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No. S 265

SUPREME COURT OF JUDICATURE ACT
(CHAPTER 322)

RULES OF COURT
(AMENDMENT)
RULES 2013

In exercise of the powers conferred on us by section 80 of the Supreme Court of Judicature Act and all other powers enabling us under any written law, we, the Rules Committee, hereby make the following Rules:

Citation and commencement

1. These Rules may be cited as the Rules of Court (Amendment) Rules 2013 and shall come into operation on 1st May 2013.

Amendment of Order 32

2. Order 32, Rule 13 of the Rules of Court (R 5) (referred to in these Rules as the principal Rules) is amended by deleting the words “by him” in paragraph (b).

Amendment of Order 57

3. Order 57 of the principal Rules is amended —

(a) by inserting, immediately after paragraph (5) of Rule 9A, the following paragraphs:

“(5A) An appellant must file an Appellant’s Reply within 2 weeks after service on him of the Respondent’s Case where —

(a) the respondent states in the Respondent’s Case that the decision of the Court below should be varied in the event of an appeal being allowed in whole or in part, or that the decision of that

Court should be affirmed on grounds other than those relied upon by that Court; and

(b) the appellant disagrees with any of the grounds of contention of the respondent referred to in sub-paragraph (a) as stated in the Respondent's Case.

(5B) The Appellant's Reply shall be limited to addressing the issues referred to in paragraph (5A)(a) raised by the respondent in the Respondent's Case.

(5C) Unless the context otherwise requires, this Rule and Rule 10 shall apply, with the necessary modifications, in relation to an Appellant's Reply as it applies in relation to a Case.”; and

(b) by inserting, immediately after paragraph (9) of Rule 16, the following paragraphs:

“(10) Any application to the Court of Appeal to strike out a notice of appeal must be made by summons supported by affidavit stating the grounds of the application.

(11) The summons and the supporting affidavit referred to in paragraph (10) must be filed and served by the applicant on the parties to the application within 14 days after service of the notice of appeal on the applicant.

(12) A party to the application referred to in paragraph (11), who wishes to reply to the applicant's affidavit, must file and serve his affidavit in reply, on the applicant and the other parties to the application, within 14 days after service of the applicant's summons and affidavit on that party.

(13) No further affidavit shall be received in evidence without the leave of the Court of Appeal.”.

Amendment of Appendix B

4. Appendix B of the principal Rules is amended by deleting item 33 and substituting the following items:

No.	Items	Fees				Document to be stamped and remarks
		Supreme Court	Supreme Court	District Court	Magistrate's Court	
		With value of up to \$1 million	With value of more than \$1 million			
		\$	\$	\$	\$	
	<i>Matters before Registrar</i>					
"33.	On filing an Appellant's Reply (Order 57).	1,000	1,000			The Appellant's Reply.
33A.	On filing an Amended Case or an Amended Appellant's Reply (Order 57).	500	500			The Amended Case or Amended Appellant's Reply."

Savings and transitional provision

5. Rules 3 and 4 shall apply only to an appeal to the Court of Appeal in respect of which a notice of appeal is filed on or after 1st May 2013, and Order 57, Rules 9A and 16 of the principal Rules in force immediately before that date shall continue to apply to an appeal to the Court of Appeal in respect of which a notice of appeal is filed before that date.

[G.N. Nos. S 637/2006; S 228/2007; S 648/2007; S 508/2008; S 49/2009; S 605/2009; S 32/2010; S 378/2010; S 504/2010; S 708/2010; S 75/2011; S 218/2011; S 224/2011; S 513/2011; S 75/2012; S 241/2012; S 337/2012; S 593/2012; S 600/2012]

Made this 23rd day of April 2013.

SUNDARESH MENON
Chief Justice.

STEVEN CHONG SC
Attorney-General.

V K RAJAH
Judge of Appeal.

BELINDA ANG SAW EAN
Judge.

TAY YONG KWANG
Judge.

ANDREW ANG
Judge.

QUENTIN LOH
Judge.

TAN SIONG THYE
Chief District Judge.

LESLIE CHEW KWEE HOE
District Judge.

LEE ENG BENG SC
Advocate and Solicitor.

GEORGE LIM TEONG JIN SC
Advocate and Solicitor.

[RSCS R7/7 Vol. 14; AG/LLRD/SL/322/2010/1 Vol. 7]

(To be presented to Parliament under section 80(6) of the Supreme Court of Judicature Act).