

Listing questionnaire

DISQUALIFICATION PROCEEDINGS

To

In the

Claim No.

Last date for filing
with the court

Name of Company

Name of Claimant

Name of Defendant

Name of Solicitor

Name of Counsel

- The court will use the information which you and the other party(ies) provide to decide whether to hold a pre-trial review, to fix a date for trial, to confirm the estimated length of trial and to set a timetable for the trial itself.
- If you do not complete and return the questionnaire the procedural judge may
 - make an order which leads to your evidence being struck out.
 - decide to hold a listing hearing. You may be ordered to pay (immediately) the other parties' costs of attending.
 - If there is sufficient information, list the case for trial and give any appropriate directions.

A Directions complied with

1. Have you complied with all the previous directions given by the court?

☐

Yes

☐

No

2. If no please explain which directions are outstanding and why

Directions outstanding

Reasons directions outstanding

3. Are any further directions required to prepare the case for trial?

☐

Yes

☐

No

4. If yes, please explain directions required and give reasons

Directions required

Reasons directions required

B Experts

1. Has the court already given permission for you to use written expert evidence?

☐

Yes

☐

No

(If no go to section B6)

2. If yes please give name and field of expertise.

Name of expert	Whether joint expert	Field of expertise

3. Have the expert(s') report(s) been agreed with the other parties?

☐

Yes

☐

No

4. Have the experts met to discuss their reports?

☐

Yes

☐

No

5. Has the court already given permission for the expert(s) to give oral evidence at the trial?

☐

Yes

☐

No

(if yes go to Q7)

6. If no are you seeking that permission?

☐

Yes

☐

No

(if no go to Section C)

7. If yes, give your reasons for seeking permission.

8. If yes what are the names, addresses and fields of expertise of your experts?

Expert 1	Expert 2	Expert 3	Expert 4

9. Please give details of any dates within the trial period when your expert(s) will not be available.

Name of expert	Dates not available

C Other witnesses

(If you are not calling other witnesses go to section D)

- 1. How many other witnesses (including yourself) will be giving evidence on your behalf at the trial (do not include experts see section B above)**

(Give number)

- 2. What are the names and addresses of your witnesses?**

Witness 1	Witness 2	Witness 3	Witness 4

- 3. Please give details of any dates within the trial period when you or your witnesses will not be available?**

Name of witness	Dates not available

- 4. Are any of the affidavits agreed?**

☐

Yes

☐

No

(if no go to question C6)

- 5. If yes, give the name of the witness and the date of his or her affidavit.**

Name of witness	Date of Affidavit

- 6. Do you or any of the witnesses need any special facilities?**

☐

Yes

☐

No

(if no go to question C8)

- 7. If yes, what are they?**

8. Will any of your witnesses be provided with an interpreter?

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Yes

☐

No

(if no go to section D)

9. If yes, say what type of interpreter e.g. language (stating which), deaf/blind etc.?

D Legal Representation

1. Who will be representing your case at the hearing or trial?

☐

You

☐

Solicitor

☐

Counsel

2. Please give details of any dates within the trial period when the person presenting your case will not be available.

Name	Dates not available

E Summary disposal under the Carecraft procedure

1. Have you discussed with the other parties named on the claim form the possibility of resolving this case under the procedure adopted in RE Carecraft Construction Co. Ltd [1994] 1 WLR 172 (“a Carecraft application”). If not this should be discussed as soon as possible and in any event prior to the hearing of any pre-trial review.

☐

Yes

☐

No

2. Please state whether the case should be listed for a Carecraft disposal or for full trial at a time and date to be fixed.

☐

Carecraft

☐

Full Trial

3. If such a Carecraft Application is to be made, the agreed written statement of facts must be submitted by the claimant as set out in the Practice Direction relating to disqualification proceedings and delivered to the Court not later than 2 working days before the date upon which it is intended to make the application and in any event as soon as possible.

F Other matters

1. How long do you estimate the trial will take, including cross-examination and closing arguments?

Minutes	Hours	Days
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If your estimate alters, a fresh estimate of the length of the trial, signed by the advocates for all parties, must be delivered to the appropriate court as soon as practicable. It is the responsibility of the Solicitors for each party to see that this is done.

2. What is the estimated number of pages of evidence to be included in the trial bundle?

(please give number)

Signed

Claimant/defendant or Counsel/Solicitor for the claimant/defendant

Dated