



**THE SUPREME COURT OF BERMUDA
PRACTICE DIRECTION**

ISSUED BY THE CHIEF JUSTICE

Ref. A/50

CIRCULAR NO. 6 OF 2006

Consent Orders in Ancillary Relief Proceedings

Practitioners are reminded that when the Court is asked to make an order by consent, embodying the terms of an agreed settlement of ancillary relief proceedings, the court is still obliged to comply with the statutory duty imposed by section 29 of the Matrimonial Causes Act 1974.

In this regard, the Court will in future require the following before exercising its powers under section 29:

- (i) confirmation signed by both parties or their attorneys that they or their clients have given full and frank disclosure of all material facts; and
- (ii) in the case of unrepresented parties, signed confirmation that they have been advised to seek legal advice in regard to the proposed settlement, and have either done so or have declined to do so.

Dated this 8th day of May 2006

Richard W. Ground OBE QC
Chief Justice

cc. Deputy Governor
Attorney General's Chambers
Department of Public Prosecutions
Hamilton Police Station
Commissioner of Police
Commissioner of Corrections
Magistrates' Court
Legal Aid Office