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| |  | | --- | | District Court - Schedule C - Forms in civil proceedings  S.I. No. 17 of 2014  No. 45B.01  Affidavit as to documents  *Schedule C O.45B, r. 5*  District Court Area of  District No.  Record number:  Between  ........ Claimant  ........ Respondent  AFFIDAVIT AS TO DOCUMENTS  I, ........ of ........ , the (*claimant, respondent or state other capacity*) in the above-entitled civil proceedings, aged 18 years and upwards MAKE OATH and say as follows:  1. I have in my possession or power of procurement the documents relating to the matters in question in these civil proceedings and falling within the relevant categories of documents specified \*(in the letter requesting discovery dated ...... 20..) \*(\*in the order of the Court made on ........ 20..) set forth in the first and second parts of the first schedule hereto.  2. I object to produce the documents set forth in the second part of the said first schedule.  3. That [*here state upon what grounds the objection is made, e.g. privilege, and verify the facts relied on*].  4. I have had, but have not now, in my possession or power of procurement the documents relating to the matters in question in these civil proceedings set forth in the second schedule.  5. The last mentioned documents were last in my possession or power of procurement on [*state when*].  6. [*State what has become of the last-mentioned documents, and in whose possession they now are*].  7. According to the best of my knowledge, information, and belief, I have not now, and never had in my possession or power of procurement or in the possession, custody or power of my solicitor or agent, or in the possession, custody or power of any other person on my behalf, any document of any kind, or any copy of or extract from any such document, relating to the matters in question in these civil proceedings, or any of them, or wherein any entry has been made relative to such matters, or any of them, and falling within the relevant categories of documents specified \*(in the letter requesting discovery dated ........ 20..) \*(in the order of the Court made on........ 20....) other than and except the documents set forth in the first and second schedules.  8. I understand that the obligation on a party giving discovery is to discover all documents within his/her/its possession or power of procurement within the categories agreed or ordered to be delivered that contain information which may enable the party receiving the discovery to advance its own case or to damage the case of the party giving discovery or which may fairly lead to a train of inquiry which may have either of those consequences.  First Schedule  ........  Second Schedule  ........  *[Note—*  *(i) Documents of the same or a similar nature, when numerous, must so far as possible, be grouped together and numbered or otherwise sufficiently marked so as to be identifiable.*  *(ii) Parties providing discovery must list documents, and must provide documents for inspection, in a manner corresponding with the categories in the agreement or order for discovery, or in a sequence corresponding with the manner in which the documents have been stored or kept in the usual course of business by the party making discovery.]*  SWORN before me [name in capitals]  at........  in the County on the ...... day of ........ 20....  by the said ........  \*[who is personally known to me],  \*[who is identified to me by ........ who is personally known to me]  \*[whose identity has been established to me before the taking of this affidavit by the production to me of  †passport no. ........ issued on the ........ day of ........ by the authorities of ........ , which is an authority recognised by the Irish Government  †national identity card no. ........ issued on the ........ day of ........ by the authorities of ........ which is an EU Member State, the Swiss Confederation or a Contracting Party to the EEA Agreement  †Aliens Passport no. ........ issued on the ........ day of ........ by the authorities of ........ which is an authority recognised by the Irish Government  †refugee travel document no. ........ issued on the ........ day of ........ by the Minister for Justice and Equality  † travel document (other than refugee travel document) ........ issued on the ........ day of ........ by the Minister for Justice and Equality]  ........  Deponent  ........  \*Commissioner for Oaths/ \*Practising Solicitor  This affidavit is filed with the District Court Clerk at ........ on the ...... day of ........ 20.... by ........ on behalf of the........ in the above proceedings.  *\*Delete where inapplicable*  *†Where relevant, select appropriate option and delete others.* | |