

THE DUBAI INTERNATIONAL FINANCIAL CENTRE COURTS

In the name of His Highness Sheikh Mohammad Bin Rashid Al Maktoum, Ruler of Dubai

IN THE COURT OF APPEAL

AND

PURSUANT TO ARTICLE 5(B)(1)(b) OF THE JUDICIAL AUTHORITY LAW BEING DUBAI LAW NO. 12 OF 2004 (AS AMENDED)

BY

THE DUBAI INTERNATIONAL FINANCIAL CENTRE AUTHORITY

Applicant

AMENDED DIRECTIONS OF THE DEPUTY REGISTRAR NOUR HINEIDI

UPON reviewing the letter application of the Dubai International Financial Centre (the “**DIFC**”) Authority (the “**DIFCA**”) to the Chief Justice of the DIFC Courts filed on 2 January 2020 (the “**Application**”) asking the Chief Justice to determine questions of interpretation of certain DIFC Laws (“**Request for Interpretation**”)

AND UPON the Application being registered, by the Registrar, as case number CFI-008-2020

AND UPON the Chief Justice reviewing the Application for a Request for Interpretation, and, pursuant to Article 5(B)(1)(b) of the Judicial Authority Law being Dubai Law No. 12 of 2004 (as amended) (the “**Judicial Authority Law**”) and making a referral in writing to the Court of Appeal on 27 January 2020 (“**Referral Letter**”)

AND UPON the Referral Letter being registered, by the Registrar, as case number CA-002-2020

AND UPON the jurisdiction of the Court of Appeal being enlivened, upon the Chief Justice’s Referral Letter, to hear and determine the Application pursuant to Article 5(B)(1)(b) of the Judicial Authority Law

IT IS HEREBY DIRECTED THAT:

1. The hearing for CA-002-2020 shall proceed on 22 March 2020 (the “**Hearing**”).

2. Within seven days from the date of this order, the DIFCA shall communicate by email to:

- (a) each firm listed on Part 1 of the DIFC Courts' Register of Practitioners;
- (b) each person registered with the DIFC as a Designated Non-Financial Business or Profession not included in (a) above;
- (c) the Society of Trust and Estate Practitioners NPIO; and
- (d) the Family Business Council – Gulf,

and place on its website, the following information:

- (e) a copy of the Application for a Request for Interpretation and a copy of the Referral Letter;
- (f) a copy of the witness statement submitted by the DIFCA to the Court of Appeal in further support of the Application (not including any exhibit); and
- (g) details of how to obtain an electronic copy of any exhibit filed in support of the DIFCA's Application (if required).

3. Any person or entity who receives such notification and who is interested in making submissions in response to the DIFCA ("**Interested Person**") must within fourteen days from the date of receiving the notification:

- (a) notify the Court in writing, by email to the registry (at registry@difccourts.ae) and captioned "ATTN REGISTRAR: CA-002-2020" (with a copy to the DIFCA, to be sent to Jacques.Visser@difc.ae), of the Interested Person's desire to make submissions and be heard by the Court at the Hearing;
- (b) provide an address for service;
- (c) indicate whether the Interested Person –

- a. supports the proposed interpretation of the DIFC Laws specified in the Request for Interpretation in whole or in part;
 - b. opposes the proposed interpretation of the DIFC Laws specified in the Request for Interpretation in whole or in part; or
 - c. seeks an alternative interpretation of the DIFC Laws specified in the Request for Interpretation in whole or in part; and
- (d) comply with the timeframes as directed by the Court in paragraph 5, below.
4. An Interested Person will become a party to the proceedings upon providing a Response.
 5. The Court will inform every Interested Person of the timeframe for making submissions, to be filed in Court and served on the DIFCA.
 6. Any further material upon which the DIFCA wishes to rely at the hearing, including written submissions, must be provided to the Court of Appeal and to each Interested Person not less than twelve days before the Hearing.
 7. Any material upon which each Interested Person wishes to rely at the hearing, including written submissions, must be provided to the Court, and to the DIFCA, not less than twelve days before the Hearing.
 8. The DIFCA and each Interested Person may provide submissions to the Court in response to any submissions filed in accordance with paragraph 7 above not less than seven days before the Hearing.
 9. Information about the Application, the Request for Interpretation, the Referral Letter and the Hearing will be advertised by the Court on its website, being www.difccourts.ae.



Issued by: *Maria P.P.*
Nour Hineidi
Deputy Registrar
Date of issue: 27 January 2020
Re-issued on: 12 February 2020
Time: 11am