ORDER **In the County Court** Case number:<<caseNumber>>

**<<**{dateFormat(currentDate, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**

# <<judgeName>>



|  |  |  |
| --- | --- | --- |
| Parties | <<applicant1.partyName>> | Claimant |

<<cs\_{hasApplicant2=true}>>

|  |  |  |
| --- | --- | --- |
|  | <<applicant2.partyName>> | Claimant |

<<es\_>>

|  |  |  |
| --- | --- | --- |
|  | <<respondent1.partyName>> | Defendant |

<<cs\_{hasRespondent2=true}>>

|  |  |  |
| --- | --- | --- |
|  | <<respondent2.partyName>> | Defendant |

<<es\_>>

**Warning:** You must comply with the terms imposed upon you by this order otherwise your claim or the defence of it is liable to be struck out or some other sanction imposed. If you cannot comply, you are expected to make a formal application to the court before any deadline imposed upon you expires.

<<fastTrackJudgesRecital.input>>

It is ordered that:

1. **Uploading documents:** Where this order requires a document to be uploaded to the Digital Portal, the order is complied with if:

        a. the document is served on all other parties by the date specified in this order,

        b. where the document is a draft consent order, it is also filed with the court by the date specified in this order, and

        c. the upload function has not become available on the Digital Portal at least 14 days before the date of compliance with paragraph (a) (and, if applicable, (b)) above.

1. This claim is allocated to the fast track.

<<cs\_{drawDirectionsOrderRequired=‘Yes’}>>

1. There is judgment for the claimant for an amount to be decided by the court.

<<es\_>>

<<cs\_{drawDirectionsOrderRequired=‘Yes’ && drawDirectionsOrder.judgementSum!=null}>>

1. The damages awarded shall be subject to a deduction of **<<**drawDirectionsOrder.judgementSum**>>%** for contributory negligence.

<<es\_>>

<<cs\_{fastTrackAltDisputeResolutionToggle=true}>>

**Alternative dispute resolution**

1. At all stages, the parties must consider settling this litigation by any means of Alternative Dispute Resolution. This includes round table conferences, early neutral evaluation, mediation and arbitration. Any party not engaging in any such means proposed by another must upload to the Digital Portal a witness statement giving reasons within 21 days of receipt of that proposal. That witness statement must not be shown to the trial judge until questions of costs arise.

<<es\_>>

<<cs\_{fastTrackVariationOfDirectionsToggle=true}>>

**Variation of directions**

1. The Parties may, by written agreement, extend time for compliance with a direction where that is permitted by CPR 3.8(4). Otherwise, the time for compliance with a direction may only be extended by making an application.

<<es\_>>

<<cs\_{fastTrackSettlementToggle=true}>>

**Settlement**

1. Each party must inform the Court immediately if the case is settled whether or not it is then possible to upload to the Digital Portal a draft consent order to give effect to their agreement.

<<es\_>>

<<cs\_{fastTrackDisclosureOfDocumentsToggle=true}>>

**Disclosure of documents**

1. <<fastTrackDisclosureOfDocuments.input1>> **<<**{dateFormat(fastTrackDisclosureOfDocuments.date1, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.
2. <<fastTrackDisclosureOfDocuments.input2>> **<<**{dateFormat(fastTrackDisclosureOfDocuments.date2, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**. <<fastTrackDisclosureOfDocuments.input3>>
3. <<fastTrackDisclosureOfDocuments.input4>> **<<**{dateFormat(fastTrackDisclosureOfDocuments.date3, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.

<<es\_>>

<<cs\_{fastTrackWitnessOfFactToggle=true}>>

**Witnesses of fact**

1. <<fastTrackWitnessOfFact.input1>>
2. The claimant will be limited to **<<fastTrackWitnessOfFact.input2>>** witnesses and the defendant will be limited to **<<fastTrackWitnessOfFact.input3>>** witnesses. <<fastTrackWitnessOfFact.input4>>
3. <<fastTrackWitnessOfFact.input5>> **<<fastTrackWitnessOfFact.input6>>** <<fastTrackWitnessOfFact.input7>>
4. <<fastTrackWitnessOfFact.input8>> **<<**{dateFormat(fastTrackWitnessOfFact.date, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.
5. <<fastTrackWitnessOfFact.input9>>

<<es\_>>

<<cs\_{fastTrackSchedulesOfLossToggle=true}>>

**Schedules or counter-schedules of loss**

1. <<fastTrackSchedulesOfLoss.input1>> **<<**{dateFormat(fastTrackSchedulesOfLoss.date1, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.
2. <<fastTrackSchedulesOfLoss.input2>> **<<**{dateFormat(fastTrackSchedulesOfLoss.date2, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.
3. <<fastTrackSchedulesOfLoss.input3>>

<<es\_>>

<<cs\_{fastTrackCostsToggle=true}>>

**Costs**

1. Costs in the case

<<es\_>>

<<cs\_{fastTrackTrialToggle=true}>>

**Trial**

1. The trial will be heard within a 3 week trial window starting from **<<**{dateFormat(fastTrackHearingTime.dateFrom, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>.** The time estimate is **<<fastTrackHearingTimeEstimate>>**.
2. <<fastTrackHearingTime.helpText1>>
3. << fastTrackHearingTime.helpText2>> <<fastTrackTrialBundleTypeText>>

<<es\_>>

<<cs\_{fastTrackMethodToggle=true}>>

**Hearing method**

<<cs\_{fastTrackMethod=’fastTrackMethodInPerson’}>>

1. This hearing will be in **person**, further details will be provided in your hearing notice.

<<es\_>>

<<cs\_{fastTrackMethod=’fastTrackMethodTelephoneHearing’}>>

1. This hearing will be attended by **telephone**, further details will be provided in your hearing notice.

<<es\_>>

<<cs\_{fastTrackMethod=’fastTrackMethodVideoConferenceHearing’}>>

1. This hearing will be attended by **video conference**, further details will be provided in your hearing notice.

<<es\_>>

<<es\_>>

<<cs\_{hasBuildingDispute=true}>>

**Building dispute**

Scott schedule:

1. <<fastTrackBuildingDispute.input1>>
2. <<fastTrackBuildingDispute.input2>>
3. <<fastTrackBuildingDispute.input3>> **<<**{dateFormat(fastTrackBuildingDispute.date1, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.
4. <<fastTrackBuildingDispute.input4>> **<<**{dateFormat(fastTrackBuildingDispute.date2, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.

<<es\_>>

<<cs\_{hasClinicalNegligence=true}>>

**Clinical negligence**

Retention of documents:

1. <<fastTrackClinicalNegligence.input1>>

<<fastTrackClinicalNegligence.input2>>

<<fastTrackClinicalNegligence.input3>>

<<fastTrackClinicalNegligence.input4>>

<<es\_>>

<<cs\_{hasCreditHire=true}>>

**Credit hire**

1. <<fastTrackCreditHire.input1>>
2. A failure to comply with the paragraph above will result in the claimant being debarred from asserting impecuniosity at the final hearing.
3. <<fastTrackCreditHire.input2>>
4. This statement must be uploaded to the Digital Portal by 4pm on **<<**{dateFormat(fastTrackCreditHire.date1, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**. <<fastTrackCreditHire.input3>>
5. <<fastTrackCreditHire.input4>> **<<**{dateFormat(fastTrackCreditHire.date2, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**. <<fastTrackCreditHire.input5>> <<fastTrackCreditHire.input6>> **<<**{dateFormat(fastTrackCreditHire.date3, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>** <<fastTrackCreditHire.input7>> **<<**{dateFormat(fastTrackCreditHire.date4, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.
6. <<fastTrackCreditHire.input8>>

<<es\_>>

<<cs\_{hasEmployersLiability=true}>>

**Employers’ liability**

1. Subject to any direction, ruling, or finding of the trial judge, any employer’s accident report and Health and Safety Executive report with witness statements will be admissible in evidence.

<<es\_>>

<<cs\_{hasHousingDisrepair=true}>>

**Housing disrepair**

Scott schedule:

1. <<fastTrackHousingDisrepair.input1>>
2. <<fastTrackHousingDisrepair.input2>>
3. <<fastTrackHousingDisrepair.input3>> **<<**{dateFormat(fastTrackHousingDisrepair.date1, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.
4. <<fastTrackHousingDisrepair.input4>> **<<**{dateFormat(fastTrackHousingDisrepair.date2, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.

<<es\_>>

<<cs\_{hasPersonalInjury=true}>>

**Expert evidence**

1. <<fastTrackPersonalInjury.input1>> **<<**{dateFormat(fastTrackPersonalInjury.date1, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.
2. <<fastTrackPersonalInjury.input2>> **<<**{dateFormat(fastTrackPersonalInjury.date2, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.
3. <<fastTrackPersonalInjury.input3>> **<<**{dateFormat(fastTrackPersonalInjury.date3, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>** <<fastTrackPersonalInjury.input4>> **<<**{dateFormat(fastTrackPersonalInjury.date4, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.

<<es\_>>

<<cs\_{hasRoadTrafficAccident=true}>>

**Road traffic accident**

1. <<fastTrackRoadTrafficAccident.input>> **<<**{dateFormat(fastTrackRoadTrafficAccident.date, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>**.

<<es\_>>

<<cs\_{hasNewDirections=true}>>

**Additional directions**

<<rs\_fastTrackAddNewDirections>>

1. <<value.directionComment>>

<<es\_fastTrackAddNewDirections>>

<<es\_>>

**Important notes**

1. <<fastTrackOrderWithoutJudgement.input >>