
STATUTORY INSTRUMENTS

2015 No. 1568

The Faculty Jurisdiction Rules 2015

PART 1

Overriding objective

Overriding objective

- 1.1.**—(1) The overriding objective of these Rules is to enable the court to deal with cases justly.
- (2) Dealing with a case justly includes, so far as practicable—
- (a) ensuring that the parties are on an equal footing;
 - (b) saving expense;
 - (c) dealing with the case in ways that are proportionate to the importance of the case and the complexity of the issues; and
 - (d) ensuring that it is dealt with expeditiously and fairly.

Application by the court of the overriding objective

- 1.2.** The court must seek to give effect to the overriding objective when it—
- (a) exercises any power given to it by these Rules; or
 - (b) interprets any rule.

Duty of the parties

- 1.3.** The parties are required to help the court further the overriding objective.

Court's duty to manage cases

- 1.4.**—(1) The court must further the overriding objective by actively managing cases.
- (2) Active case management includes—
- (a) encouraging the parties and any other persons concerned in the proceedings to co-operate with each other—
 - (i) in the conduct of the proceedings, and
 - (ii) in resolving, as far as possible, matters that are in dispute between them;
 - (b) identifying the issues at an early stage;
 - (c) deciding promptly which issues (if any) need full investigation and a hearing in court and accordingly disposing of others summarily or on consideration of written representations;
 - (d) deciding the order in which issues are to be resolved;
 - (e) fixing timetables or otherwise controlling the progress of the case;

- (f) considering whether the likely benefits of taking a particular step justify the cost of taking it;
- (g) dealing with as many aspects of the case as the court can on the same occasion;
- (h) dealing with the case without the parties needing to attend court;
- (i) making effective use of technology; and
- (j) giving directions to ensure that the resolution of a case proceeds quickly and efficiently.

Case management powers

1.5. The court's case management powers are set out in Part 18.