



Rule 77

Appendix A - Directions Questionnaire

Case Details	
Division	[select division]
Case number	

Title of Proceedings	
[First] Claimant	[full name]
[Second Claimant] [include number of Claimants (if more than two)]	[#full name #number]
[First] Defendant	[full name]
[Second Defendant] [include number of Defendants (if more than two)]	[#full name #number]

Filing Details	
Filed for	[name of party(ies)]
Legal representative	[name]
Firm	[name of firm]
Firm reference	[reference number]
Contact name	[name]
Contact telephone	[telephone]
Contact email	[email address]

*Please read the **Notes** section before completing each question in this form. The answers which you provide in this form are intended to help the Court manage the case in the most fair, proportionate and efficient manner having regard to the circumstances of the case.*

Although it may be difficult accurately to answer any question due to the early stage of the proceedings, the parties are required to answer all questions on a "best efforts" basis. A failure by any party to do so, including a failure by a party to answer a question, may be considered by the Court when it deals with the questions of costs, or may result in some other sanction being imposed on the defaulting party.

Wherever relevant, the parties are expected to consult and co-operate to the fullest extent possible on any question which would benefit from a joint discussion between the parties before completing and submitting this form.

You should note the date by which this questionnaire must be returned.

If you have settled this claim (or you settle it on a future date) and do not need to have it heard or tried, you must let the Court know immediately.



A: Nature of dispute	Notes
<p>1. What amount of the claim (and any counterclaim) is in dispute?</p> <p>2. Are there any non-pecuniary remedies sought which are relevant to how this case should be managed?</p>	<p><i>The parties are encouraged to consider the nature of the dispute when providing their answers to the questions below (having regard to the principles of fairness, proportionality and efficiency).</i></p>
B: Settlement	
<p>3. Do you wish there to be a one month stay to attempt to settle the claim, either by informal discussion or by alternative dispute resolution?</p> <p>4. If you answered 'No' to question 3, please state below the reasons why you consider it inappropriate to try and settle the claim at this stage.</p>	<p><i>If you think that you and the other party may be able to negotiate a settlement, you should answer 'Yes' to Q3. The Court may order a stay, whether or not all the other parties to the claim agree. <u>You should still complete the rest of the form, even if you are requesting a stay.</u></i></p>
C: Pre-trial Applications	
<p>5. Have you made any application(s) in this proceeding? If Yes, what for? (e.g. summary judgment, add another party).</p> <p>6. Do you intend to make, or foreshadow making, any future application(s) in this proceeding? If Yes, what for?</p> <p>7. Are any of the issues in the case suitable for trial as preliminary issues?</p>	<p><i>It is important for the Court to know if you have already made any applications in the claim (or are about to issue one), what they are for and when they will be heard. The outcome of the applications may affect the case management directions the Court gives.</i></p> <p><i>The parties are encouraged to read Practice Direction 7 (Applications) and the relevant sections of the CPR before completing this section.</i></p>
D: Statements of Case	
<p>8. Do you wish to file any further statements of case (including by way of amendment)? If Yes, please specify?</p> <p>9. Is any further information about any statement of case required? If yes, please give brief details of what is required.</p>	<p><i>The parties are encouraged to read CPR 52 to 54 in relation to amendments to statements of case and requests for further information before completing this section.</i></p>



E: Disclosure of Documents	
<p>10. Approximately how many documents and how many pages of documents do you intend to produce on standard disclosure of documents?</p> <p>11. By what date can you provide standard disclosure of documents?</p> <p>12. Have the parties discussed standard disclosure of documents and how they will be exchanged? If so, please provide a summary of material areas of agreement and disagreement between the parties.</p> <p>13. Is production of specific documents likely to be required on any issue? If so, please give as much detail as is currently available.</p> <p>14. Have the parties discussed likely or potential requests for production of specific documents and how they will be exchanged? If so, please provide a summary of material areas of agreement and disagreement between the parties.</p>	<p><i>The parties are encouraged to read Practice Direction 6 (Disclosure) and CPR Part 13 (Disclosure and Inspection of Documents) before completing this section.</i></p>
F: Witnesses of Fact	
<p>15. So far as you know at this stage, what witnesses of fact do you intend to rely on at the trial?</p> <p>16. Do you wish to seek any orders from the Court as to the maximum length or format of any witness statements? If so, please specify.</p> <p>17. By what date can you serve signed witness statements?</p>	<p><i>The parties are encouraged to read Practice Direction 8 (Evidence) and CPR Part 14 (Evidence) before completing this section.</i></p>



G: Experts	
<p>18. Do you wish to use expert evidence at the trial? If yes, please specify:</p> <ul style="list-style-type: none">• the discipline of each proposed expert;• broadly what issue(s) they will likely address which will help to resolve the issues in the proceedings. <p>19. Do you consider the case suitable for a single joint expert (see Rule 144) or an assessor (see Rule 148) in any field?</p> <p>20. By what date can you serve signed expert reports?</p>	<p><i>The parties are encouraged to read Practice Direction 8 (Evidence) and CPR Part 17 (Expert and Assessors) before completing this section. In particular, the parties are reminded that CPR 142(1) mandates that expert evidence shall be restricted to that which reasonably is required to resolve the proceedings. Therefore, the Court requires a short explanation of any proposals with regard to expert evidence.</i></p>
H: List of Issues⁶	
<p>21. Have the parties provided the Court with an agreed list of issues that are to be litigated?</p> <p>22. If there is no agreement between the parties as to the list of issues, have you filed with the Court and served on all other parties a copy of your proposed list of issues?</p>	<p><i>The parties are reminded of the importance that the Court places on the list of issues, as set out in Practice Direction 5.10. The parties are also encouraged to review Practice Direction 5.16, which contains further provisions relating to the list of issues to be provided for the purposes of the initial case management conference.</i></p>

⁶ Amended 11 December 2018.



I: Trial	
<p>23. What are your present provisional estimates of the minimum and maximum lengths of the trial?</p> <p>24. What is the earliest date by which you believe you can be ready for trial?</p> <p>25. Is this a case in which the fixing of a progress monitoring date and/or pre-trial review is likely to be helpful?</p> <p>26. Are there likely to be any special requirements at trial (i.e. use of an interpreter for any witness, evidence of a witness by video-link, disability of any witness or party)?</p> <p>27. What is your present provisional estimate of the volume of the trial hearing bundle? Is this a case where any additional technological requirements (outside of the e-platform capabilities provided by the ADGM Courts) are likely to be required for the hearing bundle?</p>	
J: Other	
<p>28. Have you provided a costs budget in accordance with Section C of Practice Direction 9?</p> <p>29. Set out any other information you consider will help the judge manage the claim.</p>	
K: Directions	
<p>30. You must attempt to agree proposed directions with all other parties. Whether agreed or not, a draft of the order for directions you seek must accompany this form.</p>	