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STATUTORY INSTRUMENTS

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**1998 No. 3132**

**The Civil Procedure Rules 1998**

**[<sup>F1</sup>PART 65**

**PROCEEDINGS RELATING TO ANTI-  
SOCIAL BEHAVIOUR AND HARASSMENT**

*SECTION II*

*Applications by local authorities for power of arrest to be attached to an injunction*

**[<sup>F1</sup>Applications under section 91(3) of the 2003 Act for a power of arrest to be attached to any provision of an injunction**

**65.9.**—(1) An application under section 91(3) of the 2003 Act for a power of arrest to be attached to any provision of an injunction must be made in the proceedings seeking the injunction by—

- (a) the claim form;
- (b) the acknowledgment of service;
- (c) the defence or counterclaim in a Part 7 claim; or
- (d) application under Part 23.

(2) Every application must be supported by written evidence.

(3) Every application made on notice must be served personally, together with a copy of the written evidence, by the local authority on the person against whom the injunction is sought not less than 2 days before the hearing.

(Attention is drawn to rule 25.3(3)—applications without notice)]

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**Textual Amendments**

**F1** Pt. 65 inserted (30.6.2004) by [The Civil Procedure \(Amendment\) Rules 2004 \(S.I. 2004/1306\)](#), rule 1(b), [Sch. 2](#) (with rule 20(2)(a))

**Status:**

Point in time view as at 30/06/2004. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 65.9.