

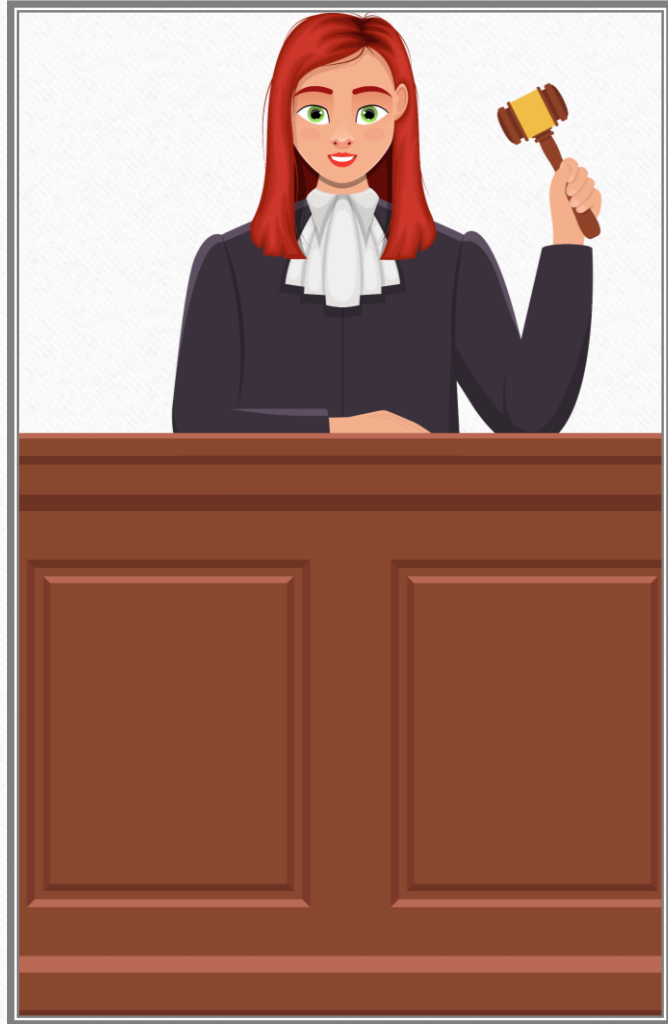
JEI Week 2024

Turks & Caicos Islands

(September 16 – 20)

EXTEMPORE JUDGMENTS

Presenter: Mme. Jus. Alice Yorke-Soo Hon, President Court of Appeal, TCI



What is an Extempore Judgment?

When is an extempore judgment done?

1 Urgent cases

2 Confident about the
outcome

3 Simple cases

4 When you are well
prepared

WHEN NOT TO DO AN EXTEMPORE JUDGMENT



- 1 Complicated cases
- 2 Cases turning on fine analysis of law and evidence
- 3 Not firmly confident about the right outcome
- 4 Not adequately prepared to deliver reasons

BENEFITS OF EXTEMPORE JUDGMENTS



1

Reduces delay



2

Reduces expense



3

Brings immediate
finality to proceedings

SUGGESTED STRUCTURE OF EXTEMPORE JUDGMENTS

- 1 Briefly set out the relevant facts**
- 2 Briefly state the law**
- 3 Analysis (apply law to facts)**
- 4 List reasons**
- 5 Conclusion**

**Can you edit/alter
extempore judgment
after reasons?**



‘I have re-written sentences even paragraphs. I have transposed paragraphs or even whole sections. I have deleted sentences or paragraphs. Sometimes because I simply could not understand what I had been trying to say.’

Lord Neuberger, Annual Conference of Supreme Court of New South Wales, Sydney Australia – August 01, 2014

Lecture – Sausage and the Judicial Process .. The Limits of Transparency

FAIRNESS

- 1 Clarity
- 2 Transparency
- 3 Accountability



QUESTIONS/COMMENTS

