
63.

O. 34, r. 5 NOTIFICATION OF SETTING DOWN ACTION

(Title as in action)

Take notice that we have this day set down the above action for trial.

Dated this day of 20 .

Solicitors for the

To the other parties to the action.

64.

O. 34A, r. 3 NOTICE OF PRE-TRIAL CONFERENCE

(Title as in action or proceedings)

To

Take notice that you are required to attend before the Judge (or Registrar) on (date/time) for a pre-trial conference.

And further take notice that you are required to comply with the following directions:

Dated this day of 20 .

Registrar.

65.

O. 35, r. 7 CERTIFICATE OF OFFICER AFTER TRIAL

(Title as in action)

I certify that this action was heard before His Honour, on the day of 20 . (and on the day of 20) and occupied the time of the Court as follows:

On the day of 20 , from to .

The total time occupied was hours minutes.

The Judge directed that (state precisely the terms of the judgment or order or directions given).

Dated this day of 20 .

Clerk of the Court.

Appendix A

p. 600 2006 Ed.]

Rules of Court

[**CAP. 322, R 5**]

THIS SUBPOENA is issued at the request of _____ (*name of solicitor*)
of _____ (*name of solicitor's firm*), solicitor for the

Phone number of solicitor

Fax number _____ .

68.

O. 38, r. 14 **SUBPOENA TO PRODUCE DOCUMENTS¹**

(Title as in action)

To

You are required to attend either in person or by an agent at
on _____ the _____ day of _____ 20 _____ at _____ m. and so from day
to day until the end of the above proceedings to produce the following documents:

on behalf of the _____ in the said proceedings.

Dated this _____ day of _____ 20 _____ .

Entered No. _____ of 20 _____ .

Clerk.

(Seal)

Registrar.

THIS SUBPOENA is issued at the request of _____ (*name of solicitor*)
of _____ (*name of solicitor's firm*), solicitor for the

Phone number of solicitor

Fax number _____ .

69.

O. 38, r. 14

SUBPOENA TO TESTIFY⁵
AND TO PRODUCE DOCUMENTS¹

(Title as in action)

To

You are required to attend before _____ at _____ on
the _____ day of _____ 20____, at _____ m. and so from day
to day until the end of the above proceedings to give evidence and produce the
following documents:

on behalf of the _____ in the said proceedings.

Dated this _____ day of _____ 20____.

Entered No. _____ of 20____.

Clerk.

(Seal)

Registrar.

THIS SUBPOENA is issued at the request of _____ (*name of solicitor*)
of _____ (*name of solicitor's firm*), solicitor for the

Phone number of solicitor _____

Fax number _____.

70.

O. 38, r. 14

REQUEST⁴ FOR SUBPOENA

(Title as in action)

Seal of subpoena , on behalf of the directed
to returnable on day of 20 .

Witness's name in full:

His (Her) residence or place of business:

His (Her) occupation:

If documents or books are required to be produced here specify them.

If witness is not required to give evidence but only to produce documents, so state.

Dated this day of 20 .

Solicitor for the

71.

O. 38, r. 21

AFFIDAVIT FOR AN ORDER FOR
THE PRODUCTION OF A PERSON IN PRISON

(Title as in action)

I, , of
do make oath (or affirm) and say:

1. That the above action is fixed for hearing on the day
of 20 and that now a prisoner confined in
the prison, will be a material witness for me at the hearing (or is a
party to the action).

2. That I am advised and verily believe that I cannot safely proceed to the
hearing of this action without the evidence of the said (or my
evidence).

3. I hereby apply for an order under section 38 of the Prisons Act (Chapter 247) that the said _____ may be brought before the Court.

4. I hereby undertake to pay the costs of conveyance of the said _____ in safe custody to and from the Court and of maintenance of him and the officers in charge of him while attending the Court.

Sworn (or affirmed) as in Form 78.

72.

O. 38, r. 21 ORDER TO PRODUCE PERSON IN PRISON

(Title as in action)

To the Officer-in-charge of the _____

You are hereby required upon tender made to you of a reasonable sum for the conveyance and maintenance of a proper officer and of _____ now a prisoner in the _____ in going to, remaining at and returning from the Supreme Court/Subordinate Courts, to bring the said _____ on the _____ day of _____ 20____ at _____ m. to give testimony on behalf of _____ and after the said _____ shall have given his testimony before the Court or the Court shall have dispensed with his further attendance you are required to cause him to be conveyed under safe and sure conduct back to the said _____ .

Dated this _____ day of _____ 20____ .

(Seal)

Registrar.

73.

O. 39, r. 1

ORDER FOR THE EXAMINATION
BEFORE TRIAL

(Title as in action)

Upon the application of _____ and upon reading the affidavit of _____ filed the _____ day of _____ 20____ and upon hearing _____ and that the Court is desirous of obtaining the testimony of (name of person).

It is ordered that _____ do attend before the Judge (or Registrar) on _____, the _____ day of _____ 20____ at _____ m. or such other day and time as the Judge (or Registrar) may appoint and do there submit to be examined upon oath or affirmation touching the testimony so required as aforesaid and do then and there produce (description of documents, if any, required to be produced).

Dated this _____ day of _____ 20____.

(Seal)

Registrar.

74.

O. 39, r. 2

ORDER FOR ISSUE OF LETTER OF
REQUEST TO JUDICIAL AUTHORITY
OUT OF JURISDICTION

(Title as in action)

Upon the application (as in Form 73).

It is ordered that a letter of request do issue directed to the proper judicial authority for the examination of the following witnesses, namely:

of

of

of the other party, unless such notice be dispensed with. And that the depositions when taken, together with any documents referred to therein, or certified copies of such documents or of extracts therefrom, be sent by the examiner, under seal, to the Registrar of the Supreme Court (insert address) on or before the day of next, or such further or other day as may be ordered, there to be filed in the Registry. And that either party be at liberty to read and give such depositions in evidence on the trial of this action, saving all just exceptions. And that the trial of this action be stayed until the filing of such depositions. And that the costs of and incidental to the application for this order and such examination be costs in the cause.

Dated this day of 20 .

(Seal)

Registrar.

76.

O. 39, r. 3

LETTER OF REQUEST FOR
EXAMINATION OF WITNESS
OUT OF JURISDICTION

To the Competent Judicial Authority of in the
of .

Whereas an action is now pending in the High Court in Singapore, in which
is plaintiff and is defendant and in which
the plaintiff claims

And whereas it has been represented to the said Court that it is necessary for the purposes of justice and for the due determination of the matters in dispute between the parties that the following persons should be examined as witnesses upon oath touching such matters, namely of
and of and it appears that such witnesses are resident within your jurisdiction.

Now I, the Registrar of the Supreme Court in Singapore hereby request that for the reasons aforesaid and for the assistance of the said Court you will be pleased to summon the said witnesses (and such other witnesses as the agents of the said plaintiff and defendant shall humbly request you in writing so to summon) to attend at such time and place as you shall appoint before you,

77.

O. 39, r. 3 SOLICITOR'S UNDERTAKING AS TO EXPENSES

(Title as in action)

I (We) hereby undertake to be responsible for all expenses incurred by the Minister for Foreign Affairs in respect of the letter of request issued herein on the , and on receiving due notification of the amount of such expenses undertake to pay the same as directed by the Registrar of the Supreme Court.

The following have been appointed as agents for the parties in connection with the execution of the above letter of request.

Plaintiff's Agent:

of

Defendant's Agent:

of

Dated this day of 20 .

Solicitor for the

78.

O. 41, r. 1 FORMS OF ATTESTATION⁶

(Title as in action)

(a) To an affidavit by one deponent

Sworn (or affirmed) on the day of 20 at (through the interpretation of).

Before me

Commissioner for Oaths.

(b) To an affidavit by 2 or more deponents

Sworn (or affirmed) by the deponents and
(or by both (or all) of the abovenamed deponents) on the day of
20 at (through the interpretation of).

Before me

Commissioner for Oaths.

(c) To an affidavit by an illiterate or blind person

Sworn (or affirmed) on the day of 20 at .

I, having truly, distinctly and audibly read over the contents of the above affidavit (add if exhibits are referred to in the affidavit “and explained the nature and effect of the exhibits therein referred to”) to the said deponent who seemed perfectly to understand the same and who made his mark thereto in my presence (through the interpretation of).

Before me

Commissioner for Oaths.

(d) To an affidavit by a person who does not understand English.

Sworn (or affirmed) on the day of 20 at
through the interpretation of (if the interpreter is not a Court
Interpreter add the following:

“the said having been first sworn that he had truly, distinctly, and audibly translated the contents of his affidavit to the deponent and that he would truly and faithfully interpret the oath (or affirmation) about to be administered unto him the said ”).

Before me

Commissioner for Oaths.

79.

O. 42, r. 5

JUDGMENTS

(Title as in action)

[Notes: (O. 13, r. 1; O. 19, r. 2; O. 42, r. 5)]

(a) *Default judgment in action for liquidated demand.*

No appearance having been entered (or no defence having been served) by the defendant herein, it is this day adjudged that the defendant do pay the plaintiff \$ and \$ costs (or costs to be taxed).

(The above costs have been taxed and allowed at \$ as appears by the Registrar's certificate dated the day of 20).

Dated this day of 20 .

(Seal)

Registrar.

[Notes: (O. 13, r. 2; O. 19, r. 3; O. 42, r. 5)]

(b) *Default judgment in action for unliquidated damages*

No appearance having been entered (or no defence having been served) by the defendant herein, it is this day adjudged that the defendant do pay the plaintiff damages to be assessed.

The amount found due to the plaintiff under this judgment having been certified at \$ as appears by the Registrar's certificate filed the day of 20 .

It is adjudged that the defendant do pay the plaintiff \$ and costs to be taxed.

The above costs, etc. (as in (a) above).

(Note: This form is a combined form of interlocutory and final judgment. The plaintiff may at his option enter interlocutory judgment by omitting the words below the line in the form and enter a separate final judgment in (f) below).

[Notes: (O. 13, r. 3; O. 19, r. 4; O. 42, r. 5)]

(c) *Default judgment in action relating to detention of movable property.*

No appearance having been entered (or no defence having been served) by the defendant herein,

It is this day adjudged that the defendant do deliver to the plaintiff the movable property described in the writ of summons (or statement of claim) as (description of movable property) or pay the plaintiff the value of the said property to be assessed (and also damages for their detention to be assessed).

or

It is this day adjudged that the defendant do pay the plaintiff the value of the movable property described in the writ of summons (or statement of claim) to be assessed (and also damages for their detention to be assessed).

The value of the said movable property having been assessed at \$ (and damages at \$) as appears by the Registrar's certificate filed the day of 20 .

It is adjudged that the defendant do pay the plaintiff \$ and costs to be taxed.

The above costs, etc. (as in (a) above).

(Note: See the note to (b) above).

[Notes: (O. 13, r. 4; O. 19, r. 5; O. 42, r. 5)]

(d) *Default judgment in action for possession of immovable property.*

No appearance having been entered (or no defence having been served) by the defendant herein, it is this day adjudged that the defendant do give the plaintiff possession of the immovable property described in the writ of summons (or statement of claim) as and pay the plaintiff \$ costs (or costs to be taxed).

The above costs, etc. (as in (a) above).

[Notes: O. 13, r. 4; O. 19, r. 6; O. 42, r. 5]

(e) Judgment in default in action for possession of immovable property, damages and costs.

No appearance having been entered (or no defence having been served) by the defendant herein, it is this day adjudged that the defendant do give the plaintiff possession of the immovable property described in the writ of summons (or statement of claim) as .

And it is further adjudged that the defendant do pay the plaintiff (mesne profits) (damages) to be assessed.

The amount found due to the plaintiff under this judgment having been certified at the sum of \$ as appears by the Registrar's finding filed the day of 20 .

It is adjudged that the defendant do pay the plaintiff \$ and costs to be taxed.

The above costs, etc. (as in (a) above).

(Note: See the note to (b) above).

[Note: O. 42, r. 5]

(f) Final judgment after assessment of damages, etc.

The day of 20 .

The plaintiff having on the day of 20 obtained interlocutory judgment herein against the defendant for damages (or as may be) to be assessed, and the amount found due to the plaintiff having been certified at \$ as appears by the Registrar's certificate filed the day of 20 .

It is this day adjudged that the defendant do pay the plaintiff \$ and costs to be taxed.

The above costs, etc. (as in (a) above).

[Notes: O. 14, r. 3; O. 42, r. 5]

(g) *Judgment under Order 14.*

The day of 20 .

The defendant having entered appearance herein and the Court having under Order 14, Rule 3, ordered that judgment as hereinafter provided be entered for the plaintiff against the defendant,

It is this day adjudged that the defendant do pay the plaintiff \$ and \$ costs (or costs to be taxed)

or

pay the plaintiff damages to be assessed and costs to be taxed.

or

deliver to the plaintiff the movable property described in the writ of summons (or statement of claim) as (or pay the plaintiff the value of the said movable property to be assessed) (and also damages for their detention to be assessed) and costs to be taxed

or

give the plaintiff possession of the immovable property described in the writ of summons (or statement of claim) as and costs to be taxed.

The above costs, etc. (as in (a) above).

[Notes: O. 14, r. 5; O. 42, r. 5]

(h) *Judgment for the Defendant under Order 14.*

The day of 20 .

The Court having under Order 14, Rule 5, ordered that judgment be entered for the defendant against the plaintiff on the counterclaim for \$ and costs of the counterclaim.

It is this day adjudged that the plaintiff do pay the defendant \$ and costs of the counterclaim to be taxed.

The above costs, etc. (as in (a) above).

[Note: O. 42, r. 5]

(i) Judgment after trial before Judge.

The day of 20 .

This action having been tried before Justice on the day of 20 .

It is adjudged that the defendant do pay the plaintiff \$ and his costs of action to be taxed (or that this action be dismissed and that the plaintiff do pay the defendant his costs to be taxed) (or as may be according to the Judge's order).

(It is further adjudged that execution be stayed for days) (and if within that time the gives notice of appeal, execution be further stayed until the determination of the appeal or as may be according to the Judge's direction).

The above costs, etc. (as in (a) above).

[Notes: O. 35, r. 1 (2); O. 42, r. 5]

(j) Judgment of Dismissal.

Dated and entered the day of 20 .

This action having on the day of 20 , been called on for hearing before Justice , and the plaintiff having failed to appear, and the defendant having thereupon become entitled under Order 35, Rule 1 (2), to judgment dismissing the action and the said having ordered that judgment be entered accordingly.

Therefore it is adjudged that this action do stand dismissed out of this Court with costs.

And it is further adjudged that the plaintiff do pay the defendant his costs to be taxed.

The above costs, etc. (as in (a) above).

[Note: O. 42, r. 5]

(k) Judgment in pursuance of Order.

Pursuant to the Order of _____ dated _____ 20 _____, whereby it was ordered _____ and default having been made,

It is this day adjudged that the defendant do pay the plaintiff \$ _____ and costs to be taxed.

The above costs, etc. (as in *(a)* above).

[Note: O. 42, r. 5]

(l) Judgment after trial before Registrar.

Dated and entered the _____ day of _____ 20 _____.

This action by an order dated the _____ day of _____ 20 _____ having been ordered to be tried before _____, Registrar of the Supreme Court/ Subordinate Courts and the said Registrar having tried the said action and having by his certificate dated the _____ day of _____, 20 _____ directed that judgment as hereinafter provided be entered for the plaintiff (or defendant),

It is adjudged that (as in *(i)* above according to the Registrar's certificate).

[Notes: O. 33, r. 5; O. 42, r. 5]

(m) Judgment after decision of preliminary issue.

Dated and entered the _____ day of _____ 20 _____.

The issue (or question) arising in this cause (or matter) by the order dated the _____ day of _____ 20 _____ ordered to be tried before Justice _____ having on the _____ day of _____ 20 _____ been tried before the said _____ and the said _____ having found _____ and having ordered that judgment as hereinafter provided be entered for the _____ (or having dismissed the cause or matter),

It is this day adjudged that (the defendant do pay the plaintiff \$ _____) (and his costs of action to be taxed) (the plaintiff do pay the defendant his costs of defence to be taxed) (or as may be according to the order made).

Dated this _____ day of _____ 20 _____.

(Seal)

Registrar.

[Note: O. 42, r. 5]

(n) Judgment for liquidated sum against personal representative.

Dated and entered the day of 20 .

(Recital as in *(a)* or *(f)* to *(n)* according to the circumstances in which judgment was obtained),

It is adjudged that the defendant as executor (or administrator) of the abovenamed deceased do pay the plaintiff \$ and costs to be taxed, the said sum and costs to be levied of the real and personal estate within the meaning of the Probate and Administration Act (Chapter 251) of the deceased at the time of his death come to the hands of the defendant as such executor (or administrator) to be administered, if he has or shall hereafter have so much thereof in his hands to be administered, and if he has not so much thereof, in his hands to be administered, then, as to the costs aforesaid, to be levied of the movable property of the defendant authorised by law to be seized in execution (or as may be according to the order made).

The above costs, etc. (as in *(a)* above).

[Note: O. 59, r. 10 (1)]

(o) Judgment for defendant's costs on discontinuance.

The day of 20 .

The plaintiff having by a notice in writing dated the day of 20 , discontinued this action (or withdrawn his claim in this action for) and the defendant's costs of the action (or of the claim withdrawn) having been taxed and allowed at \$ as appears by the Registrar's certificate dated the day of 20 , and the plaintiff not having paid the sum within 4 days after taxation,

It is this day adjudged that the plaintiff do pay the defendant \$ the said taxed costs.

Dated this day of 20 .

(Seal)

Registrar.

[Notes: O. 59, r. 10 (2), (3)]

(p) *Judgment for costs after acceptance of money paid into Court.*

The day of 20 .

The defendant having paid into Court in this action the sum of \$ in satisfaction of the plaintiff's cause(s) of action (or in satisfaction of the plaintiff's cause of action for), and the plaintiff having by his notice dated the day of 20 accepted that sum in satisfaction of his cause(s) of action (or in satisfaction of his cause of action for , ; abandoned his other cause(s) of action), and the plaintiff's costs herein having been taxed and allowed at \$ as appears by the Registrar's certificate dated the day of 20 , and the defendant not having paid the sum within 48 hours after taxation,

It is this day adjudged that the defendant do pay the plaintiff \$ the said taxed costs.

Dated this day of 20 .

(Seal)

Registrar.

80.

O. 43, r. 2 ORDER FOR ACCOUNTS AND INQUIRIES

(Title as in action)

Upon the application of the plaintiff (or the defendant) in this action and upon reading the affidavit of filed the day of 20 , and upon hearing .

It is ordered that the following accounts and inquiry be taken and made; that is to say,

1. An account of the movable property not specifically bequeathed of , deceased, the testator in the pleadings named, come to the hands of, etc.
2. An account of the testator's debts, (or where deceased died more than six years before judgment, (an inquiry whether there is any debt of the deceased remaining unpaid)).
3. An account of the testator's funeral expenses.

81.

O. 45, r. 7

NOTICE ON CERTAIN JUDGMENTS

The endorsement should be in the following words or words to the following effect:

- (a) In the case of a judgment or order requiring a person or body corporate to do an act within a specified time:

“If you, the within-named _____ (or _____) neglect to obey this judgment (or order) by the time therein limited, you will be liable to process of execution for the purpose of compelling you to obey the same.”.

- (b) In the case of a judgment or order requiring a person to abstain from doing an act:

“If you, the within-named _____ disobey this judgment (or order), you will be liable to process of execution for the purpose of compelling you to obey the same.”.

- (c) In the case of a judgment or order requiring a body corporate to do or to abstain from doing the act, but it is sought to take enforcement proceedings against a director or other officer of that order:

“If _____ neglect to obey this judgment (or order) by the time therein limited (or in the case of an order to abstain from doing an act), if _____ disobey this judgment (or order), you (a director or officer of the said _____) will be liable to process of execution for the purpose of compelling the said _____ to obey the same.”.

82.

O. 45, r. 12

WRIT OF SEIZURE AND SALE

(Title as in action)

To the Sheriff/bailiff,

You are directed that you cause to be levied and made out of the property liable to be seized under a writ of seizure and sale which shall be identified by or on behalf of (name of execution creditor) as belonging to (name of execution debtor) now or late of (address of execution debtor) by seizure and if it be necessary by sale thereof \$ which the said (name of execution creditor) lately in the High Court/Subordinate Courts recovered against the said (name of execution debtor) by a judgment (or order or as may be) bearing the day of 20 . And in what manner you shall have executed this writ make appear to this Court immediately after the execution thereof. And have there this writ.

Dated this day of 20 .

Entered No. of 20 .

Clerk.

(Seal)

Registrar.

Memorandum to be subscribed on the writ

This writ may not be served more than 12 months after the above date unless renewed by order of the Court.

Endorsement to be made on writ before issue

THIS WRIT is issued by _____ of _____,
 solicitor for the execution creditor who resides at _____.
 The execution debtor resides at _____.

Amount of judgment and costs \$ _____ cts

Subsequent costs (if any)

Paid to account of judgment

Remaining due

Costs of this writ

Interest on \$ _____ at _____ % p.a. from _____ to _____

Property seized on

Amount of levy paid on

Property sold on _____ by _____

for Expenses of Execution —

Lotting and advertising

Auctioneers' commission

Court commission

Other Court fees

Watchmen's wages

Other legal expenses (specify them)

Paid into Court —

Paid to credit of landlord under

Paid to credit of Writ of Distress

Paid to credit of execution creditor

Paid to credit of execution debtor

Dated this _____ day of _____ 20 _____.

Sheriff/bailiff.

83.

O. 45, r. 12

WRIT OF SEIZURE AND SALE

O. 47, r. 4

IN RESPECT OF IMMOVABLE PROPERTY

(Title as in action)

Upon the application of _____ and upon reading the affidavit of _____ filed the _____ day of _____ 20____, and upon hearing _____ .

It is ordered that the interest of _____ in the immovable property specified in the Schedule herein be attached and taken in execution to satisfy the judgment of the abovenamed _____ dated _____ .

Dated this _____ day of _____ 20____ .

(Seal)

Registrar.

Note: This order shall, unless registered under any written law relating to such immovable property, remain in force for 6 months from the date hereof.

SCHEDULE

84.

O. 45, r. 12

WRIT OF DELIVERY

(Title as in action)

To the Sheriff/bailiff,

You are directed that, without delay, you do seize and deliver, to the abovenamed (name of execution creditor) the following movable property, that is to say (describe the property delivery of which has been adjudged or ordered) (and \$ _____ damages and \$ _____ costs) which the said (name of execution creditor) lately in the High Court/Subordinate Courts recovered against the said (name of execution debtor) by a judgment (or order or as may be) bearing the _____ day of _____ 20____ .

(And you are further directed that if the said movable property cannot be found within Singapore you cause to be levied and made out of the property liable to be seized under a writ of seizure and sale belonging to the said (name of execution debtor) and if necessary by sale thereof \$, being the assessed value of the said property). And in what manner you have executed this writ make appear to this Court immediately after the execution thereof. And have there this writ.

Dated this day of 20 .

Entered No. of 20 .

Clerk.

(Seal)

Registrar.

Memorandum on Writ (as in Form 82).

Endorsements on Writ (as in Form 82 or as required).

85.

O. 45, r. 12

WRIT OF POSSESSION

(Title as in action)

To the Sheriff/bailiff,

Whereas lately, by a judgment of the High Court/Subordinate Courts bearing the day of 20 , it was adjudged (or ordered) that the defendant (name of defendant) do give the plaintiff (name of plaintiff) possession of (describe the immovable property delivery of which has been adjudged or ordered) and do pay him \$ and \$ costs.

You are directed that you enter the said immovable property and cause (name of plaintiff) to have possession of it.

And you are further directed that you cause to be levied and made out of the property liable to be seized under a writ of seizure and sale belonging to the said (name of defendant) and if necessary by sale thereof \$. And in what manner you have executed this writ make appear to this Court immediately after the execution thereof. And have there this writ.

Dated this day of 20 .

Entered No. of 20 .

Clerk.

(Seal)

Registrar.

Memorandum on Writ (as in Form 82).

Endorsements on Writ (as in Form 82 or as required).

86.

O. 46, r. 3 SUMMONS FOR LEAVE TO ISSUE EXECUTION

(Title as in action)

Let all parties concerned attend before the Judge (or Registrar) on (date/time) on the hearing of an application on the part of that may be at liberty to issue execution (or writ of seizure and sale, or as may be) against the defendant (or as may be) on the judgment herein dated the day of 20 , (notwithstanding that 6 years have elapsed since such judgment, or as may be) and that the defendant (or as may be) do pay the cost of and occasioned by this application.

Dated this day of 20 .

Entered No. of 20 .

Clerk.

(Seal)

Registrar.

This summons is taken out by the plaintiff (or as may be) of (state address) to the defendant (or as may be).

87.

O. 46, r. 4

REQUEST⁴ FOR WRIT OF EXECUTION

O. 46, r. 11

(Title as in action)

Name of person entitled to execution (“Judgment Creditor”):

Address of Judgment Creditor:

Name of Solicitor for Judgment Creditor:

Address of the Solicitor for Judgment Creditor:

Hereby request the Registrar to issue a:

(1)* Writ of Seizure and Sale against the person subject to execution (“Judgment Debtor”) at the Address of Execution to levy the amount which remains unsatisfied under the Judgment/Order obtained by the Judgment Creditor plus the costs and disbursements of this execution.

Name of Judgment Debtor:

Address of Execution:

Amount to be levied:

Attached herewith is a copy each of the —

(a) Judgment/Order duly sealed; and

(b) Calculation explaining the sums to be levied set out in Annex A.

(2)* Writ of Delivery against the Judgment Debtor at the Address of Execution for delivery of the movable property described below (“the Movable Property”) pursuant to the Judgment/Order obtained by the Judgment Creditor and which the Judgment Debtor has failed to comply with (and if the Movable Property cannot be found, to levy the amount being the value thereof as assessed by the Court in the said Judgment/Order).

[And further to issue a Writ of Seizure and Sale as in (1) above].

Description of the Movable Property: (insert particulars)

(3)* Writ of Possession against the Judgment Debtor at the Address of Execution to deliver possession thereon pursuant to the Judgment/Order obtained by the Judgment Creditor and which the Judgment Debtor has failed to comply with.

[And further to issue a Writ of Seizure and Sale and/or Writ of Delivery as in (1) and/or (2) above].

UNDERTAKING AND DECLARATION

1. I/We hereby undertake to pay all your charges. Please appoint a suitable date to execute the *Writ of Seizure and Sale/Delivery/Possession***.

2.* I/We hereby declare that as at the date of this Request⁴, the property the bailiff is requested to seize under this *Writ of Seizure and Sale/Delivery/Possession** is/is not* the subject-matter of a seizure or attachment under any execution or order issued by the Subordinate Courts or the High Court.

(State particulars of prior execution if applicable)

3. For seizure of movable property under a *Writ of Seizure and Sale/Delivery***.

I/We hereby declare that, as at the date of this declaration, I/we have reason to believe that the Judgment Debtor is the owner or occupier at the Address of Execution or the owner of the property liable to be seized.

(State the grounds of belief)

(*Use as appropriate)

**Delete as appropriate)

NAME OF DECLARANT:

Date of filing:

Annex A to Form 87

Calculation explaining the sum levied required under paragraph 1

Total amount owed under the Judgment/Order:

(a) Principal Sum \$

(b) Costs allowed under the Judgment/Order \$

(c) Interest (Provide breakdown) \$

ADD Cost allowed for this Execution:

(d) Basic Costs allowed under paragraph 6 in Part III
of Appendix 2 to Order 59 \$

(e) Disbursements (e.g. Stamp Fees, etc.) \$

SUB-TOTAL \$

LESS Payment by Judgment Debtor(s) \$

TOTAL \$
