



EXTRAORDINARY INFORMATIVE

STAY OF DEADLINES IN THE JUDICIARY

The Resolution no. 313, approved by the National Council of Justice ("CNJ"), established an extraordinary on-call regime in the Judiciary and determined to stay all judicial procedural deadlines until April 30, 2020.

According to the Resolution, the uncertainty arising out of a lack of uniformity of measures from different local courts made necessary the implementation of an extraordinary on-call regime and the suspension of all deadlines in judicial lawsuits. This decision aims to ensure the access to the justice during this period of emergency whilst preventing the dissemination of Coronavirus – Covid-19.

Pursuant to article 2 of the Resolution, the extraordinary on-call regime will operate in the same working-hours as the regular legal journey of the courts, but all on-site work of judges, clerks, trainees and other employees in the judicial entities will be suspended. Nevertheless, the maintenance of essential services in each court will be guaranteed.

The definition of which services are considered to be essential will be left to the discretion of each State Tribunal. Each judicial court shall guarantee that all filing of judicial and administrative proceedings are maintained, prioritizing those which are urgent.

The Resolution states that lawyers, prosecutors, public defenders, members of the District Attorney's Office and the judiciary police will be preferably heard remotely and, only exceptionally, they may meet in-person. Furthermore, the Resolution lists the matters that shall be analysed during the extraordinary on-call regime, which are, among others: writ of mandamus; injunctions and preliminary measures of all nature; requests for licenses, under the justification of necessity; withdraw of monetary sums; replacement of bonds and release of seized assets.

The Resolution is not applicable for the the Electoral Justice and the Supreme Court of Justice.

Any questions or clarifications please contact us.

Regards,

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