

- (a) Any party to an action, or in the case of a corporation any officer thereof, selected as hereinafter provided, or
- (b) Any person, including a body corporate, who is or has been an officer of or is or has been employed by any party to an action, and who is claimed to have some knowledge touching the questions in issue acquired by virtue of such employment:
- be orally examined before an examiner before the trial by any person adverse in interest touching the matters in question in the suit.
2. A member of a firm which is a party and a person for whose benefit an action is prosecuted or defended shall be regarded as a party for the purpose of examination.
3. In case of the examination of a body corporate not a party to the action, the order shall name for examination an officer or officers of such body corporate selected as in Rule 19 provided.
4. Where an action is brought by an assignee of a chose in action, the Judge or Registrar may order the assignor, including a body corporate, to be examined for discovery.
5. Such examination may be held either within or without the jurisdiction, and may be held before any Master of the Supreme Court or any other person who may be named in the said order.
6. The party or person entitled to examine another party or person may procure an appointment for such examination from the said examiner, and the party or person to be examined, upon being served with a copy of the appointment and upon payment of the proper conduct money, shall attend thereon and submit to examination; and the party examining shall serve a copy of the appointment upon the solicitor in the cause at least forty-eight hours before the examination.
7. (1) Unless otherwise ordered, service of an appointment upon a solicitor of the party to be examined shall be sufficient, in lieu of personal service of appointment upon such party, if made six days before the day appointed for the examination:
- (2) If any party attending for examination pursuant to appointment so served demand his conduct money, it shall be paid to him forthwith, upon such demand, by the solicitor by whom the appointment was served.
8. Unless otherwise ordered, the party or person to be examined shall, if so required by notice, produce at the examination all books, papers and documents which he could be required to produce at the trial.
9. If a witness produces books, papers or documents and refuses for good cause to be stated in his deposition to part with the original, then a copy or extract certified by the examiner to be a true and correct copy or extract shall be annexed to and form part of the deposition of the witness.
10. Any one examined orally under these Rules may give further evidence or be further examined in explanation of any matter in respect of which he has already been examined.
11. Anyone who admits upon his examination that he has in his custody or power any book, paper or document relating to the matters in question in the cause, not privileged or protected from production, shall produce the same for the inspection of the party examining him, upon an order or direction of the Judge or Registrar who