

EXTRACT FROM THE ROYAL COURT CIVIL RULES, 2007

Signing of summonses etc. otherwise than by an Advocate.

90. (1) A summons, signification or other document is not formally invalid by reason only of the fact that it is not signed by an Advocate, notwithstanding the provisions -

- (a) of these Rules,
- (b) of the Ordonnance relative aux Ajours et aux Causes mises devant la Cour Royale of the 27th October, 1934¹, or
- (c) of any other rule of statutory or customary law imposing formal requirements as to the signing of summonses,

provided that the conditions set out in paragraph (2) are satisfied.

(2) The conditions referred to in paragraph (1) are -

- (a) the person wishing to serve the summons ("the applicant") has lodged two copies of the summons with the Greffier,
- (b) the Greffier, at the request of the applicant (made in such form as the Greffier may require), has fixed a date, time and place for the making of an ex parte application to the Bailiff for leave under subparagraph (c), and
- (c) the Bailiff, on hearing the application, has given leave for the summons to be signed by the applicant himself or, where appropriate, by his tuteur or curateur or by the person

¹ Recueil d'Ordonnances Tome VII, p. 17.

appointed to act on his behalf pursuant to the provisions of Rule 32(1).

(3) The Bailiff, on an application under this rule, may give such directions as he thinks fit as to the hearing of the matter and may -

(a) grant leave, subject to such conditions as he thinks fit, or

(b) refuse leave,

and the decision of the Bailiff is final.

(4) For the purposes of this rule, "summons" includes a signification, petition or other document to be served by Her Majesty's Sergeant in connection with proceedings instituted, or to be instituted, before the Court.