

IN THE STATE COURTS OF THE REPUBLIC OF SINGAPORE
PRACTICE DIRECTIONS
AMENDMENT NO. 9 OF 2014

It is hereby notified for general information that, with effect from 14th November 2014, the State Courts Practice Directions will be amended by deleting the existing Form 9I in Appendix B and replacing it with the following new Form 9I:

New Form 9I of Appendix B

2 The new Form 9I (for use in recording consent judgments and terms of settlement) incorporates certain amendments which relate to —

- (a) the payment of Plaintiff's costs and disbursements in the usual consequential orders for Plaintiffs who are Specified Persons under the Motor Vehicles (Third Party Risk and Compensation) Act (Cap. 189);
- (b) the determination by the Public Trustee of the Public Trustee fee, where usual consequential orders are recorded for Plaintiffs who are Specified Persons under the Motor Vehicles (Third Party Risk and Compensation) Act; and
- (c) the inclusion of a "dependant" as an alternative to the "Plaintiff" in the usual consequential orders for Specified Persons under the Motor Vehicles (Third Party Risk and Compensation) Act, so as to enable the Court to make an order for the amount of the loss of dependency payable to a minor dependant to be paid via the Public Trustee before distributing it to the litigation representative of the minor dependant.

Dated this 14th day of November 2014.



JENNIFER MARIE
REGISTRAR
STATE COURTS

Form 9I#

RECORDING SETTLEMENT / ENTERING JUDGMENT BY CONSENT

Case Number: DC/MC _____ of _____ Date : _____

Plaintiff's Law Firm / Lawyer: _____

Defendant's Law Firm / Lawyer: _____

Other party's Law Firm(s) / Lawyer(s): _____

**Section A:
Terms of
Settlement /
Judgment**

Terms of Settlement:
By consent, and in full & final settlement of the _____'s claim, the _____ shall pay the following to the _____:

\$ _____ as damages inclusive of costs, disbursements, interest*.
 \$ _____ as costs.* / Costs to be taxed if not agreed*.
 \$ _____ as disbursements.* / Disbursements to be taxed if not agreed*.
 \$ _____ as interest from _____

Payment is to be made within _____ weeks from today.
 Where the Plaintiff is a person under disability pursuant to Order 76 of the Rules of Court, payment is to be made to the litigation representative on trust for the Plaintiff for his maintenance or otherwise for his benefit.
 In default of payment, the party entitled to payment pursuant to the settlement is at liberty to extract the Order of Court for enforcement.
 The Plaintiff / Defendant shall file the Notice of Discontinuance within _____ days of receiving final payment from the _____.
 This is a tentative settlement and the parties will write in within _____ weeks, i.e. by _____, if they are unable to reach a final settlement. Otherwise this tentative settlement recorded shall be deemed to be a final settlement between them.
 (Insert any other terms not provided for above) _____

Consent Interlocutory Judgment:
 By consent, interlocutory judgment is entered for the _____ against the _____ for [____% of the]* damages to be assessed and costs reserved to the Registrar assessing the damages.
 By consent, Third Party is to indemnify the Defendant [____% of the]* damages, costs, reasonable disbursements and interests payable to the Plaintiff.
 By consent, interlocutory judgment is entered for the _____ against the _____ on the following terms: _____

Consent Final Judgment:
By consent, final judgment is entered for the _____ against the _____ whereby the _____ shall pay the following to the _____:

\$ _____ as damages inclusive of costs, disbursements, interest*.
 \$ _____ as general damages, \$ _____ as injury related special damages and \$ _____ as non-injury related special damages (inclusive of interest)*.
 (Where it is a fatal accident claim), general damages comprises \$ _____ for bereavement for the benefit of [_____], \$ _____ for loss of dependency for the benefit of [_____], \$ _____ for loss of dependency for the benefit of [_____] and

| | | | |
|--|--------------------------|--|---|
| | | <p>\$_____ for loss of dependency for the benefit of [_____].</p> <p>\$_____ in special damages (excluding the sum for funeral expenses) to [_____] and \$_____ for funeral expenses to [_____].</p> <p><input type="checkbox"/> \$_____ as interest from _____.</p> <p><input type="checkbox"/> \$_____ as costs* / Costs to be taxed if not agreed*.</p> <p><input type="checkbox"/> \$_____ as disbursements* / Disbursements to be taxed if not agreed*.</p> <p><input type="checkbox"/> \$_____ as Public Trustee's fee*/(for Specified Person)Public Trustee's fee to be determined by the Public Trustee in accordance with the rules for the time being in force*.</p> <p><input type="checkbox"/> (Insert any other terms not provided for above)_____</p> | |
| | <input type="checkbox"/> | For the Plaintiff/dependant under a disability pursuant to Order 76 of the Rules of Court, settlement / consent final judgment is approved by the Court. | |
| | <input type="checkbox"/> | <p>Usual Consequential Orders when entering Final Judgment:</p> <p><input type="checkbox"/> The Usual Consequential Orders where Plaintiff/dependant is a Specified Person shall apply.</p> <p>“...And it is ordered that</p> <ol style="list-style-type: none"> the monies adjudged shall be paid to the Public Trustee as trustee for the Plaintiff/dependant, he being [<i>a minor/lacking in capacity within the meaning of the Mental Capacity Act (Cap 177A)/not represented by a public officer or an advocate and solicitor/ isolated in a hospital or other place under section 15(1) or (2) of the Infectious Diseases Act (Cap. 137)/ a person under legal custody or in a place of detention</i>] and being a specified person as set out in section 2 of the Motor Vehicles (Third Party Risks and Compensation) Act; and The Plaintiff's costs and disbursements of this action payable to his solicitor shall be as determined in accordance with section 18(3) of the Motor Vehicles (Third-Party Risks and Compensation) Act and be deducted from the judgment sums and paid by the Defendant to the Plaintiff's solicitor.” <p><input type="checkbox"/> Where the Plaintiff/dependant is a person under a disability pursuant to Order 76 of the Rules of Court, the Public Trustee is to make payment to the litigation representative on trust for the Plaintiff/dependant for his maintenance or otherwise for his benefit; and/or</p> <p><input type="checkbox"/> (Insert any other terms of payment not provided for above)_____</p> <p><input type="checkbox"/> The Usual Consequential Orders where Plaintiff is NOT a specified person shall apply.</p> <p>“...And it is ordered that</p> <ol style="list-style-type: none"> The Plaintiff's costs and disbursements of this action payable to his solicitor shall be as determined in accordance with section 18(3) of the Motor Vehicles (Third-Party Risks and Compensation) Act and be deducted from the judgment sums and paid by the Defendant to the Plaintiff's solicitor; and The balance of the judgment sums due to the Plaintiff be paid by the Defendant to the Plaintiff.” | |
| | <input type="checkbox"/> | <p>Indication on costs:</p> <p>Plaintiff's Counsel: \$_____; Defendant's Counsel: \$_____; _____ Counsel: \$_____</p> | |
| <p>Section B: Judge's Order / Directions Judgment</p> | <input type="checkbox"/> | <p>Settlement is recorded / Judgment is entered as per terms stated in Section A.</p> | <p>Judge's Signature & Stamp</p> |
| | <input type="checkbox"/> | <p>Costs indicated at \$_____ / plus reasonable disbursements* / plus GST*.</p> | |
| | <input type="checkbox"/> | <p>Other directions _____</p> | |

This Form may be downloaded from: <http://www.statecourts.gov.sg> under "Civil Justice Division – Court Dispute Resolution"

*delete where appropriate