



2019 Practice Note:
Canterbury Earthquakes Insurance Tribunal Act 2019
Arrangements for transfer of proceedings
HCPN 2019/2 (civ)

1 Commencement and application

- (1) This Practice Note comes into immediate effect.
- (2) This Practice Note applies to applications under s 16 of the Canterbury Earthquakes Insurance Tribunal Act 2019 Act.

2 Procedure for application to transfer under s 16

- (1) An application for transfer under s 16 may be made by memorandum which is to be filed and served on the other party.
- (2) The party applying for transfer must set out in the memorandum brief reasons why the transfer is in the interests of justice.

3 Response to application

- (1) The party on whom the application for transfer is served (**the other party**) must, within five working days of being served, respond by memorandum (**the reply memorandum**), indicating his or her consent or opposition to the application.
- (2) If the other party opposes the application, the other party must, in the reply memorandum, give reasons why the transfer is not in the interests of justice.

4 Decision on application for transfer

- (1) The case officer must refer the application to a Judge who may determine the application on the papers or may, if necessary, convene a teleconference with the parties to determine whether the application should be granted.
- (2) There will be no filing fee on the application for transfer.

Hon Justice G J Venning
Chief High Court Judge – Te Kaiwhakawā Matua

1 July 2019