

Bahamas CPR Training 2002

An Introduction and Orientation

Transforming Legal Cultures

INAUGURAL 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.



Transforming Legal Cultures

Understanding How the CPR Changes the System

What are we moving away from ...



Transforming Legal Cultures

Effecting Behavioral Change, Culture Eats Policies and Plans

Reference experience of other jurisdictions...



Transforming Legal Cultures

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

Any
Thoughts

...

Any
Questions

...



Transforming Legal Cultures

The Overriding Objective



Effective Case/Flow Management



The Judge as Proactive Manager



Each Case is a Project



Setting Performance Standards



Outcomes Really Matter



Timelines & Timeliness are essential



Proportionality, Save Expense, Time, Resources

Any
Thoughts

...

Any
Questions

...

What's this about ...



Transforming Legal Cultures

Preparation, Preparation, Preparation ...

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



Transforming Legal Cultures

Preparation, Preparation, Preparation ...

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



Any
Thoughts

...

Any
Questions

...



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*



Any
Thoughts

...

Any
Questions

...

Hmmm ...



Transforming Legal Cultures

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

...

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

