
STATUTORY INSTRUMENTS

2023 No. 105

The Civil Procedure (Amendment) Rules 2023

Amendment of Part 54

28.—(1) In rule 54.1A(1)—

- (a) at the end of sub-paragraph (c) insert “or a CILEX lawyer”; and
- (b) for “Queen’s” substitute “King’s”.

(2) For rule 54.7A substitute—

“Judicial review of decisions of the Upper Tribunal

54.7A.—(1) Where the Upper Tribunal has refused permission to appeal against a decision of the First-tier Tribunal, no application for judicial review of the Upper Tribunal’s decision, or which relates to the First-tier Tribunal’s decision, may be made except where the question in the judicial review application is—

- (a) whether the application for permission to appeal was validly made to the Upper Tribunal;
- (b) whether the Upper Tribunal when refusing permission to appeal was properly constituted; or
- (c) whether the Upper Tribunal is acting or has acted in bad faith or in such a procedurally defective way as amounts to a fundamental breach of the principles of natural justice.

(2) The claim form and the supporting documents must be filed no later than 16 days after the date on which notice of the Upper Tribunal’s decision was sent to the applicant.”.

(3) In rule 54.22, in paragraphs (2) and (3), for “Queen’s” substitute “King’s”.

(4) In rule 54.32, omit paragraphs (2) and (3).