, and on answering and setting down the originating summons for hearing in Court” in item 43;
- (b) by deleting item 70 and substituting the following item:

“

<i>No.</i>	<i>Items</i>	<i>— Fees —</i>				<i>Docu- ment on which stamp is to be affixed and remarks</i>
		<i>Suprem e Court</i>	<i>Suprem e Court</i>	<i>Distric t Court</i>	<i>Magistrate 's Court</i>	
		<i>With value of up to \$1 million</i>	<i>With value of more than \$1 million</i>			
		<i>\$</i>	<i>\$</i>	<i>\$</i>	<i>\$</i>	

70.— (1)	On filing an Appellant's Case (O. 69)	600	600	—	—	The Case.
(2)	On filing a Respondent's Case (O. 69)	300	300	—	—	The Case.
(3)	On filing an Amended Appellant's Case or an Amended Respondent's Case (O. 69)	200	200	—	—	The Amended Case.

”;

- (c) by inserting, immediately after the words “To be paid to” under the heading “*Document on which stamp is to be affixed and remarks*” in item 71(1)(b), the word “the”;
- (d) by deleting item 71A; and
- (e) by deleting the words “, and setting down the originating summons for hearing in Court” in item 131.

FIRST SCHEDULE

Rules 1 and 2

AMENDMENT OF ORDERS

<i>First column</i>		<i>Second column</i>	
(1)	Order 1	(a)	In Rule 2 —
		(i)	delete paragraphs (1) and (2);
		(ii)	delete the words “paragraph (4)” in paragraph (5) and substitute the words “paragraph (2)”;
		(iii)	renumber the existing paragraphs (3), (4) and (5) as paragraphs (1), (2) and (3), respectively.

- (b) In Rule 4(1), delete the definition of “cause book”.
 - (c) Delete the Schedule to the Order.
- (2) Order 3 In Rule 4(3), insert, immediately after the word “purpose”, the words “, unless the Court specifies otherwise”.
- (3) Order 4 In Rule 1(3), delete the words “, and a memorandum of the transfer shall be entered in the cause book against the cause or matter so consolidated”.
- (4) Order 6
 - (a) In Rule 3(3), delete the words “and an entry thereof made in the cause book”.
 - (b) In Rule 4, delete paragraph (4).
- (5) Order 11 In Rule 8(1), delete the words “Rule 5” and substitute the words “Rule 10”.
- (6) Order 12 In Rule 3(1), delete the words “and enter the appearance in the cause book,”.
- (7) Order 15
 - (a) In Rule 7(4), delete the words “procure the order to be noted in the cause book, and after the order has been so noted that person must”.
 - (b) In Rule 8 —
 - (i) delete the words “, but before serving the writ on him the person on whose application the order was made must procure the order to be noted in the cause book” in paragraph (2);
 - (ii) delete the words “noted in the cause book” in paragraph (3) and substitute the words “sealed with the seal of the Supreme Court or the Subordinate Courts”; and
 - (iii) delete the words “noted in the cause book” in paragraph (4)(b) and substitute the words “sealed with the seal of the Supreme Court or the Subordinate Courts”.
- (8) Order 25
 - (a) In Rule 3 —
 - (i) delete the words “evidence in chief” wherever they appear in paragraph (1) and substitute in each case the words “evidence-in-chief”; and
 - (ii) insert, immediately after paragraph (2), the following paragraph:

“(3) Within 7 days after the parties have exchanged affidavits of the evidence-in-chief of all witnesses named in the summons for directions who may give evidence at the trial, the plaintiff shall file a certificate in Form 45A, signed by all parties to the action or their solicitors, to the effect that all affidavits of the evidence-in-chief of witnesses ordered or