

Annexure E

Local Court of NSW

Small Claims Division - Case Management Order

COURT DETAILS

Court

Division

Registry

Case number

TITLE OF PROCEEDINGS

First plaintiff

Number of plaintiffs

First defendant

Number of defendants

HEARING DETAILS

Date:

Time:

Place:

Last Date for Exchange and Filing of Documentary Evidence:

Case Management Order:

1. Unless the Court makes an order permitting oral evidence to be given at the hearing, the proceedings will be determined on the basis of the written witness statements and other documentary material that is filed and served no later than the date referred to above (being no later than 14 days before the hearing).
2. The Court may allow any documents produced under subpoena issued with the leave of the Court or produced under a notice to produce to be admitted as evidence.
3. If a party fails to file and serve affidavits and other documentary material at least 14 days before the hearing, then the Court may refuse to allow the party to rely on that evidence at the hearing.
4. The hearing will be conducted with as little formality as possible. The rules of evidence do not apply at the hearing.
5. Each party will have the opportunity to remotely attend, make comments and present arguments and provide final submissions on the evidence.

Note: "Remote appearance" or (in context) "remotely" or "remote means" refers to appearances either via Audio Visual Link, Telephone, or other remote means.

6. If a party fails to attend the hearing, the Court may strike out the statement of claim or defence.

Signature
[Date]