

EASTERN CARIBBEAN SUPREME COURT CIVIL PROCEDURE RULES

PRACTICE DIRECTION 9

No. 3 of 2011

DISPUTING THE COURT'S JURISDICTION

This Practice Direction is made pursuant to Rule 4.2(2) of the Eastern Caribbean Supreme Court Civil Procedure Rules 2000 and supplements Part 9 of the Rules.

1. Evidence and Practice in Cases where the Court's Jurisdiction is Disputed

1.1 This paragraph clarifies the application of Rule 9.7(4).

1.2 Where a defendant is unable to file all the evidence on which he wishes to rely to support his application under rule 9.7(4), he must: -

- (a) file with his application an affidavit which sets out the general nature of the grounds on which he proposes to contest the jurisdiction;
- (b) indicate when the additional evidence will be available; and
- (c) apply for case management directions for the future conduct of the application and, in particular, the timetable which will apply.

2. Effective Date

2.1 This Practice Direction will come into effect on the 1st day of October 2011 and will be applicable to all claim forms filed after that date.

Dated this 7th day of September 2011.



Hugh A. Rawlins
Chief Justice