



University of Strathclyde  
**LAW CLINIC**

# 4B. Preliminary Hearing for Case Management

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# Case Management (1)

- ▶ The Case Management Preliminary Hearing will be used to:-
- ▶ Clarify the claims;
- ▶ Clarify the issues in dispute;
- ▶ Decide which witnesses are required;
- ▶ Decide whether any expert witnesses or evidence might be needed;
- ▶ Decide which documents are required;



# Case Management (2)

- ▶ The Case Management Preliminary Hearing will be used to:-
- ▶ Agree when documents are to be exchanged;
- ▶ Explore whether there are any substantive preliminary matters that need to be addressed before the case can go to a full hearing on the merits;
- ▶ Consider whether judicial mediation is of interest to the parties;
- ▶ Schedule the next step in the procedure.

# Case Management (3)

The next step may be the Tribunal asking about your availability for the Merits Hearing.

- ▶ Once it has estimated the days required for a full hearing, it may proceed to set these dates. This means you need to know:
  - ▶ a) your own availability and;
  - ▶ b) that of any potential witnesses you wish to use, before you attend the Preliminary Hearing.

# Preparing for Case Management

When the matters we have outlined are being discussed you will need to:

Explain why particular witnesses are relevant;  
or

Why you consider that you need certain documents.

# Case Management



- ▶ The Judge will not be able to make an Order for these at the time of the Preliminary Hearing.
- ▶ For further information on how to apply for an order please refer to resources 5A-5F.