

CAYMAN ISLANDS



Supplement No. 3 published with Gazette No. 21 of 1976.

RULES OF COURT

No. 3

GRAND COURT

(FORMS AND MISCELLANEOUS) RULES

Costs herein to be in the cause.

.....

.....

.....

.....
Judge of the Grand Court

Form G.C. 40

ORDER FOR AFFIDAVIT AND INSPECTION OF DOCUMENTS

Dated the _____ day of _____ 19____

 Judge of the Grand Court

JOHN STAFFORD
Legal Practitioner

CAYMAN ISLANDS



Supplement No. 3 published with Gazette No. 21 of 1976.

RULES OF COURT

No. 3

**GRAND COURT
(FORMS AND MISCELLANEOUS) RULES**

CAYMAN ISLANDS

GRAND COURT (CIVIL PROCEDURE) RULES
(Section 53)

(Heading as in the Cause)

SPECIMEN ORDER EXTRACTED FROM JUDGMENT

This case coming this day before Mr. Justice in the Grand Court it is hereby
adjudged as follows:

The defendant do (pay) etc.

(complete as appropriate)

(Subtotal) _____

\$ costs (leave blank if untaxed)

Total \$ do

plus interest on the total amount at 7½ p.c. per annum from date of judgment until date of
satisfaction thereof.

.....
Judge

Form G.C. 39

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 47 (1))

(Heading as in the Cause)

ORDER FOR DISCOVERY OF DOCUMENTS

Upon hearing the application of

made the day of 19 , it is hereby ordered that do within
days after service of this order make and file an affidavit stating whether
any of the documents or classes of documents specified or indicated in the schedule hereto
are or have been at any time within (his) custody or power or when (he) parted with them

THE GRAND COURT LAW
(Law 8 of 1975)

GRAND COURT (FORMS AND MISCELLANEOUS) RULES

In exercise of the powers conferred upon the Rules Committee by section 2:
of the above Law, the following Rules are hereby made.

1. These Rules may be cited as the Grand Court (Forms and Miscellaneous)
Rules and shall come into operation on the 4th day of October, 1976.

2. In these Rules, unless the context otherwise requires —

“Clerk of the Court” has the meaning ascribed to it in the Law;

“Code” means the Criminal Procedure Code;

“Court” means the Grand Court;

“Law” means the Grand Court Law; and

“section” means a section of the Law.

Law 13 of 1975.

Law 8 of 1975.

Law 11 of 1975.

3. Rules of procedure of the Court in its criminal jurisdiction are prescribed in
the Code and in the Judicature Law.

4. Forms which may be used in the general procedure of the Court are
prescribed in the schedule hereto and such forms are to be adjusted to meet
special cases and, where no provision appears to have been made to meet the
requirements of the Court, the Judge may prescribe forms appropriate to such
requirements which may form precedents for further use and shall be filed and
maintained by the Clerk of the Court and made available gratis for perusal by
members of the public.

5. Summary Court forms dealing with summonses, bail, recognisances,
warrants of arrest, collection of fines, committal to prison, securing the at-
tendance of witnesses and matters of a like nature may be used *mutatis*
mutandis by the Grand Court.

6. Grand Court forms may, where appropriate be used *mutatis mutandis* by
the Summary Court.

Law 14 of 1971.
Law 8 of 1972.

7. Movable goods of a non-perishable nature taken in execution by the Bailiff
may be deposited for safe custody at the discretion of the Bailiff in any suitable
place including the Queen's Warehouse within the meaning ascribed thereto
under the Customs Law, 1971 and may be sold by the Bailiff or, under in-
structions of the Bailiff by a Market Master under the Markets Law, 1972. The
time, place, subject matter and conditions of sale shall be advertised upon the
Court Notice Board and in a local newspaper at least two days prior to such sale
and at least five days shall be allowed to elapse between the taking and the sale
as required by section 40 of the Judicature Law.

8. (1) Where realty is ordered to be sold under section 42 of the Judicature
Law the judgment creditor may, at the cost of the judgment debtor register a
copy of the Court's order as a restriction in the case of land registered under the

Registered Land Law or, if the land is not so registered may record the order with the Public Recorder and notify the Land Adjudicator.

(2) The time, date, place and subject matter of the sale shall be published in the Gazette and in a local newspaper at least seven days prior to the sale and written conditions of sale shall be made available to the public at the office of the Bailiff during normal office hours for at least three clear working days prior to the sale.

(3) The form of certificate to be granted under section 43 of the Judicature Law is prescribed in the schedule. (Form G.C. 36).

THE SCHEDULE

INDEX OF FORMS

- G.C.
1. Writ of Summons

2. Memorandum of appearance

3. Third Party Notice

4. Notice of payment into court

5. Notice of acceptance of payment into court

6. Notice of trial

7. Application for appointment of a guardian ad litem

8. Affidavit of service

9. Summons for directions

10. Interpleader — summons by stakeholder etc.

11. Affidavit on interpleader

12. Interpleader order

13. Notice of motion

14. Originating summons

15. Bench warrant

16. Warrant to bring up prisoner for trial

17. Notice of additional evidence

18. Order for the receipt of a person in a mental hospital or like establishment

19. Summons to a witness

20. Order to bring up prisoner as witness

21. Certificate for witness' remuneration

22. Application for removal of judgment to Grand Court

23. Bailiff's interpleader summons

24. Order pursuant to Bailiff's interpleader

25. Deposit by claimant in Bailiff's interpleader

26. Replevin — notice to distrainer

27. Warrant to Baliff to replevy

28. Bond in replevin

29. Summons to juror

30. Application for trial by jury

31. Warrant of execution

32. Certificate of purchase of land

33. Warrant to commit a defaulting debtor

34. Summons of Attachment (Garnishee)

35. Direction to Bailiff to seize and retain property in danger of being removed

36. Memorandum of consent to discharge of Garnishee

37. Warrant of possession

38. Specimen order extracted from judgment

39. Order for discovery of documents

40. Order for affidavit and inspection of documents.

..... believed to be lying at within the hands of

..... believed to be lying at within the hands of

Dated the

day of

19

(Seal of the Court)

.....
Clerk of the Court.

Form C.G. 36

JUDICATURE LAW

(Section 55(2))

MEMORANDUM OF CONSENT TO DISCHARGE OF GARNISHEE

In the Grand Court

Civil Cause No.

Between

Plaintiff (Judgment Creditor)

and

Defendant (Judgment Debtor)

and

Garnishee

Be it remembered that —
I of judgment creditor
in the above cause do give my consent to the discharge of the above-named garnishee
therefrom.

Dated the

day of

19

.....
Judgment Creditor

Before me
Clerk of the Court.

Form G.C. 37

JUDICATURE LAW

(Section 56)

WARRANT OF POSSESSION

In the Grand Court

Civil Cause No.

Between

Plaintiff

and

Defendant

To the Bailiff

This is to authorise and require you to enter upon the land hereinafter described at any time between the hours of eight in the forenoon and four in the afternoon of any day and to take possession thereof or any part thereof in the name of the whole accompanied by such assistants as you may deem necessary in the premises and, having gained possession of the said land to put of into possession thereof.

Description of the said land —

Dated the

day of

19

(Seal of the Court)

.....
Clerk of the Court

N.B. This warrant is valid until the day of 19

THE JUDICATURE LAW
(Section 47)

SUMMONS OF ATTACHMENT (Garnishee)

In the Grand Court
Between
and
and
Civil Cause No.
Plaintiff (Judgment Creditor)
Defendant (Judgment Debtor)
Garnishee

It having been made to appear by the affidavit of that certain debts are accruing or due from the abovementioned garnishee to the abovementioned judgment debtor in the sum of \$ it is hereby ordered that the said debts be attached pending the further order of this Court and that the said garnishee do attend the Court on the day of 19 , at o'clock in the noon on the hearing of an application by the above judgment creditor that the said garnishee do pay him the amount due from the said garnishee to the said judgment debtor or so much thereof as may satisfy the said judgment and the costs and expenses incidental hereto.

Dated the day of 19
(Seal of the Court)
.....
Clerk of the Court

Form G.C. 35

THE JUDICATURE LAW
(Section 50)

DIRECTION TO BAILIFF TO SEIZE AND RETAIN PROPERTY
IN DANGER OF BEING REMOVED

In the Grand Court
Civil Cause No.
Between
and
Plaintiff
Defendant

To the Bailiff

It being made to appear that the property hereinafter described is in danger of being removed from the Islands or otherwise dealt with in a manner calculated to frustrate the jurisdiction of this Court.

This is to authorise and require you to repair to or wherever the said property is found to be lying and to seize the same and hold it in safe custody pending the further order of this Court.

Description of property —

Form G.C. 1

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 5)

WRIT OF SUMMONS

In the Grand Court of the Cayman Islands
Suit No. of 19
Between A.B. Plaintiff
and
C.D. Defendant

ELIZABETH THE SECOND, BY THE GRACE OF GOD, OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND OF OUR OTHER REALMS AND TERRITORIES QUEEN, HEAD OF THE COMMONWEALTH, DEFENDER OF THE FAITH.

To C.D. of

We command you that within fourteen days after the service of this writ upon you, exclusive of the day of such service, to cause an appearance to be entered for you in an action at the suit of A.B., and take notice that in default of your so doing the plaintiff may proceed therein and judgment may be given in your absence.

Witness, the Honourable Judge of
the Grand Court, the day of 19

N.B. This writ is to be served within twelve calendar months from the date hereof; or, if renewed, within six calendar months from the date of the last renewal, including the day of such date, and not afterwards. The defendant may appear hereto by entering an appearance either personally or by a legal practitioner at the office of the Clerk of the Grand Court in Grand Cayman.

Indorsement

(to be made before the issue hereof)

The plaintiff's claim is for

This writ was issued by (A.B. or E.F., a legal practitioner instructed by A.B.) whose address for service is

(see Back)

(Back)

Indorsement of Service

(applicable where —

- (a) there has been no unconditional appearance, and
- (b) acceptance of service on behalf of the defendant's attorney-at-law has not been indorsed hereon)

Date of service

Place of service

Person on whom served

Capacity of person served

(if not the defendant)

Person serving

Capacity of person serving

Signature of person serving and * date

.

* This form must be completed within three days of service being effected.

Form G.C. 2

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 16)

MEMORANDUM OF APPEARANCE

In the Grand Court of the Cayman Islands.

Suit No. 19

Between A.B. Plaintiff
and

C.D. Defendant.
Enter an appearance for C.D. in this action.

Filed the day of 19

(Signed) C.D.
(or G.H., a legal practitioner
instructed by C.D.)

whose address for service is

proprietor of the interest previously held by

of

the Judgment Debtor in

the above cause.

The purchase price in the premises \$ was paid into court
by the said on the day of 19 and
stamp duty of 7½ p.c., that is to say \$ is payable upon this certificate.

Description of the herediaments in the premises.

ALL THAT piece and parcel of land etc.

Dated the day of 19
(Seal of the Court)

.....
Clerk of the Court

Form G.C. 33

THE JUDICATURE LAW
(Section 45)

WARRANT TO COMMIT A DEFAULTING DEBTOR

In the Grand Court

Civil Cause No.

Between Plaintiff (Judgment Creditor)
and Defendant (Judgment Debtor)

To all constables and prison officers of the Cayman Islands

of Judgment Debtor
in the above cause having been adjudged to be in contempt of court for the purpose of the
above section in that he —

You are hereby authorised and required to apprehend the said

and receive him into the prison at and
there detain him for a period not exceeding * or until he has paid into the Court
Office the sum of \$ together with \$ per day the cost of his detention from the
date of his apprehension until payment.

Dated the day of 19
(Seal of the Court)

.....
Clerk of the Court

* Sixty days in the case of the Summary Court
one year in the case of the Grand Court

THE JUDICATURE LAW
(Sections 34, 35 and 36)

WARRANT OF EXECUTION

In the Grand/Summary Court

Civil Cause No.

Between
and

Plaintiff
Defendant

To the Bailiff

It having been adjudged on the
the defendant
and costs taxed and allowed at \$
Officer of the Court.

day of

19 that
do pay to the plaintiff \$
as certified by the Taxing

This is to authorise and require you to seize the goods and other movable property of the
said authorised by law to be so seized and realise thereon a sufficient sum to
cover the amount of the judgment and costs in the premises together with the costs of and
incidental to such seizure and realization together with costs and, after satisfying the said
judgment, interest, costs and expenses, to pay to the said any balance of
funds realized then remaining in your hands and render to the Clerk of the Court a full ac-
count in the premises.

And for so doing this is your warrant.

Dated the

day of

19

(Seal of the Court)

.....
Clerk of the Court

Form G.C. 32

THE JUDICATURE LAW
(Section 43)

CERTIFICATE OF PURCHASE OF LAND

In the Grand/Summary Court

Civil Cause No.

Between
and

Plaintiff
Defendant

This is to certify that
has purchased the whole of the right title and interest of
of in the hereditaments hereinafter described and,
if the land is registered under the Registered Land Law, 1971, is entitled to be registered as

Form G.C. 3

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 28)

THIRD PARTY NOTICE

In the Grand Court of the Cayman Islands.

Suit No.

of 19

Between A.B Plaintiff
and

C.D. Defendant

Notice filed

day of

19

TO: X.Y.

Take notice that this action has been brought by the plaintiff against the defendant for
..... (here state concisely the plaintiff's
alleged cause of action).

The defendant claims to be entitled to contribution from you to the extent
..... (here set out the amount of the alleged
entitlement to contribution and the grounds for the same).

or

The defendant claims to be indemnified by you against the said liability on the grounds
that (here set out the grounds for the
alleged entitlement to indemnity).

(or as the case may be)

And take notice that, if you wish to dispute the plaintiff's claim in this action as against
C.D., or your liability to the defendant C.D., you must cause an appearance to be entered for
you within fourteen days after service of this notice.

In default of your so appearing, you will be deemed to admit the validity of any judgment
obtained against the defendant C.D., and you own liability to contribute or indemnify to the
extent herein claimed, which may be summarily enforced against you as a judgment of the
Court.

(Signed) C.D.
(Or a legal practitioner instructed
on behalf of C.D.)

Appearance in this action may be entered by you, or by a legal practitioner acting on
your behalf, at the office of the Clerk of the Grand Court, Grand Cayman.

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 43)

NOTICE OF PAYMENT INTO COURT

In the Grand Court of the Cayman Islands.
Suit No. _____ of 19_____
Between A.B. Plaintiff
and
C.D. Defendant

Take notice that the defendant C.D., has paid into Court
..... and says that (..... part of) that sum is enough to
satisfy in full the plaintiff's claim* (for and the
other part of that sum is enough to satisfy in full the plaintiff's claim for)
and admits* (but denies) liability therefor.

Dated the _____ day of _____ 19_____
(Signed) C.D.
(or M.N., a legal practitioner
instructed on behalf of C.D.)

To the above named plaintiff
(or his legal representative)

* Delete or amend words in brackets as the case may require.

Form G.C. 5

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 44)

NOTICE OF ACCEPTANCE OF PAYMENT INTO COURT

In the Grand Court of the Cayman Islands
Suit No. _____ of 19_____
Between A.B. Plaintiff
and
C.D. Defendant

Take notice that the plaintiff accepts the sum of paid in
Court by the defendant C.D., in satisfaction of the claim in respect of which it was paid*
(and abandons his other claims in this action).

Dated the _____ day of _____ 19_____
(Signed) A.B.
(or Y.Z. a legal practitioner
instructed on behalf of A.B.)

To the above named defendant
(or his legal representative).

* Delete or amend words in brackets as the case may require.

Form G.C. 29

THE JUDICATURE LAW
(Section 14)

SUMMONS TO JUROR

In the Grand Court

You _____ of _____ are hereby
summoned to attend the Grand Court at the session to be held on the day of
19 at _____ o'clock of the _____ noon and there to remain until the further directions of
the Court.

Dated the _____ day of _____ 19_____
.....
Clerk of the Court

FAILURE TO ATTEND RENDERS YOU LIABLE TO A PENALTY

Form G.C. 30

THE JUDICATURE LAW
(Section 25)

APPLICATION FOR TRIAL BY JURY

In the Grand Court

Civil Cause No. _____

Between _____ Plaintiff
and _____ Defendant

Let all parties attend the judge in chambers at
_____ o'clock in the _____ noon on the _____ day of _____ 19_____ or so
soon thereafter as counsel can be heard upon the application of
that the above cause may be tried by jury.

In the submission of the applicant the said cause does not involve a prolonged study of
documents, exhibits or matter of a technical nature.

The statement of claim —
(a) alleges fraud
(b) claims damages for defamation
(c) claims damage for malicious prosecution
(strike out as inapplicable)

OR

my reasons for the application in the premises are as follows —

In the event of my application being granted I undertake to abide by the order of the
Court for meeting the allowances and expenses of the jurors under section 16 of the above
Law.

THE JUDICATURE LAW
(Section 10)

WARRANT TO BAILIFF TO REPLEVY

In the Grand/Summary Court
Whereas _____ has given security to commence an
action in replevin against _____ for unjustly taking and
detaining goods that is to say —

and to presecute such action without delay and to abide by the order of the Court in the
premises.

This is to authorise and require you forthwith to replevy and deliver the said goods to the
said _____ and make return
to me of this warrant stating the action you have taken thereon.

Dated the _____ day of _____ 19____

Clerk of the Court

In obedience of this warrant I have replevied and caused to be delivered to the above
named _____ the undermentioned goods.

Dated the _____ day of _____ 19____

Bailiff

Form G.C. 28

THE JUDICATURE LAW
(Section 11)

BOND IN REPLEVIN

In the Grand/Summary Court

We A.B. of
C.D. of
and E.F. of

acknowledge ourselves jointly and severally to be firmly bound in the sum of \$ _____ to
be paid to the Financial Secretary of the Islands:

As witness our hands and seals set and offered this _____ day
of _____ 19____.

The condition of this obligation is that if the above A.B. shall within two weeks hereof
commence an action of replevin against G.H, (the distrainor) in the Grand Court for un-
justly taking and detaining the following goods and chattels and prosecute such action
without delay and abide by the outcome thereof then this obligation shall be void, but
otherwise shall remain in full force.

Signed _____

in the presence of _____
Justice of the Peace

Form G.C. 6

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 48)

NOTICE OF TRIAL

In the Grand Court of the Cayman Islands
Suit No. _____ of 19____

Between A.B. Plaintiff
and
C.D. Defendant

Take notice that the trial of this action (or as the case may be) has been appointed for
the _____ day of _____ 19____
at _____ o'clock in the fore noon,
after

Dated the _____ day of _____ 19____

(Signed) A.B.
(or M.N., a legal practitioner
instructed by A.B.)

To C.D.
(or to his legal representative).

Form G.C. 7

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 17)

APPLICATION FOR APPOINTMENT OF A GUARDIAN AD LITEM

In the Grand Court _____ Civil Cause No. _____

Between _____ Plaintiff
and _____ Defendant

A writ of summons having been duly served upon the defendant in the above cause by ...
..... and no appearance having been entered on behalf of the defendant
and it appearing that the defendant is under a disability in that

The plaintiff hereby applies to this Honourable Court to appoint a guardian ad litem of
the defendant and that the costs of this application be costs in the cause.

Dated the _____ day of _____ 19____

Plaintiff.

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 18)

AFFIDAVIT OF SERVICE

In the Grand Court Civil Cause No.

Between Plaintiff
and Defendant

Writ of summons (or notice in lieu of summons) having been duly served upon the defendant in the above cause and no appearance having been entered on behalf of the defendant, I, of
make oath and say as follows:

On the day of 19 at I served upon the defendant, who is personally known to me (or who was pointed out to me by who is personally known to me) (or I posted a notice in lieu of service of writ of summons) (or as the case may be).

And I make this affidavit in support of an application to be made by the plaintiff that the above case may proceed in default of appearance by the defendant.

Dated the day of 19
.....
Bailliff, Plaintiff (etc.)

Form G.C. 9

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 46)

SUMMONS FOR DIRECTIONS

In the Grand Court Civil Cause No.

Between Plaintiff
and Defendant

Let all parties concerned attend the Judge in Chambers on the day of 19 at o'clock in the noon on the hearing of an application for directions in this action that —

Dated the day of 19
Attorney for

To:

Form G.C. 25

THE JUDICATURE LAW
(Section 9)

DEPOSIT BY CLAIMANT IN BAILIFF'S INTERPLEADER

In the Grand/Summary Court Civil Cause No.

Between Plaintiff
and Defendant
and Claimant

Be it remembered that the Claimant in the Interpleader application made the day of 19 in respect of the following goods and chattels held by me in the above cause

has this day deposited with me the sum of \$ an amount equal to the appraised value of the said goods and chattels

OR

being the amount chargeable by me keeping possession of the said goods and chattels pending the chattels pending the decision thereon in the premises.

Dated the day of 19
.....
Bailliff

To (all parties)

Form G.C. 26

THE JUDICATURE LAW
(Section 10)

REPLEVIN — NOTICE TO DISTRAINOR

In the Grand/Summary Court Civil Cause No.

Between Plaintiff
and Defendant
of (Distrainor)

To Take notice that of whose goods you have distrained intends to replevy the same and that I have fixed the security to be given by him for the due prosecution of an action against you in replevin at the sum of \$

And that I have fixed the day of 19 at o'clock in the noon for execution of the proposed bond at which time any objection may be taken by you.

Dated the day of 19
.....
Clerk of the Court

THE JUDICATURE LAW
(Section 8)

BAILIFF'S INTERPLEADER SUMMONS

In the Grand/Summary Court

Civil Cause No.

Between
and
and

Plaintiff
Defendant
Claimant

Let all parties concerned attend the Grand Court on the
day of 19 at o'clock in the noon on the
hearing of the application of that the plaintiff and
claimant appear and state the nature and particulars of their various claims to the goods
and chattels seized and taken under a warrant of execution issued in this action and
maintain or relinquish the same and abide by such order as may be made herein and that, in
the meantime, all further proceedings be stayed.

Dated the day of 19

.....
Clerk of the Court

Form G.C. 24

THE JUDICATURE LAW
(Section 8)

ORDER PURSUANT TO BAILIFF'S INTERPLEADER

In the Grand/Summary Court

Civil Cause No.

Between
and
and

Plaintiff
Defendant
Claimant

Upon hearing the parties appearing before
me on the day of 19 (the following parties having failed to ap-
pear) and in respect of the following goods
and chattels —

Now held by the Court Bailiff in process of lawful execution pursuant to an order of the
Court in the above cause made the

It is ordered that —

And that the costs and charges of this interpleader be paid by to the Bailiff.
The amount of such costs and charges is detailed on the back hereof above my signature.

Dated the day of 19

.....
Judge/Magistrate

To

Form G.C. 10

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 55)

INTERPLEADER — SUMMONS BY STAKEHOLDER ETC.

In the Grand Court

Between
and
and

Civil Cause No.

Plaintiff
Defendant
Claimant

Let all parties attend the Judge in Chambers on the day of
19 at o'clock of the noon on the hearing of an
application on the part of that the plaintiff and the
claimant appear and state the nature of their respective claims to the subject matter of this
action (or in dispute) and maintain or relinquish the same and abide by such order as may
be made hereon and that, in the meantime, all further proceedings be stayed.

Dated the day of 19

To:
Attorney for

Form G.C. 11

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 55)

AFFIDAVIT ON INTERPLEADER

In the Grand Court

Civil Cause No.

Between
and
and
of

Plaintiff
Defendant
Claimant
the defendant in

I
the above action make oath and say as follows —

1. The writ of summons herein was issued on the day of 19
and was served upon me on the day of 19 .
2. The action is brought to recover which said
is/are in my possession but I claim no interest therein.
3. The right to the said has been and is claimed by
one of who
4. I do not collude with any person in the premises and am willing to deal with the
said claim as this Honourable Court may direct.

Sworn, etc.
before me

.....
Clerk of the Court

This Affidavit is filed on behalf of

Date.

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 55)
INTERPLEADER ORDER

[illegible]

Form G.C. 13

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 57)

NOTICE OF MOTION

In the Grand Court	Between and	Civil Cause No. Plaintiff Defendant
Take notice that (pursuant to the leave of the Court given on the _____ day of _____ 19____) the Court will be moved on the _____ day of _____ 19____, at _____ o'clock in the _____ noon, or so soon _____ of _____) thereafter as counsel may be heard by (_____ counsel for the above-named Plaintiff (or Defendant) that —		

and that the costs of this application be —

Dated the _____ day of _____, 19____

Signed _____ of _____

_____ of _____

Attorney for the _____

To
Attorney for the

THE SUMMARY JURISDICTION LAW (Section 47)

APPLICATION FOR REMOVAL OF JUDGMENT TO GRAND COURT

In the Grand Court

Summary Court

Civil Cause No.

Between

and

(

Plaintiff

Defendant

Judgment Creditor)

To the Judge of the Grand Court

of

the applicant herein and

judgment creditor in the above cause for an amount exceeding \$50, which judgment

remains unsatisfied to the extent of

hereby applies to the Grand Court for

the removal of the said judgment into the Grand Court there to await execution.

Dated the

day of

19

.....

Judgment Creditor (applicant)

P.T.O.

(Back)

After perusing the application on the reverse hereof (and after hearing the judgment debtor) I hereby order that the judgment in the premises be removed into the Grand Court there to be dealt with as if it were a judgment of the Grand Court and upon the terms and conditions following —

Dated the _____ day of _____ 19____

.....
Judge

OR

The application on the reverse hereof is refused for the reasons following —

Dated the _____ day of _____, 19____

.....
Judge

SUMMARY JURISDICTION LAW
(Section 30)

ORDER TO BRING UP PRISONER AS A WITNESS
(all courts)

In the _____ Court _____ Civil Cause No. _____
Between _____ Plaintiff
and _____ Defendant
To the officer in charge of the prison at _____
You are hereby required to have the prisoner A.B. now in your charge brought before
this court at _____ o'clock in the _____ noon on the _____
day of _____ 19 _____ and thereafter as required by the Court for the purpose of
testifying in the above case.
Dated the _____ day of _____ 19 _____

Judge/Magistrate

Form G.C. 21

SUMMARY JURISDICTION LAW
(Section 31)

CERTIFICATE FOR WITNESS' REMUNERATION
(all courts)

In the _____ Court at _____ Civil Cause No. _____
Between _____ Plaintiff
and _____ Defendant
This is to certify that this Court has this day ordered that _____
of _____ having appeared and
testified before the Court in the above cause is to be granted and paid the sum of
\$ _____ by way of reasonable compensation and expenses due to him in the
premises.
Dated the _____ day of _____ 19 _____

Judge/Magistrate

To the Clerk of the Court (or Chief Clerk)

From G.C. 14

GRAND COURT (CIVIL PROCEDURE) RULES
(Rule 57)

ORIGINATING SUMMONS

In the Grand Court _____ Civil Cause No. _____
Between _____ Plaintiff
and _____ Defendant
To _____ Defendant
Let the defendant within eight days after the service of this summons upon him, inclusive
of the day of service, cause an appearance to be entered to this summons, which is issued on
the application of the plaintiff.
By this summons the plaintiff claims against the defendant (or seeks the determination
of the Court on the following questions, namely —)
(or as the case may be).
If the defendant does not enter an appearance, such judgment may be given or order
made against or in relation to him as the Court may think just.
Dated the _____ day of _____ 19 _____

This summons was taken out by _____

Attorney for the said Plaintiff

Whose address for service is _____

N.B The defendant may enter an appearance in person or by his attorney by handing
or sending a complete appearance form to the Court's office from which such
forms may be obtained in blank.

Form G.C. 15

THE CRIMINAL PROCEDURE CODE
(Section 107)

BENCH WARRANT

In the Grand Court _____ Criminal Case No. _____
R. v. _____
To each and all the constables and prison officers of the Cayman Islands
A.B. _____ of _____ not having
appeared before the Court to answer to the indictment charging him with _____
You are hereby commanded to take the said A.B. and bring him before this Court

14 — Rules of Court [No. 3]
forthwith (or
day of 19 at the hour of o'clock in the fore noon.
after
Dated the day of 19
.....
Judge

Form G.C. 16

THE CRIMINAL PROCEDURE CODE
(Section 108)

WARRANT TO BRING UP PRISONER FOR TRIAL

In the Grand Court Criminal Case No.

To the officer in charge of the prison at and
to each and all the prison officers and constables of the Cayman Islands.
A.B. of being required
to appear before this Court to answer the indictment charging him with

You are hereby commanded to bring the said A.B. before this Court forthwith
(or at on the day of 19) at
the hour of o'clock in the fore noon and thereafter from time to time as
after
ordered by this Court until the above case is finally disposed of.
Dated the day of 19
.....
Judge/Magistrate

Form G.C. 17

THE CRIMINAL PROCEDURE CODE
(Section 125)

NOTICE OF ADDITIONAL EVIDENCE

In the Grand Court Criminal Case No.

R. v. A.B.

To A.B.
Notice is hereby given that it is the intention of the Crown to call additional evidence at
your trial. A list of the witnesses and a summary of the testimony they intend to give are
annexed hereto.

Dated the day of 19

(Signed)
Prosecutor

Copy to the Clerk of the Court.

Form G.C. 18

THE CRIMINAL PROCEDURE CODE
(Section 150)

ORDER FOR THE RECEIPT OF A PERSON IN A MENTAL
HOSPITAL OR LIKE ESTABLISHMENT

In the Grand Court Criminal Case No.

R. v. A.B.

To the Chief Medical Officer (or as the case may be)

A.B. having been found insane within the meaning of section 115(2)/149 of the Criminal
Procedure Code, this is to direct you to receive him into your care and there keep him until
discharged by order of the Governor.

Dated the day of 19
.....
Judge

Copy to the Honourable the Chief Secretary.

Form G.C. 19

SUMMONS TO A WITNESS

The Judicature Law (Section 57(1))
(see also Summary Jurisdiction Law (Section 28))

In the Grand/Summary Court

Between Plaintiff
and Defendant

You are hereby summoned to attend before the Court at

o'clock in the noon on the day of 19 , to give evidence
on behalf of and to produce
trial from day to day thereafter as may be required by the Court.

Issued on the day of 19 , on the application
of attorney for the

N.B. Failure to attend may result in the issue of a warrant for your arrest.

.....
Clerk of the Court