1986 No. 128

SUPREME COURT, NORTHERN IRELAND

PROCEDURE

The Rules of the Supreme Court (Northern Ireland) (Amendment) 1986

Made . . . . . *1st May 1986*

Coming into operation . . . *1st September 1986*

To be laid before Parliament

We, the Northern Ireland Supreme Court Rules Committee, being the authority having for the time being power under section 55 of the Judicature (Northern Ireland) Act 1978(**a**) to make, amend or revoke rules regulating the practice and procedure of the Supreme Court of Judicature of Northern Ireland, hereby, with the concurrence of the Lord Chancellor, exercise those powers as follows:

Citation, interpretation, application and commencement

1.—(1) These Rules may be cited as the Rules of the Supreme Court (Northern Ireland) (Amendment) 1986 and shall come into operation on 1st September 1986. Rules 2 and 3 shall apply to actions in which the pleadings are closed on or after that date.

(2) In these Rules an Order referred to by number means the Order so numbered in the Rules of the Supreme Court (Northern Ireland) 1980(**b**).

Payment into court

2. In Order 22, rule 1, the following paragraph shall be substituted for paragraph (1)—

"(1) In any action for debt or damages any defendant may without leave at any time after he has entered an appearance in the action—

(*a*) before the close of pleadings, or

(*b*) if he has complied with Order 25, rule 2(*a*), not later than 14 weeks from the close of pleadings or within 4 weeks of disclosure by the plaintiff of the evidence which it is his duty to disclose under Order 25, rule 3(*a*), whichever is the later,

or with leave or on consent at any later time pay into Court a sum of money in satisfaction of the cause of action in respect of which the plaintiff claims or, where two or more causes of action are joined in the action, a sum or sums of money in satisfaction of any or all of those causes of action.".

Medical evidence

3. Order 25 in the Schedule hereto shall be inserted in the Rules of the Supreme Court (Northern Ireland) 1980 in the place appropriate to its number.

(**a**) 1978 c. 23

(**b**) S.R. 1980 No. 346, as amended by S.R. 1983 No. 114

Evidence

4. Order 38 shall be amended as follows:—

(1) The following rule shall be inserted after rule 3—

Evidence of plans, photographs etc.

"**3A.** Unless, at or before the trial, the court for special reasons otherwise orders, no map, plan or other drawing, photograph or model shall be receivable in evidence at the trial of an action unless at least 3 weeks before the commencement of the trial the parties, other than the parties producing it, have been given an opportunity to inspect it and to agree to its admission without further proof.".

(2) In rule 4 a comma and the words "3 or 3A" shall be substituted for the words "or 3" in the heading thereto and in the text of the rule.

Dated 11th March 1986.

Lowry
R. D. Carswell
Hugh P. Kennedy
W. A. Campbell

I concur, *Hailsham of St. Marylebone, C.*

Dated 1st May 1986.