

CIVIL PROCEDURE IN SINGAPORE

SECOND EDITION

CHEN SIYUAN
EUNICE CHUA HUI HAN



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Eunice Chua Hui Han**

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Civil Procedure in Singapore

The Authors



Chen Siyuan and Eunice Chua are a husband and wife tag-team, and this work represents their latest collaboration in law. They first met in the law faculty of National University of Singapore (NUS), and along the way attended the University of Toronto together on a yearlong exchange programme in 2006. Their first collaboration in law was to participate in the Philip C. Jessup Moot (Jessup Moot) in their final year, and their team reached the international semi-finals in Washington DC and was also a recipient of the Alona E. Evans Award for best written submissions.

They both graduated from NUS in 2007 with First Class Honours in Law. Eunice was also awarded the NUS

Undergraduate Scholarship, and won various prizes for top first-year student, the Asia Cup Moot championship, and the prize for best Singapore Law Review Law Symposium article, while Siyuan won the Public Law and Jurisprudence prizes and was awarded the Kwa Geok Choo and Allen & Overly-Shook Lin & Bok Scholarships. They completed the local bar examinations in 2007, with Eunice topping the cohort. Between 2007 and 2009, they worked in the Supreme Court of Singapore as Justices' Law Clerks for various Court of Appeal and High Court Judges, and also had stints as Assistant Registrars, hearing matters on civil procedure and personal bankruptcy. During that period, Siyuan also taught the Evidence and International Legal Process courses at NUS and the Legal Research & Writing course (LRW) at Singapore Management University (SMU).

In 2009, they attended Harvard University on fully paid scholarships for their LL.M. Thereafter, Siyuan joined SMU on a full-time basis as an Assistant Professor of Law, while Eunice resumed duties as an Assistant Registrar of the Supreme Court of Singapore (with a focus on civil procedure, probate, crime, and building and construction, financial, and complex commercial matters) and was also appointed as a Magistrate of the Subordinate Courts of Singapore (as they were then known) and to the Secretariat of the Disciplinary Tribunal. In 2014, Eunice was seconded to the Singapore International Mediation Centre (SIMC), where she assumed the role of Deputy Chief Executive Officer and helped build the organization from ground up.

Siyuan's current teaching and research interests lie in Evidence & Procedure, and he has published in journals such as International Journal of Evidence & Proof,

The Authors

International Commentary on Evidence, Statute Law Review, and Civil Justice Quarterly and is the lead author for the most recent Singapore textbooks on evidence law, civil procedure, and family procedure. As for Eunice, in addition to her work at SIMC, she teaches various classes for the local bar examinations and the Legal System and LRW courses in SMU. As accredited mediator, she also has various publications, ranging from book chapters for the Singapore Academy of Law to journal pieces in the Singapore Academy of Law Journal and Asian Journal of Mediation.



Siyuan and Eunice are particularly united in their passion in grooming and coaching mooters, and recent achievements of the international moots programme they had initiated in SMU in 2009 include the Philip C. Jessup team reaching back-to-back championship finals of the international rounds in 2013 and 2014 and the Asia Cup, LawAsia, and Monroe E. Price teams winning seven championships between them. In 2015, SMU became the first university to reach the championship final of both the Willem C. Vis and Willem C. Vis East moots in the same year, and won the latter. With wins in other competitions such as the International Criminal Court Moot, SMU

international mooters recorded the best ever moot season in mooting history in 2014/15.

This work is dedicated to their families, their firstborn Timothy, and God, whose love and patience sustains them. Personal thanks also goes to Associate Professor Goh Yihan. Special thanks goes to Geraldine Kuah (JD), who provided tremendous assistance in the extensive proofreading, research, and rewriting in our very first update to this monograph. All errors, however, remain the principal authors'.

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