

JAMAICA

IN THE COURT OF APPEAL

**BEFORE: THE HON MRS JUSTICE FOSTER-PUSEY JA
THE HON MISS JUSTICE SIMMONS JA
THE HON MRS JUSTICE V HARRIS JA**

SUPREME COURT CIVIL APPEAL NO COA2020CV00003

APPLICATION NOS COA2025APP00050 & COA2025APP00093

BETWEEN	ROWAN MULLINGS	APPLICANT
AND	JOAN ALLEN	RESPONDENT

Miss Gillian Mullings instructed by Naylor Mullings & Co for the applicant

Miss Analisa Chapman instructed by Chapman Law for the respondent

24 March 2026

Endorsement read by Simmons JA

[1] There are two applications before us, both filed by Mr Rowan Mullings (‘the applicant’). The first (Application No COA2025APP00050) is a notice of application for an extension of time to file the further amended notice of appeal and for the further amended notice of appeal filed on 17 March 2025 to stand. The second application (Application No COA2025APP00093) is for an extension of time within which to file the supplemental record of appeal.

[2] Having heard submissions from counsel for the parties, we agree with counsel for the applicant that the amendments sought concern the orders that were sought in the claim form and are matters of form, not substance. They align with the amended grounds of appeal and address the reliefs sought in the court below.

[3] We have also noted that the grounds of appeal remain unchanged and a case management conference in the matter has not yet been held. As such, we are of the view that the respondent will not suffer any serious prejudice if the amendment is granted.

[4] The order sought in Application No COA2025APP0093, as stated by counsel for the applicant, is consequential to the grant of the order in Application No COA2025APP0050. This order will ensure the availability of the full record of appeal at the case management conference.

[5] Regarding costs, we agree with counsel for the respondent that, in light of the delay occasioned by the applicant, costs should be awarded to the respondent.

[6] Accordingly, the orders of the court are as follows:

(i) The applications are granted.

(ii) The further amended notice of appeal filed 17 March 2025, is permitted to stand as properly filed.

(iii) The applicant is permitted to file and serve a supplemental record of appeal containing the further amended notice of appeal on or before 31 March 2026.

(iv) The case management conference is scheduled for 14 July 2026 at 2:00 pm.

(iv) Costs of both applications to the respondent, Joan Allen, to be taxed or agreed.

(v) The applicant's attorney-at-law is to prepare, file and serve this order.