

Supreme Court Practice Directions (Amendment No. 3 of 2021)

Part I: Introduction

5. Applicability of Practice Directions

...

Proceedings not using the Electronic Filing Service

(3) For proceedings that do not use the Electronic Filing Service, the following paragraphs of Parts I to XXI do not apply:

...

~~(k) 132(2) to 132(7);~~

~~(l) 133(5);~~

~~(m) (k) 134(6); and~~

~~(an) (l) 145;~~

...

Part XI: Appeals and Hearings Before Court of 3 Judges

90A. Applications in civil matters before the Court of Appeal and civil matters before the Appellate Division

...

- (3) Unless otherwise provided by any written law or unless otherwise directed, parties are to file and serve written submissions (if any) in respect of the application before the Court of Appeal or the Appellate Division (as the case may be) within 7 days after the date the reply affidavit is due for filing and service. Parties shall include in the final paragraph(s) of the written submissions their submissions on costs, stating (with reasons) the appropriate costs order and the quantum (including the disbursements incurred) that should be awarded by the Court.

...

92A. Lapse or cancellation of Grant of Aid under the Legal Aid and Advice Act and the Legal Aid and Advice Regulations

- (1) Where a Grant of Aid lapses or is cancelled in the course of any proceedings in the Court of Appeal or the Appellate Division, counsel should promptly notify the Court of Appeal or the Appellate Division (as the case may be) of the lapse or the cancellation in writing. This is given that questions may arise from the lapse or the cancellation of a Grant of Aid as to whether security for costs would need to be furnished to enable the proceedings in the Court of Appeal or the Appellate Division (as the case may be) to continue to be pursued.
- (2) For the avoidance of doubt, “Grant of Aid” in sub-paragraph (1) means a document issued under section 8 of the Legal Aid and Advice Act (Cap. 160) stating that legal aid is granted to a person (whether on a provisional basis or otherwise).

Part XXV: Other Matters Specific to Criminal Proceedings

160. Judge Pre-Trial Conference Checklist for criminal cases in the General Division

- (1) For every criminal case in the General Division that is scheduled for a Judge Pre-Trial Conference, unless the Defence has indicated that the accused wishes to plead guilty or the Court otherwise directs, the Prosecution and the Defence must each file, at least 7 days before the date of the Judge Pre-Trial Conference, a Checklist (called the “Judge Pre-Trial Conference Checklist”) in Form 33 of Appendix A of these Practice Directions.

- (2) Where the accused is unrepresented, the Legal Registry of the Supreme Court will arrange, at least 4 weeks before the date of the Judge Pre-Trial Conference, for a copy of the Judge Pre-Trial Conference Checklist to be sent to, or collected by, the accused.

Appendix A

28.

Para. 35C(1)

ADR Offer

Case Reference No:	
Date:	
Details of Applicant(s):	Plaintiff/ Defendant/ Third Party/ Others (please state)* _____

...

Para 35C(3)

Response to ADR Offer

Case Reference No:	
Date:	
Details of Respondent(s):	Plaintiff/ Defendant/ Third Party/ Others (please state)* _____

...

31A.

Para. 90B(1)

**Submissions for Application for Leave to Appeal against a Decision of the
General Division (Applicant)**

...

2. [State the second ground (if any) of the application, corresponding to the ground(s) as indicated in Part A]^

[State supporting reasons and include references to citations of legal authorities where relevant.]

Submissions on costs

[State (with reasons) the appropriate costs order and the quantum (including the disbursements incurred) that should be awarded by the Court.]

...

31B.

Para. 90B(1)

**Submissions for Application for Leave to Appeal against a Decision of the
General Division (Respondent)**

...

2. [State the second ground (if any) for contesting the application, corresponding to the ground(s) as indicated in Part A]^

[State supporting reasons and include references to citations of legal authorities where relevant.]

Submissions on costs

[State (with reasons) the appropriate costs order and the quantum (including the disbursements incurred) that should be awarded by the Court.]

...

32A.

Para. 90B(2)

**Submissions for Applications for Leave to Appeal against a Decision of the
Appellate Division (Applicant)**

...

2. [State the second ground (if any), corresponding to the ground(s) as indicated in Part A][^]

[State supporting reasons and include references to citations of legal authorities where relevant.]

[^] Please omit/repeat as appropriate, corresponding to the ground(s) for the submission as indicated in Part A.

Submissions on costs

[State (with reasons) the appropriate costs order and the quantum (including the disbursements incurred) that should be awarded by the Court.]

...

32B.

Para. 90B(2)

**Submissions for Application for Leave to Appeal against a Decision of the
Appellate Division (Respondent)**

2. [State the second ground (if any) for contesting the application, corresponding to the ground(s) as indicated in Part A]^

[State supporting reasons and include references to citations of legal authorities where relevant.]

Submissions on costs

[State (with reasons) the appropriate costs order and the quantum (including the disbursements incurred) that should be awarded by the Court.]

...

Para. 160

**Judge Pre-Trial Conference Checklist
for criminal cases in the General Division**

Case Number:	
Case Name:	
Date of Judge Pre-Trial Conference:	

S/N	Items	Status (*delete where inapplicable)
1	Mode of Transfer to General Division of High Court	Case was transferred to be tried in the General Division of the High Court by way of: <input type="checkbox"/> Committal Hearing <input type="checkbox"/> Public Prosecutor's Fiat Total number of charge(s) accused person(s) committed to stand trial on/transmitted by Public Prosecutor's Fiat*: ____
2	Charge(s)	
	Proceeded Charge(s)	Total number of proceeded charge(s): ____ Brief description of the proceeded charge(s):
	Stood-Down Charge(s)	Total number of stood-down charge(s): ____
3	Statement of Agreed Facts ("SOAF")	<input type="checkbox"/> SOAF has been signed and filed <input type="checkbox"/> Draft SOAF is ready but has not been agreed and signed <input type="checkbox"/> Draft SOAF is not ready <input type="checkbox"/> No SOAF will be used

4	Witnesses (refer to each party's list of witnesses attached at Annex A)	
Prosecution witnesses	Number of Prosecution witnesses: ____	
	Number of Prosecution witnesses whose evidence is undisputed and can be admitted by conditioned statements (witness' attendance can be dispensed with): ____	
	Number of Prosecution witnesses who will be required to give evidence at trial, in examination-in-chief and/or cross-examination: ____	
	Likely length of Prosecution's case: ____ days/weeks*	
Defence witnesses	Number of Defence witnesses: ____	
	Number of Defence witnesses whose evidence is undisputed and can be admitted by conditioned statements (witness' attendance can be dispensed with): ____	
	Number of Defence witnesses who will be required to give evidence at trial, in examination-in-chief and/or cross-examination: ____	
	Likely length of Defence's case: ____ days/weeks*	
5	Expert Witnesses	
Prosecution expert witnesses	Number of Prosecution experts: ____	
	Areas on which each Prosecution expert will give evidence:	
	Will an expert report(s) be used: Y/N* If yes, has a copy of the expert report been served on the Defence: Y/N*	

	Defence expert witnesses	Number of Defence experts: ____
		Areas on which each Defence expert will give evidence:
		Will an expert report be used: Y/N* If yes, has a copy of the expert report been served on the Prosecution: Y/N*
6	Ancillary Hearing	Number of statements given by the accused person(s) which the Prosecution intends to admit as part of its case: ____
		Number of statements which the Defence is objecting to the admission of: ____
		Nature of challenge to admissibility* (Threat/Inducement/Promise/Oppression): ____
		Estimated number of days required for the ancillary hearing: ____
7	Applications to Court	<input type="checkbox"/> Shielding measures <input type="checkbox"/> Redaction and/or non-identification orders under section 8(2A) and (3) of the Supreme Court of Judicature Act <input type="checkbox"/> In-Camera proceedings <input type="checkbox"/> Joint trial
8	Miscellaneous	
	Technology Facilities and Administrative Support	Do parties require Technology Facilities for the hearing: Y/N* If yes, please specify the Technology Facilities required:

		<p>Do parties require other administrative support for the hearing: Y/N*</p> <p>If yes, please specify the administrative support required:</p>
	Interpretation services	<p>Do parties require interpreters: Y/N*</p> <p>If yes, please specify (i) the witnesses for whom interpreters are required; and (ii) the languages for which interpreters are required:</p>
	COVID-19 related measures and issues	<p>Number of DPPs attending the hearing: ____</p> <p>If the Prosecution is requesting to have more than 2 DPPs present, the names of the additional attendees and the reasons for the request are to be provided:</p>
		<p>Number of Defence counsel attending the hearing: ____</p> <p>If the Defence is requesting to have more than 2 counsel present, the names of the additional attendees and the reasons for the request are to be provided:</p>
9	Witness schedule	<p>Two weeks before the trial, parties are to tender a consolidated witness schedule setting out the Prosecution and Defence witnesses in order of expected appearance and indicating, for each witness, the date(s) on which the witness is expected to testify and whether interpretation is required.</p>

Signature of Lead DPP/Lead Defence Counsel/Accused in person*

Name:

Date:

*delete as appropriate