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STATUTORY INSTRUMENTS

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**2017 No. 100**

**The Criminal Justice and Courts Act 2015  
(Disapplication of Sections 88 and 89) Regulations 2017**

**Disapplication of sections 88 and 89 of the Criminal Justice and Courts Act 2015**

2.—(1) Sections 88 and 89 of the Criminal Justice and Courts Act 2015 do not apply in relation to judicial review proceedings which are—

- (a) an Aarhus Convention claim commenced on or after 28th February 2017; or
- (b) an appeal against a decision made in such a claim.

(2) “Aarhus Convention claim” has the same meaning as in Section VII of Part 45 of the Civil Procedure Rules 1998<sup>(1)</sup>.

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<sup>(1)</sup> S.I. 1998/3132, to which there are relevant amendments in S.I.95, L. 1.