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PRACTICE DIRECTION NO. 1 OF 2006

Human Rights Issues: Procedure and Citation of Authorities

I am directed by the Bailiff to issue the following direction, which has immediate effect.

1. The Human Rights (Bailiwick of Guernsey) Law, 2000 ("the Law") comes into effect on 1st September 2006, by virtue of the Human Rights (Bailiwick of Guernsey) Law, 2000 (Commencement) Ordinance, 2006.

2. When, in any proceedings, it is desired to raise a point under the provisions of the Law, the following practice shall apply.

3. In all cases written notice is to be given to the other parties to the proceedings at least five clear working days before the date of hearing. Such notice must: -

    (a)   give the name of the case and date of hearing;

    (b)   specify the nature of the point raised and include a skeleton argument in support, plus copies of any relevant authorities;

    (c)   be copied at the same time to Her Majesty's Greffier.

4. Any response from any other party to the proceedings shall be in writing and copied to all other parties at least two clear working days before the date of hearing. Such response must: -

    (a)   give the name of the case and date of hearing;

    (b)   state that it is in response to a notice under paragraph 3 above;

    (c)   include a skeleton argument in support, plus copies of any relevant authorities;

    (d)   be copied at the same time to Her Majesty's Greffier.

5. Any authority to be cited shall be an authoritative and complete report. The ECHR judgment database (HUDOC), which is available on the Internet, may be used.

6. This direction applies to all proceedings in the Royal Court or Magistrate's Court.

7. Non-compliance with this direction is likely to be reflected in awards of costs, where appropriate.

18th August 2006   **K.H.TOUGH**
                                                                      Her Majesty's Greffier