

LEGAL NOTICE No. 199

REPUBLIC OF TRINIDAD AND TOBAGO

THE SUPREME COURT OF JUDICATURE ACT, 1962

RULES OF COURT

MADE BY THE RULES COMMITTEE UNDER SECTION 77 OF THE
SUPREME COURT OF JUDICATURE ACT, 1962

THE SUPREME COURT (AMENDMENT) (NO. 2) RULES, 1980

1. These Rules may be cited as the Supreme Court (Amend-^{Citation}
ment) (No. 2) Rules, 1980 and shall be read as one with the Rules of
the Supreme Court, 1975.

2. Order 1 is amended—

Order 1
amended

(a) by inserting in its appropriate alphabetical order the
following definition in rule 4(1):

"Master" means a Master of the High Court;

(b) by inserting in the definition "the Court" in rule 4(2),
the words "a Master" immediately before the words "or
the Registrar".

3. Order 32 is amended—

Order 32
amended

(a) in rule 8 by inserting after the word "namely", the word
"Masters,";

(b) by inserting after rule 16, the following rules:

"PART IA

JURISDICTION OF MASTERS

Powers, authority and jurisdiction

16A. (1) Subject to the provisions of this rule a
Master shall have power to transact all such business
and exercise all such authority and jurisdiction as
may be transacted or exercised by a Judge in
Chambers except in respect of the following matters
and proceedings, that is to say:

(a) matters relating to criminal pro-
ceedings or to the liberty of the sub-
ject;

(b) proceedings for the grant of an in-
junction or other order under section
23(5) of the Act;

- (c) applications for an order of prohibition, mandamus or certiorari or an application for a writ of habeas corpus;
 - (d) applications for an order of committal in proceedings to which Order 52 applies;
 - (e) appeals from Registrars;
 - (f) applications for review from a taxing officer's decision;
 - (g) applications under section 34 of the Act for leave to institute legal proceedings;
 - (h) proceedings in respect of which jurisdiction is given by any enactment specifically to a Judge in Chambers and in which the decision of the Judge is final;
 - (i) such business, authority and jurisdiction as the Chief Justice may from time to time direct to be transacted or exercised by a Judge in person;
 - (j) any other matter or proceeding which by any of these Rules is required to be heard only by a Judge.
- (2) A Master shall have power to grant an injunction—
- (a) in the terms agreed by the parties to the proceedings in which the injunction is sought; or
 - (b) which is ancillary or incidental to an order under rule 2 or 11 of Order 50.
- (3) A Master shall have power to make an order under Order 51 for the appointment of a Receiver by way of equitable execution and to grant an injunction if, and only so far as, the injunction is ancillary or incidental to such an order.

Reference of matter to Judge

16B. A Master may refer to a Judge any matter which he thinks should properly be decided by a Judge, and the Judge may either dispose of the matter or refer it back to the Master with such directions as he thinks fit.”.

Order 59
amended

4. Order 59 rule 2 is amended by inserting the words “, Master” immediately after the word “referee”.

Made by the Rules Committee this 29th day of October, 1980.

ISAAC HAYATALI
Chief Justice

C. A. KELSICK
Judge of the Court of Appeal

A. WARNER
Judge of the High Court

JEAN PERMANAND
Solicitor General

CONRAD DOUGLIN
Registrar of the Supreme Court

J. A. WHARTON
Barrister

S. HOSEIN
Solicitor

Laid in the House of Representatives this 28th day of November,
1980.

J. E. CARTER
Clerk of the House

Laid in the Senate this 1st day of December, 1980.

R. GRIFFITH
Clerk of the Senate