

EASTERN CARIBBEAN SUPREME COURT CIVIL PROCEDURE RULES

PRACTICE DIRECTION 8

No. 2 of 2011

FIXED DATE CLAIMS

This Practice Direction is made pursuant to Rule 4.2(2) of the Eastern Caribbean Supreme Court Civil Procedure Rules 2000 and supplements Part 8 of the Rules.

1. Introduction

1.1 This Practice Direction clarifies the scope and application of Part 8 of the Rules.

2. Circumstances in which an Affidavit or a Statement of Claim must be Filed

2.1 This paragraph clarifies Rule 8.2(1).

2.2 The judge may direct that an affidavit or a statement of claim be filed and served in addition to the claim form.

3. First Hearing

3.1 The first hearing of a fixed date claim shall take place in open court unless -

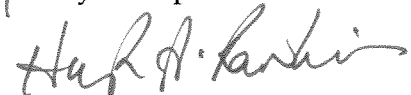
(a) all parties agree *otherwise*; or

(b) the court directs otherwise of its own initiative or on the application of one or more of the parties.

4. Effective Date

4.1 This Practice Direction will come into effect on the 1st day of October 2011 and will be applicable to all claims where the claim form is filed after that date or the court otherwise directs.

Dated this 7th day of September 2011.



Hugh A. Rawlins
Chief Justice