

Claim No. { MERGEFIELD FW_CN_COURT_FW_CN_CT_CL_NO }.

IN THE COUNTY COURT AT { MERGEFIELD FW_CN_COURT_FW_CN_COURT_name *
UPPER}

BETWEEN:

{ MERGEFIELD LINKNAME_FORENAME_1 } { MERGEFIELD LINKNAME_SURNAME_1 }

Claimant

and

{ IF { MERGEFIELD FW_CN_DEF1_FW_CN_D1_TRUST_name } <> "" "{ MERGEFIELD
FW_CN_DEF1_FW_CN_D1_TRUST_name }" "{ MERGEFIELD
"FW_CN_DEF1_FW_CN_D1_FNAME" } { MERGEFIELD
"FW_CN_DEF1_FW_CN_D1_SNAME" }" }

Defendant

[Draft]

Fast track standard directions

Further statements of case

The [claimant OR defendant OR other party] must file a [*name of statement of case*] and serve a copy on the [claimant OR defendant OR other party] no later than [*time and calendar date*].

Requests for further information

Any request for clarification or further information based on another party's statement of case shall be served no later than [*time and calendar date*].

[Any such request shall be dealt with no later than [*time and calendar date*].]

Disclosure of documents

[No disclosure of documents is required.

OR

[Each party OR The [claimant OR defendant OR other party]] shall give to the [claimant OR defendant OR every other party] standard disclosure of documents [relating to [*identify relevant issue(s)*]] by serving copies together with a disclosure statement no later than [*time and calendar date*].

Disclosure shall take place as follows:

[Each party shall give standard disclosure to every other party by list OR Disclosure is limited to [standard] disclosure by the [*name of party/ies*] to the [*name of party/ies*] of [documents relating to damage OR the following documents [*identify relevant document(s) or category/ies of document(s)*]].

The latest date for delivery of the lists is [*time and calendar date*].

The latest date for service of any request to inspect or for a copy of a document is [*time and calendar date*].]

Witnesses of fact

Each party shall serve on every other party the witness statements of all witnesses of fact on whom they intend to rely.

There shall be simultaneous exchange of such statements no later than [*time and calendar date*].

Expert evidence

[No expert evidence being necessary, no party has permission to call or rely on expert evidence.

OR

[On it appearing to the court that expert evidence is necessary on the issue of [*identify relevant issue(s)*] and that that evidence should be given by the report of a single expert instructed jointly by the parties, the [claimant OR defendant OR other party] shall no later than [*time and calendar date*] inform the court whether or not such an expert has been instructed. OR The expert evidence on the issue of [*identify issue*] shall be limited to a single expert jointly instructed by the parties.]

If the parties cannot agree by [*time and calendar date*] who that expert is to be and about the payment of their fees, either party may apply for further directions.

Unless the parties agree in writing or the court orders otherwise, the fees and expenses of such an expert shall be paid to them by [the parties equally OR the claimant][the defendant OR other party OR some combination of the parties] and be limited to £ [*amount*].

The report of the expert shall be filed at the court no later than [*time and calendar date*].

No party shall be entitled to recover by way of costs from any other party more than £ [*amount*] for the fees or expenses of an expert.

The parties shall exchange reports setting out the substance of any expert evidence on which they intend to rely.

[The exchange shall take place simultaneously no later than [*time and calendar date*] OR The [claimant's expert OR defendant's expert OR other party's expert] shall serve their report(s) no later than [*time and calendar date*] and the [defendant's expert OR claimant's expert OR other party's expert] shall serve their report(s) no later than [*time and calendar date*]. OR The exchange of reports relating to [causation OR [*identify relevant issue(s)*]] shall take place simultaneously no later than [*time and calendar date*] OR The [claimant's expert OR defendant's expert OR other party's expert] shall serve their report(s) relating to [damage OR [*identify relevant issue(s)*]] no later than [*time and calendar date*] and the [claimant's expert OR defendant's expert OR other party's expert] shall serve their report(s) relating to it no later than [*time and calendar date*].]

Reports shall be agreed if possible no later than [[*time and calendar date*] OR [*no of*] days after service].

If the reports are not agreed within that time, there shall be a without prejudice discussion between the relevant experts no later than [*calendar date*] to identify the issues between them and to reach agreement if possible.

The experts shall prepare for the court a statement of the issues on which they agree and on which they disagree with a summary of their reasons, and that statement shall be filed with the court [no later than [*calendar date*] OR with the pre-trial check list OR no later than the date for filing the pre-trial check list].

[Each party has permission to use [*name(s) of witness(es)*] as expert witness(es) to give [oral] evidence [in the form of a report] at the trial in the field of [*identify relevant field(s) of expertise*] provided that the substance of the evidence to be given has been disclosed as above and has not been agreed. OR Each party has permission to use in evidence experts' report(s) [and the court will consider when the claim is listed for trial whether expert oral evidence will be allowed].]

No party shall be entitled to recover by way of costs from any other party more than £ [*amount*] for the fees or expenses of an expert.]

Questions to experts

The time for service on another party of any question addressed to an expert instructed by that party is not later than [*number of*] days after service of that expert's report.

Any such question shall be answered within [*number of*] days of service.

Requests for information etc

Each party shall serve any request for clarification or further information based on any document disclosed or statement served by another party no later than [*number of*] days after disclosure or service.

Any such request shall be dealt with within [*number of*] days of service.

Documents to be filed with pre-trial check lists

The parties must file with their pre-trial check lists copies of [their experts' reports] [witness statements] [replies to requests for further information].

Dates for filing pre-trial checklists and the trial

Each party must file a completed pre-trial check list no later than [*time and calendar date*].

The trial of this case will take place [on [*calendar date*] OR on a date to be fixed between [*calendar date*] and [*calendar date*]].

Directions following filing of pre-trial checklist

Expert evidence

The parties have permission to rely at the trial on expert evidence as follows:

The claimant:

Oral evidence—[*insert detail*]

Written evidence—[*insert detail*]

The defendant:

Oral evidence—*[insert detail]*

Written evidence—*[insert detail]*

Trial timetable

The time allowed for the trial is *[insert trial estimate]*.

[The timetable for the trial may be agreed by the parties, subject to the approval of the trial judge.

OR

The timetable for the trial (subject to the approval of the trial judge) will be that *[insert detail].]*

[The evidence in chief for each party will be contained in witness statements and reports, the time allowed for cross-examination by the defendant is limited to *[number of [hours OR half-hours]]* and the time allowed for cross-examination by the claimant is limited to *[number of [hours OR half-hours]].]*

[The time allowed for the claimant's evidence is *[number of [hours OR half-hours]]*. The time allowed for the defendant's evidence is *[number of [hours OR half-hours]].]*

The time allowed for the submissions on behalf of each party is *[number of [hours OR half-hours]].]*

The remainder of the time allowed for the trial (being *[balance of trial estimate less the times referred to above]*) is reserved for the judge to consider and give the judgment and to deal with costs.

Trial bundle etc

The claimant shall lodge an indexed bundle of documents contained in a ring binder and with each page clearly numbered at the court not more than seven days and not less than three days before the start of the trial.

[A case summary (which should not exceed 250 words) outlining the matters still in issue, and referring where appropriate to the relevant documents, shall be included in the bundle for the assistance of the judge in reading the papers before the trial.]

[The parties shall seek to agree the contents of the trial bundle and the case summary.]

Settlement

Each party must inform the court immediately if the claim is settled whether or not it is then possible to file a draft consent order to give effect to their agreement.

**Claim No. { MERGEFIELD
FW_CN_COURT_FW_CN_CT_CL_NO }**

THE COUNTY COURT AT { MERGEFIELD
FW_CN_COURT_FW_CN_COURT_name *
UPPER}

BEFORE [insert name]

DATED: [insert date]

BETWEEN:

{ MERGEFIELD "LINKNAME_TITLE_1" } {
MERGEFIELD "LINKNAME_FORENAME_1" } {
MERGEFIELD "LINKNAME_SURNAME_1" }

Claimant

and

{ IF { MERGEFIELD
FW_CN_DEF1_FW_CN_D1_TRUST_name } <> "" "{
MERGEFIELD
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MERGEFIELD
"FW_CN_DEF1_FW_CN_D1_FNAME" } {
MERGEFIELD
"FW_CN_DEF1_FW_CN_D1_SNAME" }" }

Defendant

[Draft]

Fast track standard directions

{ MERGEFIELD
"PRACTICEINFO_PRACTICE_NAME" \f"
"}{ MERGEFIELD "PRACTICEINFO_HOUSE" \f"
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"PRACTICEINFO_POSTAL_TOWN" \f"
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"PRACTICEINFO_POSTCODE" }

{ MERGEFIELD "MATTER_FEE_EARNER_ID"
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 "matter_no" }