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STATUTORY INSTRUMENTS

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**1998 No. 3132**

The Civil Procedure Rules 1998

**[<sup>F1</sup>PART 57**

**[<sup>F1</sup>PROBATE, INHERITANCE, PRESUMPTION OF  
DEATH AND GUARDIANSHIP OF MISSING PERSONS]**

***[<sup>F2</sup>IV CLAIMS UNDER THE INHERITANCE (PROVISION  
FOR FAMILY AND DEPENDANTS) ACT 1975***

**[<sup>F1</sup>]<sup>F2</sup>Proceedings in the High Court**

**57.15.**—(1) Proceedings in the High Court under the Act shall be issued in either—

- (a) the Chancery Division; or
- (b) the Family Division.

(2) The Civil Procedure Rules apply to proceedings under the Act which are brought in the Family Division, except that the provisions of the Family Proceedings Rules 1991(1) relating to the drawing up and service of orders apply instead of the provisions in Part 40 and [<sup>F3</sup>Practice Direction 40B].]

**Textual Amendments**

- F1** Pt. 57 inserted (15.10.2001) by The Civil Procedure (Amendment No. 2) Rules 2001 (S.I. 2001/1388), rule 1(b), **Sch.** (with rule 19)
- F2** Pt. 57 Section 4 inserted (2.12.2002) by The Civil Procedure (Amendment) Rules 2002 (S.I. 2002/2058), rule 1(b), **Sch. 4 Pt. 2**
- F3** Words in rule 57.15(2) substituted (6.4.2010) by The Civil Procedure (Amendment No.2) Rules 2009 (S.I. 2009/3390), rules 1(2), **32(d)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 57.15.