
STATUTORY INSTRUMENTS

1998 No. 3132

The Civil Procedure Rules 1998

[^{F1}PART 73

CHARGING ORDERS, STOP ORDERS AND STOP NOTICES

[^{F2}SECTION I. CHARGING ORDERS

[^{F1}[^{F2}Enforcement of charging order by sale

73.10C.—(1) Subject to the provisions of any enactment, the court may, upon a claim by a person who has obtained a charging order over an interest in property, order the sale of the property to enforce the charging order.

(2) Where the charging order was made at the [^{F3}Civil National Business Centre] a claim for an order for sale under this rule must be made to the judgment debtor's home court.

(3) Subject to paragraph (2) a claim for an order for sale under this rule should be made to the court which made the charging order, unless that court does not have jurisdiction to make an order for sale.

(4) The claimant must use the Part 8 procedure.

(5) A copy of the charging order must be filed with the claim form.]]

Textual Amendments

- F1** Pt. 73 inserted (25.3.2002) by [The Civil Procedure \(Amendment No. 4\) Rules 2001](#) (S.I. 2001/2792), [rule 1\(c\)](#), [Sch. 4](#) (with savings in [rule 24](#) and S.I. 2001/4015, [rule 43\(2\)](#))
- F2** Rules 73.1-73.10C substituted for rules 73.1-73.10 (6.4.2016) by [The Civil Procedure \(Amendment\) Rules 2016](#) (S.I. 2016/234), [rules 2, 14](#), [Sch. 1](#) (with [rule 24](#))
- F3** Words in [rule 73.10C\(2\)](#) substituted (14.8.2023) by [The Civil Procedure \(Amendment No. 3\) Rules 2023](#) (S.I. 2023/788), [rules 1\(2\)](#), [31\(i\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 73.10C.