

## COURT OF SESSION

### PRACTICE NOTE

No. 8 of 1994

#### EXCHANGE OF LISTS OF WITNESSES

1. Subject to the provisions in R.C.S 1994, Chapter 43, Part V (optional procedure in certain actions of damages), Chapter 47 (commercial actions), and Chapter 49 (family actions), not later than 28 days before the diet fixed for proof or jury trial, each party shall –
  - (a) give written intimation to every other party of a list containing the name, occupation (if known) and address of each person whom he intends to call as a witness; and
  - (b) lodge a copy of that list in process.
2. A party who seeks to call as a witness a person not on his list intimated under paragraph (1) may do so subject to such conditions, if any, as the court thinks fit.
3. This Practice Note comes into force on 5<sup>th</sup> September 1994.

Lord President