

COURT OF SESSION

PRACTICE NOTE

No. 7 of 1996

Opposition to Motions

1. For an experimental period, where a party seeks to oppose a motion he shall, at the same time, notwithstanding the terms of Rule of Court 23.4, include therein, and in the intimation thereof, a brief statement of the extent and basis of said opposition.
2. To facilitate this, a party enrolling a motion on or after 25th November 1996 should, notwithstanding the terms of Rule of Court 23.3(3) and subject to the exceptions contained therein, intimate the motion so that the intimation reaches the other party not later than 12.30pm two days before its enrolment.
3. Further, where a motion for recovery of documents under a specification is opposed, the Court will expect Counsel for parties to have discussed the call or calls in question with a view to resolving the matters in issue before appearing in Court. Counsel should be in a position to tell the Court that this has taken place.

5 November 1996