

IN THE ROYAL COURT OF THE ISLAND OF JERSEY

9th October, 1987

Before Commissioner P.R. Le Cras, sitting alone by virtue of the provisions  
of Rule 3/6 of the Royal Court Rules, 1982.

BETWEEN	A.R. Thompson	PLAINTIFF
AND	Rubicon Technical Services Limited	DEFENDANT

Advocate T.J. Le Cocq for the defendant applicant

Advocate J.G. White for the plaintiff.

Commissioner Le Cras: "An application for security for costs in these circumstances causes some difficulty to the Court in the absence of any affidavits. Having taken account of the submissions, it is noted that the claim is for salary, the defendant company is here and it appears that jurisdiction in the Channel Islands was accepted in the contract of employment. It is equally clear that there is a proper issue to be tried, however, in view of the circumstances and including, not least, the amount of the sum claimed, I order payment of security for costs in the sum of £500.00, payment to be made within two months and the action to be stayed until it is paid"

Authorities cited

Civil Proceedings (Jersey) Law 1956.

Royal Court Rules, 1982 Rule 4/1(4)

Rules of the Supreme Court: Practice 1988. Order 23 rule 1 (pp 396 to 407 inclusive)

Davest Investments Limited -v- Peter David Bryant 1982 JJ 213

Aeronave SPA and another -v- Westland Charters Limited and others (1971) 3 ALL.E.R. 531 C of A.

Procon (Great Britain) Limited -v- Provincial Building Co. Ltd and anor (1984) W.L.R. H of L.

T Sloyan & Sons (Builders) Ltd & anor -v- Brothers of Christian Instruction (1974) 3 All. E.R. 715 QBD

Halbury's Law of England 4th Edition Volume 37 para 304.