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STATUTORY INSTRUMENTS

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**1998 No. 3132**

The Civil Procedure Rules 1998

[<sup>F1</sup>PART 63

INTELLECTUAL PROPERTY CLAIMS

[<sup>F2</sup>SECTION 5

[<sup>F1</sup>INTELLECTUAL PROPERTY ENTERPRISE COURT]

[<sup>F1</sup>]<sup>F2</sup>Costs

**63.26.**—(1) Subject to paragraph (2), the court will reserve the costs of an application to the conclusion of the trial when they will be subject to summary assessment.

(2) Where a party has behaved unreasonably the court [<sup>F3</sup>may] make an order for costs at the conclusion of the hearing.

(3) Where the court makes a summary assessment of costs, it will do so in accordance with [<sup>F4</sup>Section VII of Part 46].]

**Textual Amendments**

- F1** Pt. 63 substituted (1.10.2009) by [The Civil Procedure \(Amendment\) Rules 2009 \(S.I. 2009/2092\)](#), rule 1(2), **Sch. 1**
- F2** Pt. 63 Section 5 inserted (1.10.2010) by [The Civil Procedure \(Amendment No.2\) Rules 2010 \(S.I. 2010/1953\)](#), rule 1(2), **Sch. 2**
- F3** Word in rule 63.26(2) substituted (1.10.2013) by [The Civil Procedure \(Amendment No.7\) Rules 2013 \(S.I. 2013/1974\)](#), rules 2, **26(p)(i)**
- F4** Words in rule 63.26(3) substituted (1.10.2022) by [The Civil Procedure \(Amendment No. 2\) Rules 2022 \(S.I. 2022/783\)](#), rules 1(1), **28(1)** (with rule 1(3))

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 63.26.