

Civil Procedure Rules Flashcards PDF

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What is the purpose of the Civil Procedure Rules?

The purpose of the Civil Procedure Rules is to govern the conduct of civil litigation in the courts, ensuring that cases are handled justly and efficiently.

What is the overriding objective of the Civil Procedure Rules?

The overriding objective is to enable the court to deal with cases justly and at a proportionate cost.

What does 'case management' refer to in the context of Civil Procedure Rules?

Case management refers to the process by which the court actively manages the progress of a case to ensure it is resolved as quickly and efficiently as possible.

What is a 'statement of case'?

A statement of case is a document that sets out the parties' claims or defenses in a civil case, including the facts and legal basis for the claim.

What is the significance of 'pre-action protocols'?

Pre-action protocols are designed to encourage early settlement of disputes and to ensure that parties exchange information before formal proceedings are initiated.

What is meant by 'default judgment'?

A default judgment is a judgment entered by the court against a party who has failed to respond to a claim or appear in court.

What is the role of the 'Civil Procedure Rules Committee'?

The Civil Procedure Rules Committee is responsible for making rules and amendments to the Civil Procedure Rules to improve the efficiency and effectiveness of civil litigation.

What is 'disclosure' in civil litigation?

Disclosure is the process by which parties are required to provide each other with relevant documents and information that may be used in the case.

What is the purpose of 'interlocutory applications'?

Interlocutory applications are made to the court for interim orders or directions during the course of litigation, before the final resolution of the case.

What does 'summary judgment' mean?

Summary judgment is a procedural device used to dispose of a case without a full trial when there is no genuine issue of material fact.