ORDER <<{dateFormat($nowUTC ,‘d MMMM yyyy’)} >>

**In the County Court at  
<<cs\_{writtenByJudge}>><<caseManagementLocation.external\_short\_name>><<else>> Online Civil Claims<<es\_>>  
  
<<judgeName>>**

Case number: << caseNumber>>



|  |  |  |
| --- | --- | --- |
| 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. <<fastTrackAllocation>>.

<<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. <<sdoR2WitnessesOfFact.sdoStatementOfWitness>>

<<cs\_{sdoR2WitnessesOfFact.sdoR2RestrictWitness.isRestrictWitness=‘Yes’}>>

1. The claimant will be limited to <<sdoR2WitnessesOfFact.sdoR2RestrictWitness.restrictNoOfWitnessDetails.noOfWitnessClaimant>> witnesses and the defendant will be limited to <<sdoR2WitnessesOfFact.sdoR2RestrictWitness.restrictNoOfWitnessDetails.noOfWitnessDefendant>> witnesses. <<sdoR2WitnessesOfFact.sdoR2RestrictWitness.restrictNoOfWitnessDetails.partyIsCountedAsWitnessTxt>>

<<es\_>>

<<cs\_{sdoR2WitnessesOfFact.sdoRestrictPages.isRestrictPages=‘Yes’}>>

1. <<sdoR2WitnessesOfFact.sdoRestrictPages.restrictNoOfPagesDetails.witnessShouldNotMoreThanTxt>> <<sdoR2WitnessesOfFact.sdoRestrictPages.restrictNoOfPagesDetails.noOfPages>> <<sdoR2WitnessesOfFact.sdoRestrictPages.restrictNoOfPagesDetails.fontDetails>>

<<es\_>>

1. <<sdoR2WitnessesOfFact.sdoWitnessDeadline>> <<{dateFormat(sdoR2WitnessesOfFact.sdoWitnessDeadlineDate, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}>>.
2. <<sdoR2WitnessesOfFact.sdoWitnessDeadlineText>>

<<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\_{fastTrackTrialToggle=true}>>

**Trial**

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

1. The trial will be heard between **<<**{dateFormat(fastTrackHearingTime.dateFrom, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>** and **<<**{dateFormat(fastTrackHearingTime.dateTo, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>.** The time estimate is **<<fastTrackHearingTimeEstimate>>**.

<<es\_>>

<<cs\_{fastTrackTrialDateToToggle=false}>>

1. The trial will be heard on the first available date after **<<**{dateFormat(fastTrackHearingTime.dateFrom, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}**>>.** The time estimate is **<<fastTrackHearingTimeEstimate>>**.

<<es\_>>

1. <<fastTrackHearingTime.helpText1>>
2. << fastTrackHearingTime.helpText2>> <<fastTrackTrialBundleTypeText>>

<<es\_>>

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

**Preparation for Trial Section A - claim is proceeding in the Digital Portal**

1. If by a date no later than 14 days before the trial the claim is proceeding in the Digital Portal, then the following directions in this section will apply on the basis the bundle (“bundle”) will be automatically generated in the Digital Portal for use by the parties and the judge at the hearing
2. By a date no later than 14 days before the trial date the parties must in accordance with Civil Procedure Rules Practice Direction 32 paragraph 27:
   1. endeavour to agree the contents of the bundle, a case summary and chronology; and
   2. Upload all documents to the DCP which have not already been uploaded and upon which the parties intend to rely and refer to at the hearing and shall include a case summary and chronology prepared by the Claimant
3. If the parties agree that the bundle is not suitable for the hearing, then they may, after that bundle has been automatically generated, and not more than 3 days before the hearing, upload an agreed hearing bundle, in which case
   1. The agreed bundle must have the file name “agreed hearing bundle”
   2. The bundle must be indexed, paginated and bookmarked. The pagination should start at page 1 for the first page of the bundle and must run sequentially thereafter. The bundle must comply with paras 1-10 of the court’s general guidance on electronic court bundles ([https://www.judiciary.uk/guidance-and-resources/general-guidance-on-electronic-court-bundles/](https://eur01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.judiciary.uk%2Fguidance-and-resources%2Fgeneral-guidance-on-electronic-court-bundles%2F&data=05%7C02%7CHHJ.Ivan.Ranson%40ejudiciary.net%7Ce4c12142f41a4a6025bc08dca1996ec5%7C723e45572f1743ed9e71f1beb253e546%7C0%7C0%7C638562927556680887%7CUnknown%7CTWFpbGZsb3d8eyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzIiLCJBTiI6Ik1haWwiLCJXVCI6Mn0%3D%7C0%7C%7C%7C&sdata=%2BtrtuqoWig9QAj86fRINpAINAhR9XgNSGmdnuYfI9Q0%3D&reserved=0))
   3. The agreed bundle must comply with the requirements of Civil Procedure Rules Rule 39.5 and Practice Direction 32 paragraph 27.
4. The Claimant shall ensure a paper version of the bundle prepared in accordance with either of the above paragraphs shall be:
   1. brought to court on the day of the hearing for use by a party or witness giving evidence; and
   2. where a party or witness will attend remotely a separate copy is provided to that party or witness as appropriate.
5. If the Claimant is unrepresented and the Defendant is legally represented, then the Defendant must where applicable comply with the requirement to upload an agreed bundle and provide a paper bundle in accordance with the above paragraphs.

**Preparation for Trial Section B – claim has been transferred out of the Digital Portal**

1. If by the date no later than 14 days before trial the claim is no longer proceeding in the Digital Portal, the following directions in this section shall apply
   1. Not more than seven nor less than three clear days before the trial, the claimant must file at court and serve an indexed and paginated bundle of documents which complies with the requirements Civil Procedure Rules Rule 39.5 and paragraph 27 of Practice Direction 32
   2. The parties must endeavour to agree the contents of the bundle before it is filed, and it shall include a case summary and a chronology.
2. The Claimant shall ensure a copy of the bundle prepared in accordance with the paragraph above shall be:
   1. brought to court on the day of the hearing for use by a party or witness giving evidence; and
   2. where a party or witness will attend remotely a separate copy is provided to that party or witness as appropriate.

If the Claimant is unrepresented and the Defendant is legally represented, then the Defendant must comply with the paragraphs above in this section

<<es\_>>

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

**Hearing method**

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

1. This hearing will be in **person**, <<cs\_{hearingLocation.site\_name!=null}>>at <<hearingLocation.site\_name>>, <<hearingLocation.court\_address>> <<hearingLocation.postcode>>, <<es\_>>further details will be provided in your hearing notice.

<<es\_>>

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

1. This hearing <<cs\_{hearingLocation.site\_name!=null}>>will take place at <<hearingLocation.site\_name>>, <<hearingLocation.court\_address>> <<hearingLocation.postcode>>, and <<es\_>>will be attended by **telephone**, further details will be provided in your hearing notice.

<<es\_>>

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

1. This hearing <<cs\_{hearingLocation.site\_name!=null}>>will take place at <<hearingLocation.site\_name>>, <<hearingLocation.court\_address>> <<hearingLocation.postcode>>, and <<es\_>>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\_{hasSdoR2CreditHire=true}>>

**Credit hire**

1. <<sdoR2FastTrackCreditHire.input1>>
2. A failure to comply with the paragraph above will result in the claimant being debarred from asserting impecuniosity at the final hearing.

<<cs\_{hasSdoR2CreditHireDetails=true}>>

1. <<sdoR2FastTrackCreditHire.sdoR2FastTrackCreditHireDetails.input2>>
2. This statement must be uploaded to the Digital Portal by 4pm on **<<{dateFormat(sdoR2FastTrackCreditHire.sdoR2FastTrackCreditHireDetails.date1, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}>>**. <<sdoR2FastTrackCreditHire.sdoR2FastTrackCreditHireDetails.input3>>
3. <<sdoR2FastTrackCreditHire.sdoR2FastTrackCreditHireDetails.input4>> **<<{dateFormat(sdoR2FastTrackCreditHire.sdoR2FastTrackCreditHireDetails.date2, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}>>**.

<<es\_{hasSdoR2CreditHireDetails=true}>>

1. <<sdoR2FastTrackCreditHire.input5>> << sdoR2FastTrackCreditHire.input6>> **<<{dateFormat(sdoR2FastTrackCreditHire.date3, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}>>** << sdoR2FastTrackCreditHire.input7>> **<<{dateFormat(sdoR2FastTrackCreditHire.date4, ‘dd MMMM yyyy’, ‘yyyy-MM-dd’)}>>**.
2. <<sdoR2FastTrackCreditHire.input8>>

<<es\_{hasSdoR2CreditHire=true}>>

<<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>>.
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\_>>

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

**Use of the Welsh language**

1. <<welshLanguageDescription>>

<<es\_>>

**Important notes**

1. <<fastTrackOrderWithoutJudgement.input >>