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| 18. |
| O. 9, r. 4(2)(*e*) |
| (Title as in cause or matter) |
|  |
| **LIST OF ISSUES** |

|  |  |
| --- | --- |
| **Case Number(s):** |  |
| **Date of List of Issues:** |  |
| **Are the contents of this document agreed to by all parties?** | Yes / NoIf “No”, please state clearly in the table below where the disagreements are. |

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| [*Note: The list below is illustrative only. The parties should modify the list of issues as would be appropriate to the case.*] |
| **Agreed List of Issues** |

| **No** | **Party: Cause of Action** | **Factual / Legal Issue** | **Cross-reference to pleading / memorial / witness statement** | **Relevant Witness(es)** |
| --- | --- | --- | --- | --- |
|  |  |  | **Claimant** | **Defendant** | **Claimant** | **Defendant** |
| 1. | Claimant: Breach of Contract | 1.1 Whether there was an oral agreement formed on [*date*].(*a*) Whether the terms of the oral agreement were finalised at the meeting on [*date*]. (*b*) … | Statement of Claim at [10] and [12] | Defence at [11] and [13] | Mr WMs X | Ms YMr Z |
|  |  | 1.2 Whether … |  |  |  |  |
| 2. | Defendant: Vitiation of Contract | 2.1 Whether the oral agreement was void as it concerned illegal moneylending. (*a*) Whether the Claimant was in the business of moneylending. (*b*) … | Statement of Claim at [11] and [13] | Defence at [12] and [14] | Mr ADr B | Ms CProf D |
| … | … | … | … | … | … | … |

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| **Non-Agreed List of Issues** |

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **No** | **Party: Cause of Action** | **Issue** | **Cross-reference to pleading / memorial / witness statement** | **Relevant Witness(es)** |
|  |  |  | **Claimant** | **Defendant** | **Claimant** | **Defendant** |
| 1. | Claimant: … | 1.1  … | … | … | … | … |
| … | … | … | … | … | … | … |

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| **Common Ground between the Parties (“Non-issues”)** |

|  |  |
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| **No** | **Key facts that are not in dispute** |
| 1. | That there was a meeting between Mr W and Ms Y on [*date*]. |
| … | … |

|  |  |
| --- | --- |
| **No** | **Key points of law that are not in dispute** |
| 1. | … |
| … | … |