

Practice Direction 7 of 2015

Draft Orders

1. This practice direction shall come into effect on 1st April 2015.
2. This practice direction is to apply to Advocates & Solicitors, the Public Prosecutor or Deputy Public Prosecutors, for Civil matters heard before:
 - a. Court of Appeal
 - b. High Court
 - c. Intermediate Court
 - d. Magistrate's Court
 - e. Official Receiver's Chambers
 - f. Small Claims Tribunal
3. Inter partes Judgments and Orders
 - a. The burden of approving the drafts of *inter partes* judgments and orders are on the solicitors themselves. The solicitors should therefore approve the drafts and not submit these drafts to the Registrar or Judicial Officer for approval.
 - b. The Registrar's or Judicial Officer's signature on a judgment or order is only for validation purposes and does not in any way affect the regularity or irregularity of the terms of any judgment or order.
 - c. Parties should proceed to file the fair copies of the judgment or order together with the agreed final copy of the draft judgment or order for signature by the Registrar or Judicial Officer.
 - d. Where parties disagree over one or more terms of the order of court, the party filing the draft order of court shall be responsible for including in the order the disputed terms by editing the order and enclose all relevant correspondences when filing the draft order:
 - i. Where the solicitors concerned are unable to agree upon the draft, an appointment will thereafter be fixed by the Registrar or Judicial Officer to settle the terms of the judgment or order (if required)
 - ii. The Registry will approve and sign the draft order of court once its terms are settled.

4. Ex parte Judgments and orders

Draft orders of court for ex parte applications may be submitted with the summons and supporting affidavit when the documents are filed.

5. Every judgment or order shall be signed and sealed by a Registrar or Judicial Officer and will be returned thereafter.



DATO SERI PADUKA HAJI KIFRAWI BIN DATO PADUKA HAJI KIFLI
Chief Justice
Supreme Court
Brunei Darussalam