

Bil: (117) dlm. RSC. No. 39/54.

SPECIAL PRESIDENT

117  
Pejabat Pendaftaran,  
Mahkamah Tinggi,  
Mahkamah Ke'adilan,  
Kuala Lumpur.

21hb. September, 1970.

Semua Penolong Kanan Pendaftar/Penolong Pendaftar, Mahkamah Tinggi.

Semua Yang di-Pertua Kanan/Yang di-Pertua, Mahkamah Seshen.


Semua Mejisteret, Mahkamah Rendah.

REGISTRAR'S CIRCULAR NO: 8 OF 1970

With reference to section 65(1) of the Courts Ordinance 1948, it is directed by the Hon'ble the Chief Justice that, lest any question should arise after the determination of any running down action by the Special President, awarding damages exceeding in the total the sum of \$10,000/-, the parties or their solicitors shall file in the Court of the Special President, a submission in writing to the effect that no question will be raised on appeal regarding the jurisdiction of the Court, should the award exceed the sum of \$10,000/-. Alternatively, counsel for both parties may, before the trial of each case, so agree in order that such agreement may be recorded by the Special President. Should the parties fail to do so, the case shall be remitted back to the High Court for trial.

2. The same procedure shall be adopted in any running down action in all ordinary Sessions Courts where the total damages are liable to be assessed at more than \$5,000/-, provided that where the award is not liable to exceed \$10,000/-, the case shall be transferred to a Special President's Court instead of being remitted back to High Court for trial, should the parties fail to comply with the procedure set out in paragraph one above.

3. This circular does not in any way affect the right of the parties to enter into an agreement in writing submitting themselves to the jurisdiction of the Sessions Courts under sub-section (2) of section 65 of the Courts Ordinance.

  
( HJ. MOHD. AZMI B. DATO HJ. KAMARUDDIN )  
KETUA PENDAFTAR.

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HMA/MS.