

RULE 9 – RENEWAL OF STATEMENT OF CLAIM

Renewal of original statement of claim

- (1) No original statement of claim shall be in force for more than one year unless served. Where a defendant named in the statement of claim has not been served, the court, on the application of the plaintiff made before or after the expiration of one year, may order that the original statement of claim be renewed for a period of not more than one year which, unless otherwise ordered, shall commence on the date of the order.

Renewal of renewed statement of claim

- (2) If a renewed statement of claim has not been served on a defendant named in the statement of claim, the court, on the application of the plaintiff made during the currency of the renewed statement of claim, may order the renewal of the statement of claim for a further period of not more than one year which, unless otherwise ordered, shall commence on the date of the order.

Renewal of statement of claim

- (3) Unless otherwise ordered by the court, a copy of each order granting renewal of a statement of claim shall be served with the renewed statement of claim, and the renewed statement of claim shall remain in force and be available to prevent the operation of any statutory limitation and for all other purposes.

Application to petition

- (4) This rule applies to a petition.