

LEGAL NOTICE NO. 179

REPUBLIC OF TRINIDAD AND TOBAGO

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

RULES OF COURT

MADE BY THE RULES COMMITTEE UNDER SECTION 78 OF THE
SUPREME COURT OF JUDICATURE ACT

THE SUPREME COURT OF JUDICATURE (AMENDMENT)
RULES, 2002

1. These Rules may be cited as the Supreme Court of Judicature ^{Citation}
(Amendment) Rules, 2002, and shall be read as one with the Rules of the
Supreme Court, 1975.

2. Order 3 is amended:

Order 3
amended

(a) by revoking rule 6(1) and substituting therefor the
following:

“ 6. (1) Where, in any cause or matter which has
not been set down on the general list of cases for trial
and in which no judgment has yet been entered:

(a) no step has been taken by the party instituting
it, whether it be by way of claim or
counterclaim, for a period of more than one
year; or

(b) more than one year has elapsed since the
determination of the last proceeding in such
cause or matter,

whichever shall be later, the said cause or matter shall
stand abated until such time as a Judge in Chambers
in Trinidad or if the matter is proceeding in Tobago, a
Judge in Chambers or a Master, grants leave to
proceed with it.”;

(b) by revoking rule 6A(1) and substituting therefor the
following:

“ 6A. (1) Where, in any cause or matter which has
not been set down on the general list of cases for trial
and in which no judgment has yet been entered:

(a) no step has been taken by the party instituting
it, whether it be by way of claim or
counterclaim, for a period of more than two
years; or

(b) a period of more than two years has elapsed since the determination of the last proceeding in such cause or matter,

whichever shall be later, the said cause or matter shall stand dismissed and the other party shall be entitled to his costs occasioned by the claim or counterclaim, as the case may be, incurred up to the date of the last step taken in the cause or matter or the date of determination of the last proceeding, whichever shall be the later.”.

Order 58A
amended

3. Order 58A is amended in rule 2(1) by substituting the words “section 39(3)” for the words “section 39(2)”.

Made by the Rules Committee this 17th day of April, 2002.

M. DE LA BASTIDE
The Chief Justice

R. DOYLE
Master of the High Court

R. HAMEL-SMITH
Justice of Appeal

E. A. PETERSEN
Registrar of the Supreme Court

P. JAMADAR
Judge of the High Court

A. FITZPATRICK
Attorney-at-law

G. MOREAN-PHILLIP
Attorney General

G. ARMORER
Attorney-at-law

Laid in the House of Representatives this 23rd day of May, 2003.

J. SAMPSON-JACENT
Clerk of the House

Laid in the Senate this 16th day of September, 2003.

D. DOLLY
Clerk of the Senate