

COURT OF APPEAL

PRACTICE DIRECTION NO 1/2017

(Form of Citation of unreported judgments delivered prior to 1 February 2010)

1. Introduction

- 1.1 This Practice Direction is made with the concurrence of the President and Judges of the Court of Appeal.
- 1.2 On 1 February 2010 a form of neutral citation was introduced for the Court of Appeal. This is outlined in the Court of Appeal *Practice Direction (No 1 of 2010) Judgments: Form and Citation*. The method of citation for judgments is stated in paragraphs 2.1 to 2.6 of that Practice Direction.
- 1.3 Prior to 1 February 2010 there was no standard form of citation for unreported judgments of the Court of Appeal. Attempts to cite such judgments in journals, other judgments and the Jamaica Law Reports have therefore resulted in several variations in format.
- 1.4 The citation of all unreported judgments of the Court of Appeal issued before 1 February 2010 should therefore be standardised to include the following information:
 - Names of parties
 - Name of court
 - Name of country
 - Appeal and/or Application Number(s)
 - Date of delivery
 - Use of the word 'unreported' in parentheses
- 1.5 This Practice Direction takes effect on Monday 24 April 2017.

2. Identification of country

- 2.1 To eliminate any confusion regarding the court and country from which the judgment emanates and to facilitate research, the name of the court and the country from which the judgment emanates should always be included in the citation as follows:

- Smith (John) v Jamaica Rentals Ltd (unreported), Court of Appeal, Jamaica, [Supreme Court] [Resident Magistrates] Civil Appeal No 123/2003, judgment delivered 12 August 2005

OR

- Smith (John) v R (unreported), Court of Appeal, Jamaica, [Supreme Court] [Resident Magistrates] Criminal Appeal No 14/1998, judgment delivered 10 March 2000

3. Consolidated appeals

3.1 The citation for unreported judgments involving consolidated appeals should state the names of parties in the first appeal only. The format to be used should be as follows:

- Smith (John) v Jamaica Rentals Ltd and others [Consolidated Appeals] (unreported), Court of Appeal, Jamaica, [Supreme Court] [Resident Magistrates] Civil Appeal No 142/2003, judgment delivered 9 June 2004

4. Conclusion

4.1 These changes are intended to expedite research, thus conserving time and costs. Any comments on these new arrangements or suggestions about ways in which they could be improved still further, should be addressed to the Registrar of the Court of Appeal, Public Building West, King Street, Kingston.



C Dennis Morrison, OJ, CD
President of the Court of Appeal
20 April 2017