

## SCHEDULE TEMPORARY JUSTICE MEASURES

### PART 1

#### COURTS AND TRIBUNALS: CONDUCT OF BUSINESS BY ELECTRONIC MEANS ETC.

### CHAPTER 1

#### DOCUMENTS

##### *Sending electronically and to a solicitor*

- 2 (1) Any requirement (however expressed) that a document of a type mentioned in [paragraph 3\(1\)](#) be given to a person may be fulfilled by—
- (a) transmitting it to the person electronically, or
  - (b) transmitting it (electronically or otherwise) to a solicitor engaged to act on the person’s behalf in relation to the proceedings in question.
- (2) For the purposes of [this paragraph](#)—
- (a) electronic transmission of a document by one person (“the sender”) to another person (“the recipient”) must be effected in a way that the recipient has indicated to the sender that the recipient is willing to receive the document,
  - (b) the recipient’s indication of willingness to receive a document in a particular way may be—
    - (i) specific to the document in question or generally applicable to documents of that kind,
    - (ii) expressed specifically to the sender or generally (for example on a website),
    - (iii) inferred from the recipient having previously been willing to receive documents from the sender in that way and not having indicated unwillingness to do so again,
  - (c) the sender’s uploading of a document to an electronic storage system from which the recipient is able to download the document may constitute electronic transmission of the document from the sender to the recipient.
- (3) In [this paragraph](#), references to giving a person a document include—
- (a) serving a document on a person,
  - (b) sending a document to a person, and
  - (c) lodging a document with, or otherwise apply to or petitioning, a court or tribunal.