

ADDITIONAL DRAFT CASE MANAGEMENT DIRECTIONS
(Amended February 2017) CH 2
(The most usual case management directions are available in form CH 1).

MULTI-TRACK CLAIMS

Claim No.

IT IS ORDERED THAT

Transfer of claims, including transfer from Part 8

- () The claim be transferred to:
- (a) the Division of the High Court;
 - (b) the District Registry;
 - (c) the County Court at [Central London] (Chancery List).
- () The issue(s) (define issue(s)) be transferred to (one of (a) to (c) above) for determination.
- () The claim be transferred to the Technology and Construction Court [or other Specialist List] by (date) subject to the consent of the Chancellor and the approval of the Judge of the Technology and Construction Court [or other Specialist List].
- () The claim (title and claim number) commenced in [the County Court][the District Registry] at , be transferred from that court to the Chancery Division of the High Court.
- If the proposed trial venue is not in London,*
- () The claim be transferred, subject to the approval of [the Judge in charge of the region] to: (Master to state transfer arrangements as appropriate).
Note: the claim must be transferred to the trial venue not less than 28 days before the trial)
- () This claim shall continue as if commenced under Part 7 and shall be allocated to the multi-track.

Probate cases only

- () The [party] file [his][her] witness statement or affidavit of testamentary scripts and lodge any testamentary script at Chancery Chambers, Case Management Section, The Rolls Building, 7 Rolls Buildings, Fetter Lane, London EC4A 1NL [District Registry] by (date).

Case summary

() [Each party][The (party)] by (date) prepare and serve a case summary [not exceeding words] on all other parties, to be agreed by (date) and filed by (date) and if it is not agreed by that date the parties shall file their own case summaries.

All directions agreed.

[If the parties have sent in a full list of agreed directions which are satisfactory, use this paragraph. A case management conference may then not be required]:

() The parties having agreed directions it is by consent ordered:-

Some directions agreed

[If the parties have agreed some directions which are satisfactory, use this paragraph]:

() The parties having agreed the following directions it is by consent ordered:

Case management conference etc.

() There be a [further] case management conference before the Master in Hearing Room...First Floor, The Rolls Building, 7 Rolls Building, Fetter Lane, London EC4A 1NL

on (date) at o'clock (of hours/minutes duration).

() There shall be a case management conference (of hours/minutes duration). In order for the court to fix a date the parties are to complete the accompanying questionnaire and file it by (date).

() The (party) apply for an appointment for a [further] case management conference by (date).

() At the case management conference, except for urgent matters in the meantime, the court will hear any further applications for orders and any party must file an application notice for any such orders and serve it and supporting evidence (if any) by (date).

Where budgets have been filed and exchanged but have not been agreed in whole or in part, the Master is likely to make an order based on the following directions:

() There be a [Case and] Costs Management Conference before the Master in Hearing Room...First Floor, The Rolls Building, 7 Rolls Building, Fetter Lane, London EC4A 1NL

on (date) at o'clock (of hours/minutes duration).

() At least 5 working days before the [Case and] Costs Management Conference the Claimant must file with the Court, and send copies to all other parties, the following documents:

(a) a case summary and list of issues,

(b) a one page summary of Precedent H of all parties' budgets to enable the Court to undertake comparison of the budgets, in the form set out below*

() (Set out any other proposed directions with regard to budgets)

() There be a Case [and Costs] Management Conference before the Master in Hearing Room...First Floor, The Rolls Building, 7 Rolls Building, Fetter Lane, London EC4A 1NL

***Form of summary of Precedent H**

PHASE	CLAIMANT	1 ST DEF	2 ND DEF	3 RD DEF	TOTAL
Pre-action					
Issues/statements of case					
CMC					
Disclosure					
Witness Statements					
Experts' reports					
PTR					
Trial preparation					
Trial					
ADR					
Contingencies					
TOTAL					

Amendments to Statement of case

() The (party) has permission to amend [his][her] statement of case as in the copy on the court file [initialled by the Master].

() The amended statement of case be verified by a Statement of truth.

() The amended statement of case be filed by (date).

() [The amended statement of case be served by (date).] [Service of the amended Statement of case be dispensed with].

() any consequential amendments to other statements of case be filed and served by (date)

() The costs of and consequential to the amendment to the statement of case [shall be paid by (party) in any event] [are assessed in the sum of £ and are to be paid by (party)][within (time)].

Addition of parties etc.

() The (party) has permission:

- (a) to [add][substitute][remove] (name of party) as a (party) and
- (b) to amend [his][her] Statement of case in accordance with the copy on the Court file [initialled by the Master][attached to the application notice dated (date)].

() The amended statement of case be verified by a Statement of truth.

- () The amended statement of case be :
- (a) filed by (date);
 - (b) served on (new party, existing parties or removed party, as appropriate), by (date).
- () A copy of this order be served on (new party, existing parties or removed party, as appropriate), by (date).
- () Any consequential amendments to other Statements of case be filed and served by (date).
- () The costs of and consequential to the amendment to the statement of case [shall be paid by the (party) in any event] [are assessed in the sum of £ and are to be paid by the (party)].

Consolidation or joint case management and trial

- () This claim be consolidated with claim number (number and title), the lead claim to be claim number . [The title to the consolidated case shall be as set out in the schedule to this order].
- () This claim be case managed and tried with claim(s) (number(s) and title(s))

Definition and reduction of issues

- () By (date) the parties list and discuss the issues in the claim [including the experts' reports and statements] and attempt to define and narrow the issues [including those issues the subject of discussion by the experts].

Trial of issue

- () The issue of (define issue) be tried as follows:
- (a) with the consent of the parties, before a Master
 - (i) on (date) in Hearing Room..., First Floor, The Rolls Building, 7 Rolls Building, Fetter Lane, London EC4A 1NL;
 - (ii) with a time estimate of (hours),
 - (iii) with the filing of listing questionnaires dispensed with, or
 - (b) before a Judge
 - (i) with the trial of the issue to take place between (date) and (date) ("the trial window")
 - (ii) with the (party) to make an appointment to attend on the Listing Officer (The Rolls Building, 7 Rolls Building, Fetter Lane, London EC4A 1NL; Tel. 020 7947 6690; email rcjchancery.judgeslisting@hmcts.gsi.gov.uk) to fix a trial date within the trial window, such appointment to be not later than (date) and to give notice of the appointment to all other parties.
 - (iii) with the issue to be entered in the [Trial List][General List], with a listing category of [A][B][C], and a time estimate of days/ weeks to include [day(s)] judge's pre-reading time and [where appropriate] an interval between close of evidence and final submissions of [day(s)]. and to take place in London (or identify venue).

Further information

- () The (party) provide by (date) the [further information][clarification] sought in the request dated (date) [initialled by the Master].
- () any request for [further information][clarification] shall be served by [date].

Preservation of property

- () the (party) preserve (give details of relevant property) until trial of the claim or further order or other remedy under rule 25.1(1).

No expert evidence

- () No expert evidence being necessary, [no party has permission to call or rely on expert evidence][permission to call or rely on expert evidence is refused].

Compliance with directions

- () the parties shall by (date) notify the court in writing that they have fully complied with all directions or state:
- (a) with which directions they have not complied;
 - (b) why they have not complied; and
 - (c) what steps they are taking to comply with the outstanding directions in time for the trial.

If the court does not receive such notification or if the steps proposed to comply with outstanding directions are considered by the court unsatisfactory, the court may order a hearing (and may make appropriate orders as to costs against a party in default).