

SCHEDULE 1

RSC ORDER 59

APPEALS TO THE COURT OF APPEAL

**Notice of appeal**

**Rule 3.**—(1) An appeal to the Court of Appeal shall be by way of rehearing and must be brought by notice of appeal.

(2) Notice of appeal may be given either in respect of the whole or in respect of any specified part of the judgment or order of the court below; and every such notice must specify the grounds of the appeal and the precise form of the order which the appellant proposes to ask the Court of Appeal to make.

(3) Except with the permission of the Court of Appeal, a single judge or the registrar, the appellant shall not be entitled on the hearing of an appeal to rely on any grounds of appeal, or to apply for any relief, not specified in the notice of appeal.

(4) Every notice of appeal must specify the list of appeals to which the appellant proposes that the appeal should be assigned.

(5) A notice of appeal must be served on all parties to the proceedings in the court below who are directly affected by the appeal; and, subject to rule 8, it shall not be necessary to serve the notice on parties not so affected.

(6) No notice of appeal shall be given by a respondent in a case to which rule 6 (1) relates.