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12 Ogos, 1987

Practice Direction
Registrar's Circular No.6/87

All cases filed in the High Court prior to 1.9.87, where the subject matter or amount claimed does not exceed $100,000.00 shall be deemed to have been transferred on 1.9.87 to the Sessions Court, unless:-

(1) any party to such cases files on or before 31.12.87, an application by way of Summons in Chambers, to a Judge of the High Court, for an Order that the case be retained for disposal by the High Court, provided that such application need not be made if the parties to an action file a Notice in Court signifying their consent to the retention of the case for hearing by the High Court;

(2) there is an interlocutory application filed before 1.9.87 which has not been disposed of as at the said date; in such a case, the Judge dealing with such application may give direction as regards the transfer of the case at the time of his disposal of the application; or

(3) the hearing of such cases have not been concluded by the Judge of the High Court on 1.9.87 or where Judgment is pending.

As a result of discussion with the Sabah Law Association and Sarawak Advocates Association directions No. 4.1, 4.2., 4.3., 4.4 and 4.5 in Practice Direction No. 2 of 1987 are hereby amended.

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