

LEGAL NOTICE NO. 301

REPUBLIC OF TRINIDAD AND TOBAGO

THE SUPREME COURT OF JUDICATURE ACT, CHAP. 4:01

RULES

MADE BY THE RULES COMMITTEE UNDER SECTION 78 OF THE SUPREME COURT OF JUDICATURE ACT AND SUBJECT TO NEGATIVE RESOLUTION OF PARLIAMENT

THE CIVIL PROCEEDINGS (AMENDMENT) RULES, 2012

1. These Rules may be cited as the Civil Proceedings (Amendment) Citation Rules, 2012.
2. In these Rules, “the Rules” means the Civil Proceedings Rules, Interpretation 1998.
3. Rule 2.2 of the Rules is amended by revoking subrule (3) and substituting the following subrule:
Rule 2.2 amended
“ (3) These Rules do not apply to proceedings of the following kinds:
 - (a) insolvency (including winding up of companies);
 - (b) non-contentious probate proceedings;
 - (c) family proceedings, except as provided in the Family Proceedings Rules; and
 - (d) proceedings when the High Court is acting as a Prize Court.”.

4. Part 2 of the Rules is amended by inserting after rule 2.11, the following rule:
Rule 2.12 inserted

“Time—alternative dispute resolution

2.12 During the period specified by the court or these Rules for the conduct of any alternative dispute resolution procedure approved by the court, time prescribed by these Rules for filing any document or doing any other thing does not run.

(Rule 25.1(c) makes provision in relation to dispute resolution. Rule 26.1 provides for the court’s general powers of case management.)”.

- Rule 10.3 amended 5. Rule 10.3 of the Rules is amended by deleting paragraph (2) and substituting the following paragraph:
 “ (2) However—
 (a) where permission has been given under rule 8.2 for a claim form to be served without a statement of case; or
 (b) where a statement of case is amended pursuant to rule 20.1,
 the period for filing a defence is the period of 28 days after the service of the statement of case or the amended statement of case, as the case may be.”.
- Rule 25.1 amended 6. Rule 25.1 is amended by inserting after paragraph (m), the following note:
 “(Rule 2.12 provides for the suspension of timelines during dispute resolution procedures approved by the court.)”.
- Rule 26.1 amended 7. Rule 26.1 is amended by inserting after subrule (5), the following note:
 “(Rule 2.12 provides for the suspension of timelines during dispute resolution procedures approved by the court.)”.
- Commencement 8. These Rules come into operation upon the expiration of three months from the date of publication of these Rules.

Dated this 16th day of July, 2012.

I. ARCHIE
Chief Justice

P. JAMADAR
Judge of the Court of Appeal

C. PEMBERTON
Judge of the High Court

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M. ROBERTSON
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