



Second Study Commission

Civil Law and Procedure

66th Annual Meeting of the IAJ – Cape Town (South Africa)

Questionnaire 2024

Written submissions – when do they turn from a help to a hindrance?

Answers from Sweden:

1. Are there limits for written submissions in civil litigations in your jurisdiction in terms of the maximum length?

No, there is not.

2. Are there time limits for filing written submissions?

There are no statutory limits, but the court can set a time limit for one or both parties after which they are not allowed to submit any further written submissions.

3. Are there limits in terms of a maximum number of additional submissions in a case?

No, there is not.

4. Are there rules, including penalties or cost implications, for breaches of these requirements?

If a party tries to submit written submissions after a time limit set by the court the content in these submissions will not be regarded. There are no other penalties.

5. Are these limits or requirements effective in terms of reducing the number and length of written submission and the time spent preparing for and determining a case?

No, not really.

6. What is the effect of written submissions on any hearing which subsequently takes place?

The main rule is that all evidence is to be orally presented during the hearing. However, the parties can refer to what has been written before and to written evidence during the hearing in order to keep the hearing shorter.

7. Comments or suggestions as to what could otherwise prove to be effective