STATUTORY INSTRUMENTS

1962 No. 2146 (L. 20)

SUPREME COURT OF JUDICATURE, ENGLAND

PROCEDURE

The Rules of the Supreme Court (Forms) 1962

Made - - - - -	*28th September* 1962
Laid before Parliament	*12th October* 1962
Coming into Operation	*1st January* 1964

We, the Rule Committee of the Supreme Court, being the authority having for the time being power under subsection (4) of section 99 of the Supreme Court of Judicature (Consolidation) Act 1925(a) to make, amend or revoke rules regulating the practice and procedure of the Supreme Court of Judicature, hereby exercise those powers as follows:—

1.—(1) The forms in Schedule 1 hereto shall be substituted for the forms in Part I of Appendix A to the Rules of the Supreme Court 1883(b).

(2) Form No. 2 in Part II of the said Appendix A shall be amended in accordance with the provisions contained in Schedule 2 hereto.

2. The several forms in Schedule 3 hereto shall be substituted for the forms bearing the same respective numbers in Appendix B to the said rules, and after Form No. 8 in that Appendix there shall be inserted the form numbered 8A in that Schedule.

3. The several forms in Schedule 4 hereto shall be substituted for the several forms bearing the same respective numbers in Appendix F to the said rules.

4. In Appendix G to the said rules, in Form No. 28, for the words "the infant or person of unsound mind" there shall be substituted the words "the person under disability" and after the words "Court to" there shall be inserted the words "discharge, vary or".

5.—(1) For Form No. 20 in Appendix K to the said rules there shall be substituted the form set out in Part I of Schedule 5 hereto.

(2) The forms in the Appendix to the Rules of the Supreme Court (Criminal Proceedings) 1938(c), numbered 1, 2 and 3, shall be inserted in the said Appendix K and numbered 84, 84A and 84B respectively and the said Forms No. 84 and 84A shall be amended in accordance with the provisions contained in Part II of Schedule 5 hereto.

6. The Appendix set out in Schedule 6 hereto shall be substituted for Appendix Q to the Rules of the Supreme Court 1883.

7.—(1) The Appendices to the Rules of the Supreme Court 1883 specified in column (1) of Schedule 7 hereto are hereby revoked to the extent specified in column (2) of that Schedule.

(a) 15 & 16 Geo. 5. c. 49. (b) Rev. 1903, XII, p. 54.
(c) S.R. & O. 1938/1576 (1938 II, p. 3154).

(2) Rule 17 of, and the Appendix to, the Rules of the Supreme Court (Criminal Proceedings) 1938 are hereby revoked.

8. This instrument may be cited as the Rules of the Supreme Court (Forms) 1962 and shall come into operation on 1st January 1964.

Dated 28th September 1962.

Dilhorne, C.
Parker of Waddington, C.J.
Denning, M.R.
J. E. S. Simon, P.
B. Ormerod, L.J.
Colin H. Pearson, L.J.
Geoffrey Cross, J.
John Megaw, J.
Reginald W. Goff.
Douglas Lowe.
Charles Norton.
W. O. Carter.

SCHEDULE 1

FORMS TO BE SUBSTITUTED FOR FORMS IN PART I OF APPENDIX A TO RULES OF SUPREME COURT

No. 1

General form of writ of summons for issue out of central office

(O. 6, r. 1)

In the High Court of Justice 19 , No.
Division

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 in the of

We command you that within 8 days after the service of this writ on you, inclusive of the day of service, you do 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 , Lord High Chancellor of Great Britain, the day of 19 .

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

DIRECTIONS FOR ENTERING APPEARANCE

The defendant may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the Central Office, Royal Courts of Justice, Strand, London, W.C.2, or (2) by sending them to that office by post. The appropriate forms may be obtained by sending a postal order for 11d. with an addressed envelope, foolscap size, to the Controller of Stamps, Royal Courts of Justice, Strand, London, W.C.2.

Indorsements to be made on writ before issue
Indorsement of claim

The plaintiff's claim is for

[*If the plaintiff's claim is for a debt or liquidated demand only, the following indorsement must be added at the foot of that claim*:]

And £ (or such sum as may be allowed on taxation) for costs, and also, if the plaintiff obtains an order for substituted service, the further sum of £ (or such sum as may be allowed on taxation). If the amount claimed and costs be paid to the plaintiff, his solicitor or agent within 8 days after service hereof (inclusive of the day of service), further proceedings will be stayed, but if it appears from the indorsement on the writ that the plaintiff is resident outside the scheduled territories, as defined by the Exchange Control Act 1947, or is acting by order or on behalf of a person so resident, proceedings will only be stayed if the amount claimed and costs is paid into court within the said time and notice of such payment in is given to the plaintiff, his solicitor or agent.

[*If the plaintiff sues, or the defendant is sued, in a representative capacity, this must be stated in the indorsement of claim.*]

Indorsement as to solicitor and address

This writ was issued by of solicitor for the said plaintiff whose address is [*or* This writ was issued by of agent for of solicitor for the said plaintiff whose address is] [*or where the plaintiff sues in person* This writ was issued by the said plaintiff who resides at and (*if the plaintiff does not reside within the jurisdiction*) whose address for service is].

Indorsement as to service

This writ was served by me at on the defendant C.D. on the day of 19 .

Indorsed the day of 19 .

(Signed)

(Address)

No. 2

General form of writ of summons for issue out of district registry
(O. 6, r. 1)

In the High Court of Justice 19 , No.

Division

DISTRICT REGISTRY

Between A.B. plaintiff

and

C.D. defendant

ELIZABETH THE SECOND, etc. [*as in Form No.* 1].

To C.D. of in the of

We command you etc. [*as in Form No.* 1].

Witness [*as in Form No.* 1].

Note:—This writ etc. [*as in Form No.* 1].

DIRECTIONS FOR ENTERING APPEARANCE

If the defendant resides or carries on business, or (in the case of a limited company) has a registered office, within the district of the above-named district registry or the writ is indorsed with a statement that any cause of action in respect of which the plaintiff claims relief wholly or in part arose in that district, the defendant must enter an appearance in person or by a solicitor in the district registry and may do so either (1) by handing in the appropriate forms, duly completed, at the office of the District Registrar, [*insert address of office*], or (2) by sending them to that office by post.

If the defendant neither resides nor carries on business, nor (in the case of a limited company) has a registered office, within the district of the above-named district registry and the writ is not indorsed with a statement that any cause of action in respect of which the plaintiff claims relief wholly or in part arose in that district, the defendant may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the office of the District Registrar, or by sending them to that office by post, or (2) by handing in the said forms, duly completed, at the Central Office, Royal Courts of Justice, Strand, London, W.C.2, or by sending them to that office by post.

The appropriate forms may be obtained by sending a postal order for 11d. with an addressed envelope, foolscap size, to (1) The District Registrar, High Court of Justice, [*insert address of District Registry*], if the appearance is to be entered in the District Registry, or (2) The Controller of Stamps, Royal Courts of Justice, Strand, London, W.C.2, if the appearance is to be entered in London.

Indorsements to be made on writ before issue

Indorsement of claim

[*As in Form No.* 1]

Indorsement as to place where cause of action arose

[The cause of action] [One of the causes of action] in respect of which the plaintiff claims relief in this action wholly or in part arose in the district of the above-named district registry.

Other indorsements

[*As in Form No.* 1]

No. 3

Writ of summons indorsed with statement of claim
(O. 6, r. 1)

[*As in Form No.* 1 *or* 2 *except that the following note shall be inserted after the directions for entering an appearance and that a statement of claim in the following form shall be substituted for the indorsement of claim.*]

Note:—If the defendant enters an appearance, then, unless a summons for judgment is served on him in the meantime, he must also serve a defence on the solicitor for the plaintiff within 14 days after the last day of the time limited for entering an appearance, otherwise judgment may be entered against him without notice.

Statement of claim

The plaintiff's claim is

Particulars:—

(Signed)

[*If the plaintiff's claim is for a debt or liquidated demand only, the indorsement in Form No.* 1 *beginning "And £" must be added.*]

No. 4

General form of writ of summons for use in probate action
(O. 6, r. 1)

In the High Court of Justice
Probate, Divorce and
Admiralty Division
(Probate)

19 , No.

In the estate of E.F. deceased

Between A.B. plaintiff

and

C.D. defendant

ELIZABETH THE SECOND, etc. [*as in Form No.* 1].

To C.D. of in the of

We command you etc. [*as in Form No.* 1].

Witness [*as in Form No.* 1].

Note:—This writ etc. [*as in Form No.* 1].

DIRECTIONS FOR ENTERING APPEARANCE

The defendant may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the Principal Probate Registry, Somerset House, Strand, London, W.C.2, or (2) by sending them to that office by post. The appropriate forms may be obtained by sending a postal order for 11d. with an addressed envelope, foolscap size, to the Principal Probate Registry, Somerset House, Strand, London, W.C.2.

Indorsements to be made on writ before issue
Indorsement of claim, etc.

The plaintiff claims [to be executor of the last will dated the day of *or as may be*] of E.F., late of , deceased, who died on the day of and to have [the said will established *or as may be*].

This writ is issued against you as [the lawful brother and one of the persons entitled to share in the estate of the said deceased in the event of an intestacy and because you have entered a caveat *or as may be*].

Indorsement as to solicitor and address

[*As in Form No.* 1]

Indorsement as to service

[*As in Form No.* 1]

No. 5

Writ of summons which, or notice of which, is to be served out of jurisdiction
(O. 6, r. 1)

[*Heading as in Form No.* 1, 2 *or* 4]

ELIZABETH THE SECOND, etc. [*as in Form No.* 1].

To C.D. of

We command you, C.D., that within [*insert here the number of days fixed by the order of the Court giving leave for service out of the jurisdiction*] days after service of this writ [*or* notice of this writ] on you, inclusive of the day of service, you do cause an appearance to be entered for you in our High Court of Justice 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 [*as in Form No.* 1].

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

DIRECTIONS FOR ENTERING APPEARANCE

[As in Form No. 1, 2 or 4, whichever is appropriate]

Indorsements to be made on writ before issue

‡ *Indorsement of claim*

The plaintiff's claim is for

[If the plaintiff's claim is for a debt or liquidated demand only, the following indorsement must be added at the foot of that claim:]

And £ (or such sum as may be allowed on taxation) for costs, and also, if the plaintiff obtains an order for substituted service, the further sum of £ (or such sum as may be allowed on taxation). If the amount claimed and costs be paid to the plaintiff, his solicitor or agent within [*insert here the number of days limited for appearing*] days after service [of notice] hereof (inclusive of the day of service), further proceedings will be stayed, but if it appears from the indorsement on the writ that the plaintiff is resident outside the scheduled territories, as defined by the Exchange Control Act 1947, or is acting by order or on behalf of a person so resident, proceedings will only be stayed if the amount claimed and costs is paid into court within the said time and notice of such payment is given to the plaintiff, his solicitor or agent.

[If the plaintiff sues, or the defendant is sued, in a representative capacity, this must be stated in the indorsement of claim.]

Indorsement as to solicitor and address

[As in Form No. 1]

Indorsement as to service

This writ [*or* notice of this writ] was served by me at on the defendant C.D. on the day of 19

Indorsed the day of 19

(Signed)

(Address)

‡ *[If writ is indorsed with a statement of claim, the form should be modified to comply with the directions given in Form No. 3.]*

No. 6

Notice of writ of summons to be served out of jurisdiction

(O. 11, r. 3)

[Title as in action]

To C.D. of

Take notice that A.B. of has begun an action against you, C.D., in Her Majesty's High Court of Justice in England by writ of summons dated the day of 19 ; which writ is indorsed as follows [*copy the indorsements*] and you are required within days after receipt of this notice, inclusive of the day of receipt, to cause an appearance to be entered for you in the said Court to the said action, and in default of your so doing the said A.B. may proceed therein and judgment may be given in your absence.

You may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the Central Office [*or* the Admiralty Registry], Royal Courts of Justice, Strand, London, W.C.2 [*or* the Principal Probate Registry, Somerset House, Strand, London, W.C.2], or (2) by sending them to that office by post.

[*If writ is indorsed with a statement of claim, add:*

If you enter an appearance, then, unless a summons for judgment is served on you in the meantime, you must also serve a defence on the solicitor for the plaintiff within 14 days after the last day of the time limited for entering an appearance, otherwise judgment may be entered against you without notice.]

(Signed) A.B.

or X.Y. of

Solicitor for A. B.

This notice was served by me at
on the defendant C.D. on the day of 19

Indorsed the day of 19

(Signed)

(Address)

No. 7

Notice of district registry writ of summons to be served out of jurisdiction

(O. 11, r. 3)

[*Title as in action*]

To C.D. of

Take notice etc. [*as in Form No.* 6].

If you reside or carry on business within the district of the above-named district registry or the writ is indorsed with a statement that any cause of action in respect of which the plaintiff claims relief wholly or in part arose in that district, you must enter an appearance in person or by a solicitor in the district registry and may do so either (1) by handing in the appropriate forms, duly completed, at the office of the District Registrar, [*insert address of office*], or (2) by sending them to that office by post.

If you neither reside nor carry on business within the district of the above-named district registry and the writ is not indorsed with a statement that any cause of action in respect of which the plaintiff claims relief wholly or in part arose in that district, you may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the office of the District Registrar, or by sending them to that office by post, or (2) by handing in the said forms, duly completed, at the Central Office [*or* the Admiralty Registry], Royal Courts of Justice, Strand, London, W.C.2, or by sending them to that office by post.

[*If writ is indorsed with a statement of claim, add:*

If you enter etc. *as in Form No.* 6].

This notice was served etc. [*as in Form No.* 6].

No. 8

Originating summons issued out of central office—appearance required

(O. 7, r. 2)

In the High Court of Justice 19 , No.

Division

[Group]

[In the matter of]

Between A.B. plaintiff
and
C.D. defendant

To C.D. of in the of

Let the defendant, within 8 days [*or if the summons is to be served out of the jurisdiction, insert here the time for appearance fixed by the order giving leave to issue the summons and serve it out of the jurisdiction*] after service of this summons on 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 A.B. of

By this summons the plaintiff claims against the defendant [*or* seeks the determination of the Court on the following questions, namely, *or as 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 and expedient.

Dated the day of 19

Note :—This summons may not be served more than 12 calendar months after the above date unless renewed by order of the Court.

This summons was taken out by of solicitor for the said plaintiff whose address is [*or* This summons was taken out by of agent for of solicitor for the said plaintiff whose address is] [*or where the plaintiff sues in person* This summons was taken out by the said plaintiff who resides at the above-named address *or as may be* and (*if the plaintiff does not reside within the jurisdiction*) whose address for service is].

DIRECTIONS FOR ENTERING APPEARANCE

The defendant may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the Central Office, Royal Courts of Justice, Strand, London, W.C.2, or (2) by sending them to that office by post. The appropriate forms may be obtained by sending a postal order for 11d. with an addressed envelope, foolscap size, to the Controller of Stamps, Royal Courts of Justice, Strand, London, W.C.2.

No. 9

Originating summons issued out of district registry—appearance required

(O. 7, r. 2)

In the High Court of Justice 19 , No.
Division
[Group]

DISTRICT REGISTRY

[In the matter of]
Between A.B. plaintiff
and
C.D. defendant

To C.D. of in the of

[*As in Form No.* 8]

DIRECTIONS FOR ENTERING APPEARANCE

A defendant who resides or carries on business, or (in the case of a limited company) has a registered office, within the district of the above-named district registry must enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the office of the District Registrar, [*insert address of office*], or (2) by sending them to that office by post.

A defendant who neither resides nor carries on business, nor (in the case of a limited company) has a registered office, within the district of the above-named district registry may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the office of the District Registrar, or by sending them to that office by post, or (2) by handing in the said forms, duly completed, at the Central Office, Royal Courts of Justice, Strand, London, W.C.2, or by sending them to that office by post.

The appropriate forms may be obtained by sending a postal order for 11d. with an addressed envelope, foolscap size, to (1) The District Registrar, High Court of Justice, [*insert address of District Registry*], if the appearance is to be entered in the District Registry, or (2) The Controller of Stamps, Royal Courts of Justice, Strand, London, W.C.2, if the appearance is to be entered in London.

No. 10

Originating summons—appearance not required

(O. 7, r. 2)

In the High Court of Justice 19 , No.

Division

[Group]

[In the matter of]

Between A.B. plaintiff

and

C.D. defendant

Let C.D. of attend before the Master [*or* Judge] in chambers, Central Office [*or in the case of proceedings in the Chancery Division* before Master at the chambers of the Judge, Room No.] [*or in the case of Admiralty proceedings* before the Admiralty Registrar [*or* Judge] in chambers], Royal Courts of Justice, Strand, London, W.C.2, on day, the day of 19 , at o'clock, on the hearing of an application by the plaintiff that

Dated the day of 19 .

Note:—This summons may not be served more than 12 calendar months [*or if the plaintiff is applying for a new tenancy under section 24 of the Landlord and Tenant Act 1954* one calendar month] after the above date unless renewed by order of the Court.

This summons was taken out by of solicitor for the said plaintiff whose address is [*or* This summons was taken out by of agent for of solicitor for the said plaintiff whose address is] [*or where the plaintiff sues in person* This summons was taken out by the said plaintiff who resides at and (*if the plaintiff does not reside within the jurisdiction*) whose address for service is].

Note:—If a defendant does not attend personally or by his counsel or solicitor at the time and place above mentioned such order will be made as the Court may think just and expedient.

No.11

Ex parte originating summons

(O. 7, r. 2)

In the High Court of Justice 19 , No

Chancery Division

Group

In the matter of

Let all parties concerned attend before Master at the chambers of the Judge, Room No. , Royal Courts of Justice, Strand, London, W.C.2, on day, the day of 19 , at o'clock, on the hearing of an application by A.B. that

Dated the day of 19 .

This summons was taken out by of [agent for of] solicitor for the applicant whose address is

No. 12

Notice of appointment to hear originating summons

(O. 28, r. 2)

[*Title as in summons*]

To [*name of defendant*] of

Take notice that the originating summons issued herein on the day of 19 , will be heard by the Judge [*or* Master *or* Admiralty Registrar *or* District Registrar] at Room No. , Royal Courts of Justice, Strand, London, W.C.2 [*or* the District Registry of the High Court of Justice, at], on day, the day of 19 , at o'clock. You may attend in person or by your solicitor or counsel. If you fail to attend, such order will be made as the Court may think just and expedient.

Dated the day of 19 .

(Signed)
[Agent for]
Solicitor for the plaintiff

No. 13

Notice of originating motion

(O. 8, r. 2)

In the High Court of Justice 19 , No.
Division
[Group]
In the matter of
and
In the matter of

Take notice that the High Court of Justice, Division, at the Royal Courts of Justice, Strand, London, W.C.2, will be moved [before his Lordship Mr. Justice] at the expiration of days from the service upon you of this notice [*or* on day, the day of 19 , at the sitting of the Court] or so soon thereafter as counsel can be heard, by counsel on behalf of A.B. for an order that [*or* for the following relief, namely]

And that the costs of and incidental to this [application] [appeal] may be paid by

[And further take notice that the grounds of this [application] [appeal] are:]

Dated the day of 19 .

(Signed)
C.D. of [agent for
of] solicitor for the above named [applicant] [appellant] A.B. whose address is

or A.B. whose address for service is [applicant] [appellant] in person

To of

No. 14

Request for service of document abroad

(O. 11, r. 6)

[*Title as in action*]

I hereby request that the writ of summons [*or as may be describing the document*] in this action be sent through the proper channel to [*name of country*] for service on the [defendant] , at , or elsewhere in [*name of country*] and that it may be served through [*here insert the method of service provided for by O. 11, r. 6, which is desired: if 2 methods are available, service by both methods may be inserted as alternatives*].

I hereby undertake to be responsible personally for all expenses incurred by the Secretary of State in respect of the service requested and, on receiving due notification of the amount of those expenses, to pay that amount to the Finance Officer of the office of the Secretary of State and to produce a receipt for the payment to the proper officer of the High Court.

Dated the day of 19

(*Signature of party or solicitor*)

SCHEDULE 2

AMENDMENT OF FORM OF MEMORANDUM OF APPEARANCE FOR USE IN DISTRICT REGISTRY ACTION

1. In Appendix A, Part II, to the Rules of the Supreme Court, in Form No. 2, for the words "The defendant neither resides nor carries on business within the district of the above-named district registry" there shall be substituted the words "The defendant neither resides nor carries on business nor has a registered office within the district of the above-named district registry and the writ is not indorsed with a statement that a cause of action in respect of which relief is claimed by the writ wholly or in part arose in that district."

2. For paragraph 1 of the Additional Notes on the said Form No. 2 there shall be substituted the following paragraph:—

"1. Where the writ was issued in a district registry and either (A) the defendant resides, or carries on business, or (in the case of a body corporate) has a registered office, in the district of the above-named district registry, or (B) it is stated on the writ that a cause of action in respect of which relief is claimed by the writ wholly or in part arose in that district, an appearance may be entered by delivering or sending this form in duplicate to the District Registrar, High Court of Justice, at the district registry mentioned in the writ. If the defendant does not reside, carry on business or have a registered office in the district of the above-named district registry and the writ does not state that a cause of action in respect of which relief is claimed by the writ wholly or in part arose in that district, an appearance may be entered by delivering or sending the form in duplicate to the District Registrar, or to the Writ, Appearance and Judgment Department, Central Office, Royal Courts of Justice, Strand, London, W.C.2."

SCHEDULE 3

FORMS TO BE SUBSTITUTED FOR CERTAIN FORMS IN APPENDIX B TO RULES OF SUPREME COURT

No. 1

Third party notice claiming contribution or indemnity or other relief or remedy

(O. 16)

In the High Court of Justice 19 , No.

Division

[DISTRICT REGISTRY]

Between A.B. Plaintiff

and

C.D. Defendant

and

T.P. Third Party

THIRD PARTY NOTICE

[Issued pursuant to the order of [Master] dated the day of .]

To T.P. of in the of

Take notice that this action has been brought by the plaintiff against the defendant. In it the plaintiff claims against the defendant [*here state the nature of the plaintiff's claim*] as appears from the writ of summons [or originating summons] a copy whereof is served herewith [together with a copy of the statement of claim].

The defendant claims against you [*here state the nature of the claim against the third party as for instance* to be indemnified against the plaintiff's claim and the costs of this action or contribution to the extent of [*one half*] of the plaintiff's claim *or* the following relief or remedy namely on the grounds that (*state the grounds of the claim*)].

And take notice that if you wish to dispute the plaintiff's claim against the defendant, or the defendant's claim against you, an appearance must be entered on your behalf within 8 days [*or if the notice is to be served out of the jurisdiction insert here the time for appearance fixed by the order giving leave to issue the notice and serve it out of the jurisdiction*] after the service of this notice on you, inclusive of the day of service, otherwise you will be deemed to admit the plaintiff's claim against the defendant and the defendant's claim against you and your liability to [indemnify the defendant *or* to contribute to the extent claimed *or* to *stating the relief or remedy sought*] and will be bound by any judgment or decision given in the action and the judgment may be enforced against you in accordance with Order 16 of the Rules of the Supreme Court.

Dated the day of 19 .

(Signed)

Solicitor for the defendant

DIRECTIONS FOR ENTERING APPEARANCE

The person served with this notice may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the [*here insert the name and address of the appropriate office specified in O. 16, r. 3 (3)*], or (2) by sending them to that office by post. The appropriate forms may be obtained by sending a postal order for 11d. with an addressed envelope, foolscap size, to the [Controller of Stamps, Royal Courts of Justice, Strand, London, W.C.2] [District Registrar, High Court of Justice,].

No. 1A

Third party notice where question or issue to be determined

(O. 16)

[*Title etc. as in Form No.* 1 *down to end of first paragraph*]

The defendant requires that the following question or issue, viz., [*here state the question or issue required to be determined*] should be determined not only as between the plaintiff and the defendant but also as between either or both of them and yourself.

And take notice that if you wish to be heard on the said question or issue or to dispute the defendant's liability to the plaintiff or your liability to the defendant, an appearance must be entered on your behalf within 8 days [*or if the notice is to be served out of the jurisdiction, insert here the time for appearance fixed by the order giving leave to issue the notice and serve it out of the jurisdiction*] after the service of this notice on you, inclusive of the day of service, otherwise you will be bound by any judgment or decision given in the action in so far as it is relevant to the said question or issue and the judgment may be enforced against you in accordance with Order 16 of the Rules of the Supreme Court.

Dated the day of 19

(Signed)

Solicitor for the defendant

DIRECTIONS FOR ENTERING APPEARANCE

[*As in Form No.* 1]

No. 2

Notice to be indorsed on copy of counterclaim

(O. 15, r. 3 (6))

To X.Y.

Take notice that, if you intend to defend this counterclaim, an appearance must be entered to the counterclaim on your behalf within 8 days [*or if the counterclaim is to be served out of the jurisdiction insert here the time fixed by the order giving leave to serve the counterclaim out of the jurisdiction*] after the service of this defence and counterclaim on you, inclusive of the day of service, otherwise judgment may be given against you without further notice.

DIRECTIONS FOR ENTERING APPEARANCE

The person served with this counterclaim may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at [*here insert the name and address of the appropriate office specified in O.* 15, *r.* 3 (4)], or by sending them to that office by post. The appropriate forms may be obtained by sending a postal order for 11d. with an addressed envelope, foolscap size, to the [Controller of Stamps, Royal Courts of Justice, Strand, London, W.C.2] [District Registrar, High Court of Justice.].

No. 3

Notice of payment into court

(O.22, rr. 1, 2)

[*Title as in action*]

Take notice that—

The defendant has paid £ into court.

The said £ is in satisfaction of [the cause of action] [all the causes of action] in respect of which the plaintiff claims [and after taking into account and satisfying the above-named defendant's cause of action for in respect of which he counterclaims].

or

The said £ is in satisfaction of the following causes of action in respect of which the plaintiff claims, namely, [and after taking into account *as above*].

or

Of the said £ , £ is in satisfaction of the plaintiff's cause[s] of action for [and after taking into account *as above*] and £ is in satisfaction of the plaintiff's cause[s] of action for [and after taking into account *as above*].

Dated the day of 19 .

No. 4

Notice of acceptance of money paid into court

(O.22, r. 3)

[*Title as in action*]

Take notice that the plaintiff accepts the sum of £ paid in by the defendant C.D. in satisfaction of the cause[s] of action in respect of which it was paid in and in respect of which the plaintiff claims [against that defendant] [and abandons the other causes of action in respect of which he claims in this action].

Dated the day of 19 .

No. 6

Interrogatories

(O.26, r. 1)

[*Title as in cause or matter*]

Interrogatories

on behalf of the above-named [plaintiff] *or* [defendant C.D.] for the examination of the above-named [defendants C.D. and E.F.] [defendants the X. Co. Ltd.] *or* [plaintiff] pursuant to the order herein dated the day of 19 .

[*Here set out the interrogatories in the form of concise questions, each interrogatory to be set out in a separate paragraph and numbered consecutively.*]

[The defendant C.D. is required to answer all *or* the interrogatories numbered .]

[The defendant E.F. is required to answer the interrogatories numbered .]

[G.H., a director *or as may be* of the defendants, the X. Co. Ltd., is required to answer the interrogatories numbered .]

Served the day of 19 , by of solicitor for the [plaintiff] [defendant].

To the above-named [defendants C.D. and E.F.] [plaintiff] and [their] [his] solicitor.

No. 7

Answer to interrogatories
(O. 26)

[*Title as in cause or matter*]

The Answer

of the [defendants] *or* [above-named defendant C.D.] *or* [plaintiff] to the interrogatories for [their] *or* [his] examination by the above-named [plaintiff] *or* [defendants] pursuant to the order herein dated the day of 19

In answer to the said interrogatories, [we, the said C.D. and E.F. severally] *or* [I, the above-named C.D. *or* plaintiff], make oath and say as follows:

1. To the 1st interrogatory, that [*stating the answer*].

2. To the 2nd interrogatory, that [*stating the answer*].

3. To the [3rd] interrogatory, that I object to answer it on the ground that [*stating the ground of objection*].

Sworn, etc.

This affidavit is filed on behalf of the [defendants] [plaintiff].

No. 7A

Notice requiring affidavit verifying list of documents
(O.24, r. 2 (5))

[*Title as in cause or matter*]

Take notice that you the above-named plaintiff [*or* defendant] A.B. are required within 14 days after the service of this notice on you to make and file an affidavit verifying the list of documents you are required to make under Order 24, rule 2 (1).

(*Signature of solicitor or party*)

(*Address for service*)

[Solicitor for the defendant *or* plaintiff]

Served the day of 19 , by of solicitor for the [defendant] [plaintiff].

No. 8

List of documents
(O.24, r. 5)

[*Title as in cause or matter*]

List of documents

The following is a list of the documents relating to the matters in question in this action which are or have been in the possession, custody or power of the above-named plaintiff [*or* defendant] A.B. and which is served in compliance with Order 24, rule 2 [*or* the order herein dated the day of 19].

1. The plaintiff [*or* defendant] has in his possession, custody or power the documents relating to the matters in question in this action enumerated in schedule 1 hereto.

2. The plaintiff [*or* defendant] objects to produce the documents enumerated in part 2 of the said schedule 1 on the ground that [*stating the ground of objection*].

3. The plaintiff [*or* defendant] has had, but has not now, in his possession, custody or power the documents relating to the matters in question in this action enumerated in schedule 2 hereto.

4. Of the documents in the said schedule 2, those numbered in that schedule were last in the plaintiff's [*or* defendant's] possession, custody or power on [*stating when*] and the remainder on [*stating when*].

[*Here state what has become of the said documents and in whose possession they now are.*]

5. Neither the plaintiff [*or* defendant], nor his solicitor nor any other person on his behalf, has now, or ever had, in his possession, custody or power any document of any description whatever relating to any matter in question in this action, other than the documents enumerated in schedules 1 and 2 hereto.

Schedule 1

Part 1

[*Here enumerate in a convenient order the documents (or bundles of documents, if of the same nature, such as invoices) in the possession, custody or power of the party in question which he does not object to produce, with a short description of each document or bundle sufficient to identify it.*]

Part 2

[*Here enumerate as aforesaid the documents in the possession, custody or power of the party in question which he objects to produce.*]

Schedule 2

[*Here enumerate as aforesaid the documents which have been, but at the date of service of the list are not, in the possession, custody or power of the party in question.*]

Dated the day of 19 .

Notice to inspect

Take notice that the documents in the above list, other than those listed in part 2 of schedule 1, may be inspected at [the office of the solicitor of the above-named [plaintiff] [defendant] (*insert address*) *or as may be*] on the day of 19 , between the hours of and .

To the defendant [*or* plaintiff] C.D. and his solicitor.

Served the day of 19 , by of solicitor for the [plaintiff] [defendant].

No. 8A

Affidavit verifying list of documents

(O.24, r. 5)

[*Title as in cause or matter*]

I, the above-named plaintiff [*or* defendant] A.B., make oath and say as follows:—

1. The statements made by me in paragraphs 1, 3 and 4 of the list of documents now produced and shown to me marked are true.

2. The statements of fact made by me in paragraph 2 of the said list are true.

3. The statements made by me in paragraph 5 of the said list are true to the best of my knowledge, information and belief.

Sworn, etc.

This affidavit is filed on behalf of the plaintiff [*or* defendant].

No. 19

Notice of discontinuance

(O. 21, r. 2)

[*Title as in action*]

To X.Y.

Take notice that [the plaintiff hereby discontinues this action as against you *or* withdraws as against you the following claim made in this action, viz., the claim for *describing it*] [the defendant hereby withdraws his defence to this action *or* withdraws so much of his defence to this action as is set out in paragraph(s) of his defence *or* discontinues his counterclaim as against you *or* withdraws as against you the following claim made in his counterclaim, viz., the claim for *describing it*].

Dated the day of 19 .

(*Signature of party or solicitor*)

SCHEDULE 4

FORMS TO BE SUBSTITUTED FOR CERTAIN FORMS IN APPENDIX F TO RULES OF SUPREME COURT

No. 2

Default judgment in action for unliquidated damages

(O. 13, r. 2 ; O. 19, r. 3)

[*Title as in action*]

The day of 19 .

No appearance having been entered [*or* no defence having been served] by the defendant herein, it is this day adjudged that the plaintiff recover against the defendant damages to be assessed.

The amount found due to the plaintiff under this judgment having been certified at £ as appears by the [Official Referee's certificate *or* Master's finding *or as may be*] filed the day of 19 ,

It is adjudged that the plaintiff recover against the defendant £ and costs to be taxed.

The above costs have been taxed and allowed at £ as appears by a taxing officer's certificate dated the day of 19 .

[*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 Form No.* 4.]

No. 2A

Default judgment in action relating to detention of goods

(O. 13, rr. 3, 5 ; O. 19, rr. 4, 6)

[*Title as in action*]

The day of 19 .

No appearance having been entered [*or* no defence having been served] by the defendant herein,

It is this day adjudged that the plaintiff do have a return of the goods described in the writ of summons [*or* statement of claim] as [*description of goods*] or recover against the defendant their value to be assessed [and also damages for their detention to be assessed].

or

It is this day adjudged that the plaintiff recover against the defendant the value of the goods mentioned 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 goods having been assessed at £ [and the damages at £] as appears by the [Official Referee's certificate *or* Master's finding *or as may be*] filed the day of 19 ,

It is adjudged that the plaintiff recover against the defendant £ and costs to be taxed.

The above costs etc. [*as in Form No.* 2].

[*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 form No.* 4.]

No. 3

Default judgment in action for recovery of land

(O. 13, r. 4 ; O. 19, r. 5)

[*Title as in action*]

The day of 19 .

No appearance having been entered [*or* no defence having been served] by the defendant herein, it is this day adjudged that the plaintiff recover possession of the land described in the writ of summons [*or* statement of claim] as and costs to be taxed

The above costs have been taxed and allowed at £ as appears by a taxing officer's certificate dated the day of 19 .

No. 5

Judgment under Order 14 after appearance

(O. 14, r. 3)

[*Title as in action*]

The day of 19 .

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

It is this day adjudged that the plaintiff recover against the defendant

£ and £ costs [*or* costs to be taxed]

or

damages to be assessed and costs to be taxed

or

possession of the land described in the writ of summons [*or* statement of claim] as and costs to be taxed

The above costs etc. [*as in Form No.* 2].

No. 14

Judgment for defendant's costs on discontinuance

(Supreme Court Costs Rules, 1959, r. 10 (3))

[*Title as in action*]

The day of 19 .

The plaintiff having by a notice in writing dated the day of 19 , 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 a taxing officer's certificate dated the day of 19 , and the plaintiff not having paid the same within 4 days after taxation,

It is this day adjudged that the defendant recover against the plaintiff £ the said taxed costs.

No. 16

Judgment for costs after acceptance of money paid into court

(Supreme Court Costs Rules, 1959, r. 10 (1), (2))

[*Title as in action*]

The day of 19 .

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 19 accepted that sum in satisfaction of his cause(s) of action [*or* in satisfaction of his cause of action for and abandoned his other cause(s) of action], and the plaintiff's costs herein having been taxed and allowed at £ as appears by a taxing officer's certificate dated the day of 19 , and the defendant not having paid the same within 48 hours after taxation,

It is this day adjudged that the plaintiff recover against the defendant £ the said taxed costs.

SCHEDULE 5

PART I

FORM TO BE SUBSTITUTED FOR FORM NO. 20 IN APPENDIX K TO RULES OF SUPREME COURT

No. 20

(O. 6, r. 7; O. 11)

In the matter of the Supreme Court of Judicature (Consolidation) Act 1925

And in the matter of an intended action

Between plaintiff

and

defendant

Upon [hearing and upon] reading the affidavit of filed herein:

It is ordered that the intended plaintiff have leave to issue a writ of summons [*or* originating summons *or* concurrent writ of summons *or as may be*] against the intended defendant and to serve the said [writ] [notice of the said writ] on him at [*address at which intended defendant to be served*] or elsewhere in [*name of country within which service to be effected*].

And it is ordered that the time for entry of an appearance in the action by the intended defendant be after service on him of the said [writ, notice *or as may be*].

Dated the day of 19 .

PART II

AMENDMENTS OF FORMS RELATING TO BAIL

1. In Form No. 84 in Appendix K to the Rules of the Supreme Court, for the words "court of summary jurisdiction" there shall be substituted the words "magistrates' court", and after the last set of words in square brackets there shall be inserted the words "[*or High Court*]".

2. The following amendments shall be made in Form No. 84A in the said Appendix K:—

(1) For the words "court of summary jurisdiction", wherever occurring, there shall be substituted the words "magistrates' court".

(2) At the end of the first recital, there shall be inserted the following paragraph:—

"[*or as may be setting out the circumstances in which the applicant was*

committed and has appealed to the High Court, or from the High Court to the House of Lords, under section 1 *or* 13 *of the Administration of Justice Act* 1960:]".

(3) For the words "[*or* before a Judge in chambers]" there shall be substituted the words "[*or as may be*]".

(4) After the words "have been given]", where last occurring, there shall be inserted the following paragraph:—

"[*or where application is made by virtue of the Administration of Justice Act* 1960 for the personal appearance of the said A.B. before the magistrates' court *or as may be* sitting at within 10 days after the judgment of the High Court [*or* House of Lords *as may be*] shall have been given unless the order or decision of the said Court is reversed by that judgment]".

SCHEDULE 6

APPENDIX TO BE SUBSTITUTED FOR APPENDIX Q TO RULES OF SUPREME COURT

APPENDIX Q
SPECIAL ADMIRALTY FORMS

No. 1

Writ of summons in action in rem issued out of Admiralty Registry

(O. 75, r. 3)

In the High Court of Justice 19 , Folio
Probate, Divorce and Admiralty Division
Admiralty action in rem against:

[The ship "X" *or as may be describing the res*]
[The owners of the ship "Y" *or as may be*] Plaintiffs

and

[The owners of the ship "X" *or as may be describing the res*] Defendants

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 the [owners of and other] persons interested in the ship of the port of [*or* cargo, *etc., as may be*].

We command you that within 8 days after the service of this writ, inclusive of the day of service, you do cause an appearance to be entered for you in an action at the suit of ; and take notice that in default of your so doing the plaintiffs may proceed therein, and judgment may be given in your absence, and if the res described in this writ is then under arrest of the Court it may be sold by order of the Court.

Witness , Lord High Chancellor of Great Britain, the day of 19 .

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

DIRECTIONS FOR ENTERING APPEARANCE

The defendants may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms duly completed, at the Admiralty Registry, Royal Courts of Justice, Strand, London, W.C.2, or (2) by sending them to that office by post. The appropriate forms may be obtained by sending a postal order for 11d. with an addressed envelope, foolscap size, to the Controller of Stamps, Royal Courts of Justice, Strand, London, W.C.2.

Indorsements to be made on writ before issue

Indorsement of claim

The plaintiffs' claim is for

[If the plaintiffs sue, or the defendants are sued, in a representative capacity, this must be stated in the indorsement of claim.]

Indorsement as to solicitor and address

This writ was issued by of solicitor for the said plaintiffs whose address is [*or* This writ was issued by of agent for of solicitor for the said plaintiffs whose address is]

[*or* This writ was issued by the said plaintiffs who reside at and (*if the plaintiffs do not reside within the jurisdiction*) whose address for service is].

Indorsement as to service

This writ was served by me at on on the day of 19 by [*stating manner of service*].

(Signed)

(Address)

No. 2

Writ of summons in action in rem issued out of district registry

(O. 75, r. 3)

In the High Court of Justice 19 , No.
Probate, Divorce and Admiralty Division

[LIVERPOOL] DISTRICT REGISTRY

Admiralty action in rem against:

[The ship " X " *or as may be describing the res*]

[The owners of the ship " Y " *or as may be*] Plaintiffs

and

[The owners of the ship " X " *or as may be describing the res*] Defendants

[As in Form No. 1 except that the following shall be substituted for the directions for entering appearance.]

DIRECTIONS FOR ENTERING APPEARANCE

If the defendants reside or carry on business, or (in the case of a limited company) have a registered office, within the district of the above-named district registry or the writ is indorsed with a statement that any cause of action in respect of which the plaintiffs claim relief wholly or in part arose in that district, the defendants must enter an appearance in person or by a solicitor in the district registry and may do so either (1) by handing in the appropriate forms, duly completed, at the office of the District Registrar, [*insert address of office*], or (2) by sending them to that office by post.

If the defendants neither reside nor carry on business nor (in the case of a limited company) have a registered office within the district of the above-named district registry and the writ is not indorsed with a statement that any cause of action in respect of which the plaintiffs claim relief wholly or in part arose in that district, the defendants may enter an appearance in person or by a solicitor either (1) by handing in the appropriate forms, duly completed, at the office of the District Registrar, or by sending them to that office by post, or (2) by handing in the said forms, duly completed, at the Admiralty Registry, Royal Courts of Justice, Strand, London, W.C.2, or by sending them to that office by post.

The appropriate forms may be obtained by sending a postal order for 11d. with an addressed envelope, foolscap size, to (1) The District Registrar, High

Court of Justice, [*insert address of District Registry*], if the appearance is to be entered in the District Registry, or (2) The Controller of Stamps, Royal Courts of Justice, Strand, London, W.C.2, if the appearance is to be entered in London.

Writ of summons in
Admiralty action in personam

Note:—Form No. 1, 2, 3 or 5 in Appendix A, Part I, as is appropriate, should be used substituting for the words "Central Office", wherever occurring the words "Admiralty Registry".

Memorandum of appearance
for use in Admiralty actions

Note:—Form No. 1 or 2 in Appendix A, Part II, as is appropriate, should be used substituting for the words "Central Office", except where they occur in paragraph 1 of the Additional Notes on Form No. 2, the words "Admiralty Registry".

No. 3

Warrant of arrest
(O. 75, r. 5 (1))

[*Title as in action*]

ELIZABETH THE SECOND, etc. [*as in Form No.* 1].

To the Admiralty Marshal of Our High Court of Justice and to all and singular his substitutes, Greeting. We hereby command you to arrest the ship of the port of [and the cargo now or lately laden therein, together with the freight due for the transportation thereof,] *or* [and the freight due for the transportation of the cargo now or lately laden therein,] and to keep the same under safe arrest until you shall receive further orders from Us.

Witness [*as in Form No.* 1].

The plaintiff's claim is for [*copy from the writ*]

Taken out by [solicitors for] the

Marshal's indorsement as to service

No. 4

Præcipe for warrant of arrest
(O. 75, r. 5 (4))

[*Title as in action*]

We of [solicitors for] the plaintiffs request a warrant to arrest [*description of property giving name, if a ship*].

Dated the day of 19 .

(Signed)

No. 5

Præcipe for caveat against arrest
(O. 75, r. 6)

[*Description of property giving name, if a ship*]

We of [solicitors for of] request a caveat against the arrest of [*description of property giving name, if a ship*] and hereby undertake to enter an appearance in any action that may be begun in the High Court of Justice against the said and, within 3 days after receiving notice that such action has been begun, to give bail in the action in a sum not exceeding pounds or to

pay that sum into court. We consent that the writ of summons and any other document in the action may be left for us at

Dated the day of 19 .

(Signed)

No. 6

Præcipe for service of writ in rem by Marshal

(O. 75, r. 8 (3))

[*Title as in action*]

We of [solicitors for] the plaintiffs request that the writ of summons left herewith be duly served on

Dated the day of 19

(Signed)

No. 7

Release

(O. 75, r. 13 (1))

[*Title as in action*]

ELIZABETH THE SECOND, etc. [*as in Form No.* 1].

To the Admiralty Marshal of Our High Court of Justice, and to all and singular his substitutes, Greeting.

Whereas in this action We did command you to arrest the and to keep the same under safe arrest until you should receive further orders from Us. Now We do hereby command you to release the said from the arrest effected by virtue of Our warrant in this action.

Witness [*as in Form No.* 1]

Taken out by [solicitors for] the

Marshal's indorsement

On the day of 19 , the was released from arrest pursuant to this Instrument.

(Signed)
Admiralty Marshal's Substitute

No. 8

Præcipe for issue of release

(O. 75, r. 13 (6))

[*Title as in action*]

We of [solicitors for] the plaintiffs [*or* defendants] in this action against [*description of property giving name, if a ship*], now under arrest by virtue of a warrant issued out of the Admiralty Registry [*or* the District Registry *as may be*], request the issue of a release with respect to the said

Dated the day of 19

(Signed)

No. 9

Præcipe for caveat against release and payment

(O. 75, r. 14)

[*Description of property giving name, if a ship*]

We of [solicitors for of] request a caveat against the issue of a release with respect to [*description of property giving name, if a ship*] now under arrest and, should the said property be sold by order of the Court, a caveat against payment out of court of the proceeds of sale.

Dated the day of 19 .

(Signed)

No. 10

Præcipe for withdrawal of caveat

(O. 75, r. 15)

[*Description of property giving name, if a ship*]

We of [solicitors for] of request that the caveat [*state nature of caveat*] entered on the day of 19 on behalf of be withdrawn.

Dated the day of 19 .

(Signed)

No. 11

Bail bond

(O. 75, r. 16)

[*Title as in action*]

WHEREAS this Admiralty action in rem against the above mentioned property is pending in the High Court of Justice and the parties to the said action are the above mentioned plaintiffs and defendants:

NOW, THEREFORE, WE, A.B. of and C.D. of , hereby jointly and severally submit ourselves to the jurisdiction of the said Court and consent that if they, the above mentioned defendants [*or* plaintiffs, *in the case of a counter-claim*] do not pay what may be adjudged against them in this action, with costs, or do not pay any sum due to be paid by them in consequence of any admission of liability therein or under any agreement by which this action is settled before judgment and which is filed in the said Court, execution may issue against us, our executors or administrators, goods and chattels, for the amount unpaid or an amount of pounds whichever is the less.

(Signed)

This bail bond was signed by the said A.B. and C.D., the sureties, the day of 19 .

Before me

a Commissioner for Oaths.

No. 12

Præcipe for commission for appraisement and sale

(O. 75, r. 21)

[*Title as in action*]

We of [solicitors for] the plaintiffs [*or* defendants] request a commission for the appraisement and

sale of [*description of property giving name, if a ship*] which was ordered by the Court on the day of 19 .

Dated the day of 19 .

(Signed)

No. 13

Commission for Appraisement and Sale

(O. 75, r. 21)

[*Title as in action*]

ELIZABETH THE SECOND, etc. [*as in Form No.* 1].

To the Admiralty Marshal of Our High Court of Justice, and to all and singular his substitutes, Greeting.

WHEREAS in this action the Court has ordered [*description of property giving name, if a ship*] to be appraised and sold,

WE hereby authorise and command you to choose one or more experienced persons and to swear him or them to appraise the said according to the true value thereof, and such value having been certified in writing by him or them to cause the said to be sold by [*private treaty*] [*public auction*] for the highest price that can be obtained for it, but not for less than the apraised value unless the Court on your application allows it to be sold for less.

AND WE further command you, immediately upon the sale being completed, to pay the proceeds thereof into court and to file the certificate of appraisement signed by you and the appraiser or appraisers, and an account of the sale signed by you, together with this commission.

Witness [*as in Form No.* 1]

Taken out by [solicitors for] the

No. 14

Release and Warrant of Possession

(O. 75)

[*Title as in action*]

ELIZABETH THE SECOND, etc. [*as in Form No.* 1].

To the Admiralty Marshal of Our High Court of Justice, and to all and singular his substitutes, Greeting:

WHEREAS in this action the Court has ordered possession of the ship [*name to be stated*], her tackle, apparel and furniture to be delivered up to or to his solicitor for his use,

WE hereby command you to release the said ship, her tackle, apparel and furniture from the arrest made by virtue of Our warrant in that behalf and to deliver possession thereof to the said or to his solicitor for his use.

Witness [*as in Form No.* 1]

Taken out by [solicitors for] the

Marshal's Indorsement

On the day of 19 , the ship was released from arrest pursuant to this warrant.

(Signed)
Admiralty Marshal's Substitute

Receipt

Received from the Admiralty Marshal's Substitute on the day of 19 , the ship and everything on board belonging to her.

(Signed) .

SCHEDULE 7

REVOCATIONS

(1) *Appendix*	(2) *Extent of revocation*
A	In the title of Part II the words "and of bail and releases in Admiralty actions", and, in that Part, Forms No. 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19.
	Part III.
B	Forms No. 4A, 4B, 5, 9, 10, 11, 12, 13, 14, 15, 20, 22A, 23, 24, 26, 30, 31, 32 and 32A.
C	The whole Appendix.
D	The whole Appendix.
E	The whole Appendix.
F	Forms No. 6, 13, 15, 19, 27, 28, 29 and 30.
G	Forms No. 7B, 18 and 23.
H	Forms No. 7B, 9 and 16.
K	Forms No. 1A, 1B, 1F, 1G, 1H, 2A, 5, 5B, 6, 6B, 10, 11, 12, 13, 14, 14A, 15, 16, 17, 18, 20A, 21, 22, 23, 24, 25, 26, 26A, 32, 33, 46, 50, 51, 52, 53, 54, 55, 56 (1), 56 (2), 58 and 74A.
M	The whole Appendix.
O	The whole Appendix.

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

These Rules prescribe new forms in substitution for some of the forms contained in the Appendices to the Rules of the Supreme Court 1883. The changes made in those forms are consequential on the changes in the Rules made by the Rules of the Supreme Court (Revision) 1962 (S.I. 1962/2145). The opportunity has been taken to revoke some other forms which are obsolete or which need not be prescribed by the Rule Committee.