

**IN THE SUPREME COURT OF THE REPUBLIC OF SINGAPORE**

**PRACTICE DIRECTION NO. 12 OF 2005**

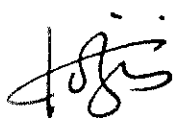
**THE SUPREME COURT PRACTICE DIRECTIONS (2006 ED.)**

The Rules of Court (Amendment No. 3) Amendment Rules will make extensive changes to the Rules of Court to simplify the modes of commencement of proceedings. After the amendments, there will only be two modes of commencement: the writ of summons and the originating summons. The originating petition and originating motion will be abolished. In addition, the originating summons process will be simplified, and certain archaic and Latin terms will be modernised. These amendments will be implemented in two phases. The first phase commences on 1 January 2006 while the second phase is expected to take effect in the second quarter of 2006. Solicitors may refer to articles and other materials concerning these amendments on the Supreme Court website at <http://www.supremecourt.gov.sg>.

2 Consequential modifications have been made to the Supreme Court Practice Directions to reflect these changes. Due to the extensive amendments, a new edition of the Practice Directions is now issued. For ease of reference, the more significant changes to the previous edition of the Practice Directions have been set out in the tables annexed herein.

3 The Supreme Court Practice Directions (2006 Ed.) will take effect on 1 January 2006 and supersede the Supreme Court Practice Directions (1997 Ed.) except certain paragraphs which have been specified in paragraph 3 of the Supreme Court Practice Directions (2006 Ed.). Further notification will be given when the excepted paragraphs are to be revoked.

Dated this 16 day of December 2005.



KOH JUAT JONG  
REGISTRAR  
SUPREME COURT

**MAIN CHANGES TO THE SUPREME COURT PRACTICE DIRECTIONS  
ARISING FROM SIMPLIFICATION OF MODES OF COMMENCEMENT OF  
PROCEEDINGS**

<b>Part</b>	<b>Paragraph</b>	<b>Heading</b>	<b>Contents</b>
I	2	Commencement	These paragraphs provide that the Supreme Court Practice Directions (2006 Ed.) will take effect on 1 January 2006. Changes to the modes of commencement for insolvency and matrimonial matters will take effect in the second phase. As such, certain paragraphs in the Supreme Court Practice Directions (1997 Ed) concerning these proceedings continue to be applicable till further notification.
	3	Revocation of existing practice directions	
II	23	File inspection and obtaining extracts or certified true copies of documents	All references to "Praecipe" have been replaced by "Request".
V	44	Witnesses	
XV	125	Filing of requests for caveats against arrest or release pursuant to Order 70 of the Rules of Court	
III	29	Originating Summonses	This new paragraph highlights that there are only two forms for originating summonses under the amended Rules of Court. Sub-paragraph (6) contains the Registrar's directions on the types of originating summonses to be heard in open Court, pursuant to Order 28, Rule 2 of the Rules of Court.

IV	38	Summonses	Paragraph 38 emphasises that the summons is to be the sole mode of interlocutory application. As in paragraph 29(6), paragraph 38(6) also contains directions on the types of summonses to be heard in open Court, pursuant to the amended Order 32, Rule 11 of the Rules of Court.
IV	42	<i>Mareva</i> injunctions and search orders	The phrase “Anton Piller order” has been replaced by “search order”, to reflect the modernisation of terms under the amended Rules of Court.
XII	99	Case or document number	The types of documents to which the Court will assign document numbers have been updated to remove references to petitions and motions. However, references to petitions for bankruptcy, winding up and divorce proceedings are retained as these proceedings fall within the second phase of the changes to modes of commencement.
XVI	129	Applications for grants of probate, letters of administration or resealing of grant	The procedure for applying for a grant of probate has been modified to take into account the amendments to Order 71 of the Rules of Court. In particular, there is now the requirement of filing a “Statement” with the originating summons.

**MISCELLANEOUS CHANGES TO THE SUPREME COURT PRACTICE  
DIRECTIONS**

<b>Part</b>	<b>Paragraph</b>	<b>Heading</b>	<b>Contents</b>
I	6	Calculation of time	A new paragraph has been added to clarify that the provisions in the Rules of Court are applied in the definition and calculation of time in these Practice Directions.
II	9	Opening hours of the Supreme Court	Paragraph 9 has been inserted to provide details on the opening hours of various offices and counters within the Supreme Court.
II	14	Precedence and preaudience of Senior Counsel	These paragraphs are modified in view of the use of the Electronic Queue Management System in the hearing of matters in Chambers. The precedence and right of preaudience of Senior Counsel are however not changed.
VI	57	Adjournment of originating summonses and summonses fixed before the Judge	
II	24(6)	Instruments creating power of attorney	Subsection (6) has been added to highlight that a party seeking to file an instrument creating a power of attorney executed before a notary public or under a corporate seal must produce the original instrument to the Legal Registry within one working day after filing the instrument in the Electronic Filing Service.
V	46(1)(e)	Form of affidavits	It is emphasised in these two paragraphs that all <i>separators</i> and <i>dividing pages</i> between exhibits in affidavits should be paginated.
	47(2)(b)	Exhibits to affidavits	

X	72	Hard copies for hearing of civil appeals before the High Court under Order 55D of the Rules of Court.	Orders 55D and 57 of the Rules of Court have been amended to provide that only one copy each of the Record of Appeal and written Cases be <i>filed</i> in court. These two paragraphs contain directions on the continuing requirement to tender hard copies of these documents to the Legal Registry of the Supreme Court.
	76	Hard copies for hearing of civil appeals before the Court of Appeal under Order 57 of the Rules of Court	
XIV	119	Applications to use the Technology Courts	It is highlighted in these two paragraphs that the applications to use the Technology Court and Mobile Info-Technology Trolley may be submitted electronically through the Supreme Court website.
	121	Applications to use the Mobile Info-Technology Trolley	
XVII	131(7)	Applications for admission as an advocate and solicitor of the Supreme Court	A new sub-paragraph has been added to introduce the procedural requirement of filing a request to pay the prescribed fees for an instrument of admission at the time of filing the affidavit for admission as advocate and solicitor.