

# **The Court of Alderney Civil (Amendment) Rules, 2015**

**THE COURT OF ALDERNEY AND THE ROYAL COURT OF GUERNSEY**, in exercise of the powers respectively conferred upon them by section 17 of the Government of Alderney Law, 2004 and all other powers enabling them in that behalf, hereby order:-

## **Amendments to 2005 Rules.**

**1.** In Rule 1(1) of the Court of Alderney Civil Rules, 2005 –

- (a) immediately after the words "the Greffier", insert "in Alderney", and
- (b) in paragraphs (a) and (b), delete the words "in Alderney" in each place where they appear.

**2.** In Rule 1(2), for the reference to Rule 1 of the Royal Court Civil Rules, 1989 substitute "Rule 2 of the Royal Court Civil Rules, 2007" and for the footnote thereto substitute "O.R.C. No. IV of 2007; amended by No. II of 2008".

**3.** Immediately after Rule 1(2), insert the following additional paragraph –

"(3) Service of a document may be effected on an individual in Sark by being transmitted by the Greffier to the Prévôt for service –

- (a) in accordance with the rules of service from time to time in force in Sark, or

- (b) if no such rules of service are in force, in the same manner as for service in Alderney in accordance with the rules set out in paragraph (1).".

4. In Rule 4(2), for "Rule 4" substitute "Rule 5" and for "1989" substitute "2007".

5. Immediately after Rule 4(2), insert the following additional paragraph –

"(3) Where service of a document is effected or attempted in accordance with Rule 1(3) on an individual in Sark, the Greffier shall record the mode of service on the document by replicating the mode of service stated in respect of the document by the Prévôt –

- (a) according to the rules of service from time to time in force in Sark, or
- (b) if no such rules of service are in force, in the same manner as for service in Alderney in accordance with the rules for recording the mode of service on an individual set out in paragraph (1).".

6. In Rule 27(1) and (5), for "£2,500" substitute "£10,000".

### **Interpretation.**

7. The Interpretation (Guernsey) Law, 1948<sup>a</sup> applies to the interpretation of these Rules.

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<sup>a</sup> Ordres en Conseil, Vol. XIII, p. 355.

**Transitional provisions.**

8. These Rules shall have effect in respect of any proceeding or matter which occurs or commences on or after the date of commencement, whether the action to which the proceeding or matter relates began before, on or after that date.

**Citation.**

9. These Rules may be cited as the Court of Alderney Civil (Amendment) Rules, 2015.

**Commencement.**

10. These Rules shall come into force on the 1st day of July 2015.