

Practice Direction CPR PD20

No. 7 of 2023

Changes to statements of case

This practice direction is made pursuant to rule 4.2(1) of the Supreme Court Civil Procedure Rules 2022 and supplements Part 20 of the Rules.

1. Introduction

1. This Practice Direction supplements rule 20.1(2).

2. Applications to change the statement of case where the permission of the court is required

2.1 The application may be dealt with at a hearing or, if rule 11.14 applies, without a hearing.

2.2 When making an application to change a statement of case, the applicant should file with the court:

- (1) the application and affidavit in support, together with
- (2) a copy of the statement of case with the proposed changes.

2.3 Where permission to change has been given, the applicant should within 14 days of the date of the order, or within such other period as the court may direct, file with the court the amended statement of case.

2.4 A copy of the order and the amended statement of case should be served on every party to the proceedings, unless the court orders otherwise.

3. General

3.1 The amended statement of case and the court copy of it should be endorsed as follows:

- (1) Where the court's permission was required:

Amended [Particulars of Claim *or as may be*] by Order of [Registrar][Judge *or as may be*] dated.....

(2) Where the court's permission was not required:

Amended [Particulars of Claim *or as may be*] under CPR [rule 20.1(1)] dated.....

3.2 The statement of case in its amended form must show the original text and the amendments made, the court may direct that the amendments should be shown either:

- (1) by coloured amendments, either manuscript or computer generated, or
- (2) by use of a numerical code in a monochrome computer generated document.

3.3 Where colour is used, the text to be deleted should be struck through in colour and any text replacing it should be inserted or underlined in the same colour.

3.4 The order of colours to be used for successive amendments is: (1) red, (2) green, (3) violet and (4) yellow.

3.5 If the substance of the statement of case is changed by reason of the amendment, the statement of case should be re-verified by a statement of truth.

3.6 A copy of the amended statement of case should be served on every party to the proceedings.

3.7 A party applying for an amendment will usually be responsible for the costs of and arising from the amendment.

4. Effective date

4. This practice direction will come into effect on the 1st day of March, 2023 and will be applicable to all claims whenever issued.



Sir Ian R. Winder

Chief Justice

27 February 2023