
STATUTORY INSTRUMENTS

2013 No. 262

The Civil Procedure (Amendment) Rules 2013

Amendments to the Civil Procedure Rules 1998

17. In Part 52—

(a) in the contents of the Part, after the entry for rule 52.9, insert—

“Orders to limit the recoverable costs of an appeal	Rule 52.9A”
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(b) after rule 52.9, insert—

“Orders to limit the recoverable costs of an appeal

52.9A.—(1) In any proceedings in which costs recovery is normally limited or excluded at first instance, an appeal court may make an order that the recoverable costs of an appeal will be limited to the extent which the court specifies.

(2) In making such an order the court will have regard to—

- (a) the means of both parties;
- (b) all the circumstances of the case; and
- (c) the need to facilitate access to justice.

(3) If the appeal raises an issue of principle or practice upon which substantial sums may turn, it may not be appropriate to make an order under paragraph (1).

(4) An application for such an order must be made as soon as practicable and will be determined without a hearing unless the court orders otherwise.”.