

IN THE SUPREME COURT OF THE REPUBLIC OF SINGAPORE

PRACTICE DIRECTION NO. 4 OF 2005

**HARD COPIES FOR APPEALS UNDER ORDERS 55C IN FAMILY
MATTERS AND 55D OF THE RULES OF COURT**

Under paragraph 88 of *The Subordinate Courts Practice Directions (2004 Ed)*, the appellant and the respondent are to tender requisite copies of the record of appeal and the written Cases in accordance with Order 55D, Rules 6(1) and 7(2) of the Rules of Court in hard copy form to assist the Judge of the High Court.

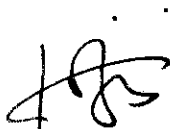
2 This is similar for appeals on ancillary matters or custody matters or proceedings under s 17A(2) of the Supreme Court of Judicature Act from the Family Court to the High Court under Order 55C of the Rules of Court. The appellant and the respondent are to tender the requisite copies of the record of appeal, Submissions and the core bundle, where applicable, in hard copy form to assist the Judge of the High Court.

3 This practice direction seeks to clarify that the hard copies of the requisite documents above, including any bundle of authorities to be relied upon are to be tendered to the Registry of the Supreme Court not less than 5 working days before the hearing of the appeal. This is to allow the Judge of the High Court sufficient time to prepare for the hearing of the appeal. The Registry will also be the sole contact point and keep track of all the documents tendered.

4 This practice direction will take effect from 15 March 2005 and shall apply to appeals, the hearings of which are fixed on or after 22 March 2005.

5 This practice direction should be included in *The Supreme Court Practice Directions (1997 Ed)* immediately before the first page of the table of contents. Instructions for effecting the amendments to *The Supreme Court Practice Directions (1997 Ed)* are contained in the Appendix hereto.

Dated this 1st day of March 2005



KOH JUAT JONG
REGISTRAR
SUPREME COURT

APPENDIX

- 1) The existing page 58D to be replaced with the attached page 58D.
- 2) The existing pages 59 to 60 to be replaced with the attached pages 59, 59A, 59B and 60.
- 3) The existing page 102A to be replaced with the attached page 102A.

take into consideration, any failure to comply with this direction in deciding the costs to be awarded at the hearing of the appeal.

- (9) The Submissions, the Record of Appeal, the Core Bundle and the Respondent's Core Bundle shall be filed at the Registry of the Subordinate Courts at No 1 Havelock Square, Singapore.
- (10) In order to assist the Judge hearing the appeal, the appellant and the respondent are to tender the requisite copies of the Record of Appeal, Submissions, and the Core Bundle, where applicable, as well as any bundle of authorities to be relied upon in hard copy form to the Registry of the Supreme Court not less than 5 working days before the hearing of the appeal.

(The next page is page 59).

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PART X

APPEALS

51. Requests for further arguments before the Judge/Registrar

- (1) All requests for further arguments shall be by way of letter and should:
 - (a) state the party making the request;
 - (b) identify the Judge/Registrar who heard the matter in question;
 - (c) specify when the order concerned was made;
 - (d) state the provision of law under which the request is made;
 - (e) set out the proposed further arguments briefly, together with any authorities; and
 - (f) include a copy of each of the authorised cited.
- (2) Where the application raises no new issue or argument but is solely for the purpose of complying with section 34 (1) (c) of the Supreme Court of Judicature Act, the applicant must state that this is so. In such a case, clauses 51 (1) (e) and (f) need not be complied with.
- (3) A copy of the request should be furnished to all parties concerned.
- (4) All requests should be addressed to the Registrar.

51A. Hard copies for hearing of civil appeals before the High Court under O 55D of the Rules of Court

The appellant and the respondent are to tender the requisite copies of the Record of Appeal and the written Cases in accordance with Order 55D, Rules 6(1) and 7(2), of the Rules of Court, as well as any bundle of authorities to be relied upon in hard copy form to the Registry of the Supreme Court not less than 5 working days before the hearing of the appeal, to assist the Judge of the High Court. For the avoidance of doubt,

the documents contained in the Record of Appeal must coincide with the documents listed in the form of the Record of Appeal.

52. Skeletal arguments for hearings other than civil hearings before the Court of Appeal

- (1) Counsel in appeals before the High Court and the Court of Appeal, apart from appeals from the Registrar to a Judge in Chambers, should submit “skeletal arguments” for the hearing of the appeal and give a copy to counsel for the other parties to the appeal. This paragraph shall apply to both criminal and civil proceedings.
- (2) “Skeletal arguments” are abbreviated notes of the arguments that will be presented. These notes should comply with the following requirements:
 - (a) they should contain a numbered list of the points proposed to be argued, stated in no more than 1 or 2 sentences; and
 - (b) each listed point should be accompanied by a full reference to the material to which counsel will be referring, i.e., the relevant pages or passages in authorities, the record of appeal, the bundles of documents, affidavits, transcripts and the judgment under appeal.
- (3) Where the appeal is before the Court of Appeal, the “skeletal arguments” must be filed by 4pm on the Thursday immediately preceding the monthly Court of Appeal sitting, by tendering four hardcopies to the Registry counter and transmitting one softcopy through the Electronic Filing System. “Skeletal arguments” filed in breach of this timeline will be rejected. For the avoidance of doubt, this timeline applies regardless of the actual day on which the particular appeal is scheduled for hearing before the Court of Appeal.

- (4) Where the appeal is a civil appeal before the High Court, the “skeletal arguments” should be sent to the Court at least two working days before the hearing of the appeal.
- (4A) Where the appeal is a criminal appeal before the High Court, the “skeletal arguments” should be sent to the Court at least ten days before the hearing of the appeal. “Skeletal arguments” filed in breach of this timeline will be stamped “Late Submission”.

(The next page is page 60A.)

Year 2003

- 1 of 2003 Admission of Advocates and Solicitors in May 2003
- 2 of 2003 Severe Acute Respiratory Syndrome (SARS) Screening Declaration Form
- 3 of 2003 Appointment of Senior Assistant Registrar
- 4 of 2003 Expansion and Improvement of the Supreme Court's E-Services

Year 2004

- 1 of 2004 Mobile Technology Facilities in the Supreme Court
- 2 of 2004 Admission of Advocates and Solicitors in May 2004
- 3 of 2004 Citation of Secondary Authorities in Court
- 4 of 2004 Waiver of Filing Fees for Directions fro Payment Out on Court Deposits Consisting only of Interest Accrued
- 5 of 2004 Appointment of Senior Assistant Registrar

Year 2005

- 1 of 2005 Admission of Advocates and Solicitors in May 2005