

Form 39.4

Rule 39.4(1)

Form of timetable in application for a new trial

(Cause Reference number)

IN THE COURT OF SESSION

TIMETABLE IN APPLICATION FOR A NEW TRIAL

[A.B.]

Applicant

against

[C.D.]

Respondent

This timetable has effect as if it were an interlocutor of the court signed by the procedural judge. [*Where applicable*: This is a revised timetable issued under rule 39.5(4)(c) [*or* rule 39.5(5)(b)] which replaces the timetable issued on (*date*).]

1. The diet for a procedural hearing in relation to this application, which will follow on from the procedural steps listed in paragraphs 2 to 5 below, will take place on (*date and time*).
2. Subject to the terms of any order made by a procedural judge under rule 39.1, any appendices to the documents mentioned in rule 39.1(4) [*or* rule 39.1A(4)] shall be lodged not later than (*date*).
3. Any written intimation by the applicant that he does not intend to lodge any appendices to the documents mentioned in rule 39.1(4) [*or* rule 39.1A(4)] shall be provided by (*date*).
4. Not later than (*date*) parties shall lodge notes of argument in the application.
5. Not later than (*date*) parties shall lodge estimates of the length of any hearing required to dispose of the application.

(*Date*)