

1990 - No. 594

DISTRICT COURT ACT 1973 - FORMS

NEW SOUTH WALES



[Published in Gazette No. 111 of 7 September 1990]

In pursuance of Part 47 rule 2 (2) of the District Court Rules 1973 I have amended the Forms approved for use in the Court by inserting after Form 27:

Form 27A - Plaintiff's pre-trial conference advice (personal injuries)

Form 27B - Defendant's/Third Party's pre-trial conference advice (personal injuries)

Form 27C - Joint memorandum of issues (MVA - personal injuries)

Form 27D - Joint memorandum of issues (industrial accident)
as annexed hereto.

Dated the 30th day of August 1990.

J. H. STAUNTON
Chief Judge.

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FORM 27A

PLAINTIFF'S PRE-TRIAL CONFERENCE ADVICE

(PERSONAL INJURIES)

- v -

No. _____ of 19 _____

1. Plaintiffs date of birth / /
2. Pecuniary loss claimed (to date of pre-trial conference):
 Out-of-pockets :Nil/\$ Past lost income :Nil/\$
 Future expenses :Nil/\$ Future lost income :Nil/\$
3. Full particulars and supporting documentation re the above claims have been served YES/NO
4. The following medical reports will be relied on:

Name	Date	Date served	Received Yes/No	Call Yes/No

5. Outstanding medical examinations/reports NIL/AS BELOW
6. The following expert's reports/income reports will be relied on:

Name	Date	Date served	Received Yes/No	Call Yes/No

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- 7. Outstanding experts' reports/income reports NIL/AS BELOW
- 8. Estimated hearing time hours/days.
- 9. Number of lay witnesses (including plaintiff)
- 10. Interstate witnesses YES/NO 11. InterpreterYES/NO

Counsel/Solicitor for the Plaintiff

Name: _____ Ph. No: _____

Counsel briefed is: _____ Ph. No: _____

FORM 27B

DEFENDANT'S/THIRD PARTY'S PRE-TRIAL CONFERENCE ADVICE

(PERSONAL INJURIES)

- v -

No. _____ of 19

- 1. Liability/Breach of duty of care admitted YES/NO
- 2. Clarification of Part 12 Particulars sought YES/NO

If yes, give details:

- 3. The following medical reports will be relied upon:

Name	Date	Date served	Received Yes/No	Call Yes/No

- 4. Outstanding medical reports/examinations NIL/AS BELOW

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5. The following expert's reports/income reports will be relied upon:

Name	Date	Date served	Received Yes/No	Call Yes/No

6. Outstanding experts' reports/income reports NIL/AS BELOW
 7. Estimated hearing time hours/days.
 8. Number of lay witnesses (including defendant/third party)
 9. Interstate witnesses YES/NO 10. Interpreter YES/NO

Counsel/Solicitor for the Defendant/Third Party

Name: _____ Ph. No: _____

Counsel briefed is: _____ Ph. No: _____

FORM 27C *JOINT MEMORANDUM OF ISSUES*
 (MVA - PERSONAL INJURIES)

- v -

No. of 19

LIABILITY IN DISPUTE YES/NO

BREACH OF DUTY OF CARE IN DISPUTE YES/NO

CONTRIBUTORY NEGLIGENCE ALLEGED YES/NO

SPECIFIC MATTERS IN DISPUTE

(a) Driver YES/NO

(c) Public Street YES/NO

(e) Insurance YES/NO

(b) Owner YES/NO

(d) Date of accident YES/NO

(f) Due search and enquiry YES/NO/N.A

- (g) Registered number of:
 - (i) Plaintiffs vehicle YES/NO/N.A
 - (ii) Defendant's vehicle YES/NO/N.A
 - (iii) Other YES/NO/N.A.
- (h) Facts of accident as pleaded YES/NO
- (i) Wearing seat belt YES/NO/N.A.
- (j) All matters in dispute YES/NO
- (k) Failure to comply with statutory notices..... YES/NO/N.A A.

DAMAGES IN DISPUTE

- (a) Injuries: Nature YES/NO; Extent YES/NO; Duration YES/NO
- (b) Continuing disabilities: Nature YES/NO; Extent YES/NO;
Duration YES/NO
- (c) Causation YES/NO
- (d) Economic loss YES/NO/N.A
 - (i) Past economic loss calculation agreed YES/NO
 - (ii) If agreed, total amount \$
- (e) Out-of-pockets YES/NO/N.A
 - (i) Out-of-pocket calculation agreed YES/NO
 - (ii) If agreed, total amount \$
- (f) Diminution in earning capacity YES/NO/N.A.

OTHER MATTERS IN DISPUTE

QUESTIONS OF LAW

Dated _____ Counsel/Solicitor for the Defendant

I agree that this memorandum sets out the real issues in dispute between the parties.

Dated: _____ Counsel/Solicitor for the Plaintiff

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FORM 27D JOINT MEMORANDUM OF ISSUES (INDUSTRIAL ACCIDENT)

- v -

No. of 19

- LIABILITY IN DISPUTE YES/NO
BREACH OF DUTY OF CARE IN DISPUTE YES/NO
CONTRIBUTORY NEGLIGENCE ALLEGED ... YES/NO

SPECIFIC MATTERS IN DISPUTE

- (a) Date of Accident YES/NO
(b) Place of Accident YES/NO
(c) Factory/Shop YES/NO
(d) Employment YES/NO
(e) Facts of accident as pleaded YES/NO
(f) All matters in dispute YES/NO

DAMAGES IN DISPUTE

- (a) Injuries: Nature YES/NO Extent YES/NO Duration YES/NO
(b) Continuing disabilities: Nature YES/NO Extent YES/NO; Duration YES/NO
(c) Causation YES/NO
(d) Economic loss YES/NO/N.A
(i) Past economic loss calculation agreed YES/NO
(ii) If agreed, total amount \$
(e) Out-of-pockets YES/NO/N.A A
(i) Out-of-pocket calculation agreed YES/NO
(ii) If agreed, total amount \$
(f) Diminution in earning capacity YES/NO/N.A

OTHER MATTERS IN DISPUTE

QUESTIONS OF LAW

Dated: Counsel/Solicitor for the Defendant

I agree that this memorandum sets out the real issues in dispute between the parties.

Dated: Counsel/Solicitor for the Plaintiff