

IN THE SUPREME COURT OF THE REPUBLIC OF SINGAPORE

PRACTICE DIRECTION NO. 2 OF 2009

**INCREASE IN QUANTUM OF SECURITY FOR COSTS FOR CIVIL APPEALS
TO THE COURT OF APPEAL**

1 Order 57, Rule 3(3) of the Rules of Court provides:

(3) The appellant must at the time of filing the notice of appeal provide security for the respondent's costs of the appeal in the sum of \$10,000 or such other sum as may be fixed from time to time by the Chief Justice by

—

(a) depositing the sum in the Registry or with the Accountant-General and obtaining a certificate in Form 115; or

(b) procuring an undertaking in Form 116 from his solicitor and filing a certificate in Form 117.

2 Presently, the quantum of security to be provided under Order 57, Rule 3(3) of the Rules of Court is fixed at \$10,000 pursuant to Practice Direction No. 5 of 1998 and the above Rule.

3 There is a need to ensure that the amount of security is commensurate with the current amount of costs likely to be awarded to a successful party in an appeal. Hence, the Honourable the Chief Justice has, in exercise of the powers conferred on him by Order 57 Rule 3(3), directed that the sum to be provided by the appellant by way of

security for the respondent's costs of an appeal to the Court of Appeal be fixed at \$15,000 for appeals against interlocutory orders and \$20,000 for all other appeals.

4 This practice direction will take effect on 31 August 2009 and shall apply to all civil appeals to the Court of Appeal filed on or after this date.

5 This practice direction shall be included in *The Supreme Court Practice Directions (2007 Ed)* immediately before the first page of the table of contents. Instructions for effecting the amendments to *The Supreme Court Practice Directions (2007 Ed)* are contained in the Appendix hereto.

Dated this 27th day of July 2009


FOO CHEE HOCK
REGISTRAR
SUPREME COURT

APPENDIX

- 1) The existing page PART X-5 is to be replaced with the attached page PART X-5.

75. Quantum of security to be provided under Order 57, Rule 3(3) of the Rules of Court

(1) Order 57, Rule 3(3) of the Rules of Court provides:

(3) The appellant must at the time of filing the notice of appeal provide security for the respondent's costs of the appeal in the sum of \$10,000 or such other sum as may be fixed from time to time by the Chief Justice by —

(a) depositing the sum in the Registry or with the Accountant-General and obtaining a certificate in Form 115; or

(b) procuring an undertaking in Form 116 from his solicitor and filing a certificate in Form 117.

(2) The Honourable the Chief Justice has, in exercise of the powers conferred on him by Order 57, Rule 3(3), fixed the sum to be provided by the appellant by way of security for the respondent's costs of an appeal to the Court of Appeal at \$15,000 for appeals against interlocutory orders and \$20,000 for all other appeals.