

PRACTICE DIRECTION NO 1 OF 2023

THE MAXIMUM NET WORTH QUALIFICATION FOR WAIVER OF FEES/SECURITY FOR COSTS FOR SAINT LUCIA

AND

THE MAXIMUM AMOUNT OF SECURITY FOR COSTS FOR SAINT LUCIA

1.0 AUTHORITY

This Practice Direction is issued by the President of the Caribbean Court of Justice pursuant to Part 18.1 of the Caribbean Court of Justice (Appellate Jurisdiction) Rules 2021 (“the Rules”).

2.0 COMMENCEMENT AND DURATION

This Practice Direction shall take effect from the date on which it is issued and shall remain in effect until the Caribbean Court of Justice (Appellate Jurisdiction) Rules 2023 enter into force.

3.0 DIRECTION

- (i) WHEREAS** pursuant to Rule 10.7 of the Rules, the Court of Appeal of the Eastern Caribbean Supreme Court (“the court below”) shall require an applicant to provide security for costs when making an order granting leave to appeal in non-criminal appeals.
- (ii) WHEREAS** the Rules do not currently provide for the maximum amount of security for costs that an applicant in Saint Lucia may be ordered to provide.
- (iii) WHEREAS** pursuant to Rule 10.18 of the Rules an applicant who wishes to obtain a waiver of fees/security for costs shall, file an application for such waiver.
- (iv) WHEREAS** the Rules do not currently provide for the maximum net worth qualification for waiver of fees/security for costs for applicants in Saint Lucia who are desirous of making an application for such waiver.
- (v) WHEREAS** it has therefore become necessary to issue this Practice Direction to indicate the maximum net worth qualification for waiver of fees/security for costs and the maximum amount of security for costs in Saint Lucia.

Accordingly, the following measures shall take effect:

- a) The maximum net worth qualification for waiver of fees/security for costs for Saint Lucia is EC\$10,000.00.
- b) The maximum amount of security for costs that may be ordered by the court below is EC\$7,500.00.

Dated this 22nd day of August, 2023.

/s/ Adrian Saunders
President, Caribbean Court of Justice