Bahamas CPR Training 2002 An Introduction and Orientation

Transforming Legal Cultures

INAUGRAL Session: 22nd February 2022

Sir Dennis Byron, Consultant, Past CCJ President; Hon Adrian Saunders, President of the CCJ; Hon Peter Jamadar, Judge of the CCJ and Chair of CAJO

Objectives



In this inaugural session participants will be:



(i) provided with an overview of the new Rules regime focusing on the major cultural and paradigm shifts which are required to successfully implement the CPR.



(ii) exposed to the philosophy underlying the new Rules and the need for fundamental cultural changes if the Rules are to take root and achieve their purpose.



Understanding How the CPR Changes the System What are we moving away from ...



Effecting Behavioral Change, Culture Eats Policies and Plans

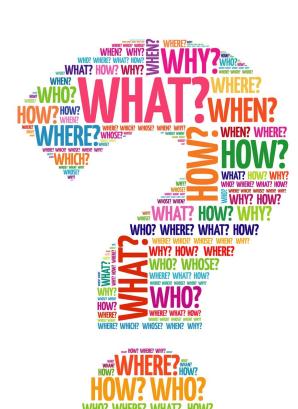
Reference experience of other jurisdictions...



Systems Matter, Discipline is Essential, Consistency and Leadership Counts ...

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Any Questions



The Overriding Objective

- **Effective Case/Flow Management**
- The Judge as Proactive Manager
- **Each Case is a Project**
- **Example 2** Setting Performance Standards
- Outcomes Really Matter
- Timelines & Timeliness are essential
- Proportionality, Save Expense, Time, Resources

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Any Questions

What's this about ...



Preparation, Preparation, Preparation ...

- Front-End Loading
- > Address, Narrow, Resolve Issues
- > Explore and Encourage Settlement
- Maximize Early disclosure
- ➤ (Pre-action Protocol PD?)



Preparation, Preparation, Preparation ...

- Skillful Use of Sanctions
- > Advance a Case with Every Event/Decision
- > Event & Trial Date Certainty, Always, ASAP
- ➤ No Adjournments sine die



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Any Questions

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Transforming Legal Cultures Take Control, Keep Control, Stay in Control

- > Actively Influence Shape, Timing & Events
- Discuss, Settle Costs from Inception
- ➢ Be Firm, Flexible, and Fair
- ➤ Involve Parties, People Matter
- > Respect, Dignity, Equality



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Any Questions

Hmmm ...



It's Your Case, Your Court, Your Responsibility

- > Identify and narrow Issues Early, Push Settlement
- Encourage ADR
- > Set the Shortest Reasonable Timelines Between Events
- Zero Tolerance for Delays
- Adjournments are Anathema





Transforming The legal Landscape: You Can Make A Difference

These rules will require fundamental changes in the way in which civil proceedings are conducted ...



Where do we go from here

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We believe that these rules will represent a significant step forward in the administration of justice in the Commonwealth of The Bahamas ...

