

58. Practice Direction No 2 of 2009 – Lists of Authorities & Summaries of Submissions

Practice Direction No 5 of 2008 is rescinded and replaced by the following Practice Direction.

1. In all proceedings before a single Judge at first instance, if authorities or legislation will be relied upon, a list of authorities and legislation must be filed and served no later than 24 hours before the time the proceeding is to be heard.
2. In relation to all appeals, practitioners are referred to the time requirements specified in O.84.17. By the force of this Practice Direction, O.84.17, O.84.18, O.84.19 and O.84.22 apply *mutatis mutandis* to appeals to which O.83 applies save that, with respect to appeals to which O.83 applies:
 - (i) The appellant must file and serve on the respondent not later than seven working days before the hearing of the appeal the appellant's list of authorities and the appellant's summary of submissions.
 - (ii) A respondent must file and serve on the appellant not later than three working days before the hearing of the appeal the respondent's list of authorities and the respondent's summary of submissions.
3. *Supreme Court Rules* 84.17, 84.18, 84.19 and 84.22 relating to appeals to the Court of Appeal apply *mutatis mutandis* to all proceedings in which the Court is constituted by more than one Judge.
4. A copy of the list and summary is to be served on the other party or parties immediately after filing.
5. On filing, lists of authorities and summaries of submissions will be sent immediately to the Judge's associate or senior Judge's associate. Should a list of authorities or summary of submissions not be filed within time, it will be incumbent on the practitioner involved to notify the Judge's associate or senior Judge's associate as to the reason for that failure and to provide copies of the authorities for the use of the Court.

11 May 2009