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STATUTORY INSTRUMENTS

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**1998 No. 3132 (L.17)**

**SUPREME COURT OF ENGLAND AND WALES  
COUNTY COURTS**

**The Civil Procedure Rules 1998**

*Made* - - - - - *10th December 1998*

*Laid before Parliament* *17th December 1998*

*Coming into force* *26th April 1999*

**THE CIVIL PROCEDURE RULES 1998**

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- 51. A practice direction shall make provision for the extent to...

GLOSSARY

Scope  
Signature

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SCHEDULE 1 —

RSC ORDER 10 — SERVICE OF ORIGINATING PROCESS: GENERAL PROVISIONS

- Rule 4 Service of claim form in certain actions for possession of land
- RSC ORDER 11 — SERVICE OF PROCESS, ETC., OUT OF THE JURISDICTION
- Rule 1 Principal cases in which service of claim form out of jurisdiction is permissible
  - Rule1A The period for filing an acknowledgment of service or filing or serving an admission where the claim form is served under rule 1(2)
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  - Rule 4 Application for, and grant of, permission to serve claim form out of jurisdiction
  - Rule 5 Service of claim form abroad: general
  - Rule 6 Service of claim form abroad through foreign governments, judicial authorities and British consuls
  - Rule 7 Service of claim form in certain actions under certain Acts

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- Rule 8 Undertaking to pay expenses of service by Secretary of State
- Rule 8A Applications for an interim remedy under section 25 (1) of the Civil Jurisdiction and Judgments Act 1982
- Rule 9 Service of petition and order etc.
- Rule 10 Order to apply to county court
- RSC ORDER 15 — CAUSES OF ACTION, COUNTERCLAIMS AND PARTIES
- Rule 6A Proceedings against estates
- Rule 7 Change of parties by reason of death, etc.
- Rule 9 Failure to proceed after death of party
- Rule 11 Relator actions
- Rule 12 Representative proceedings
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- Rule 13 Representation of interested persons who cannot be ascertained, etc.
- Rule 13A Notice of claim to non—parties
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- Rule 16 Declaratory judgment
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- Rule 2 Claim to goods, etc., taken in execution
- Rule 2A Claim in respect of goods protected from seizure
- Rule 3 Mode of application
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- Rule 6 Power to order sale of goods taken in execution
- Rule 7 Power to stay proceedings
- Rule 8 Other powers
- Rule 9 One order in several proceedings
- Rule 10 Disclosure
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- RSC ORDER 23 — SECURITY FOR COSTS
- Rule A1 Order to apply to High Court and County Court
- Rule 1 Security for costs of proceedings, etc.
- Rule 2 Manner of giving security
- Rule 3 Saving for enactments
- RSC ORDER 30 — RECEIVERS
- Rule A1 Order to apply to High Court and County Court
- Rule 1 Application for receiver and injunction
- Rule 2 Giving of security by receiver
- Rule 3 Remuneration of receiver
- Rule 4 Service of order and notice
- Rule 5 Receiver's accounts
- Rule 6 Payment into Court by receiver
- Rule 7 Default by receiver
- Rule 8 Directions to receivers
- RSC ORDER 31 — SALES, ETC. OF LAND BY ORDER OF COURT:  
CONVEYANCING COUNSEL OF THE COURT
- Rule A1 Order to apply to High Court and County Court
- I. Sales, etc. of Land by Order of Court
- Rule 1 Power to order sale of land
- Rule 2 Manner of carrying out sale
- Rule 3 Certifying result of sale



Rule 4 Mortgage, exchange or partition under order of the Court  
II. Conveyancing Counsel of the Court

Rule 5 Reference of matters to conveyancing counsel of Court

Rule 6 Objection to conveyancing counsel's opinion

Rule 8 Obtaining counsel's opinion on reference

RSC ORDER 44 — PROCEEDINGS UNDER JUDGMENTS AND ORDERS:  
CHANCERY DIVISION

Rule 1 Application to Orders

Rule 2 Service of notice of judgment on person not a party

Rule 3 Directions by the Court

Rule 4 Application of rules 5 to 8

Rule 5 Advertisements for creditors and other claimants

Rule 6 Examination of claims

Rule 7 Adjudication on claims

Rule 8 Notice of adjudication

Rule 9 Interest on debts

Rule 10 Interest on legacies

Rule 11 Master's order

Rule 12 Appeal against Master's order

RSC ORDER 45 — ENFORCEMENT OF JUDGMENTS AND ORDERS: GENERAL

Rule 1 Enforcement of judgment, etc., for payment of money

Rule 2 Notice of seizure

Rule 3 Enforcement of judgment for possession of land

Rule 4 Enforcement of judgment for delivery of goods

Rule 5 Enforcement of judgment to do or abstain from doing any act

Rule 6 Judgment, etc. requiring act to be done: order fixing time for doing it

Rule 7 Service of copy of judgment, etc., prerequisite to enforcement under r.5

Rule 8 Court may order act to be done at expense of disobedient party

Rule 9 Execution by or against person not being a party

Rule 10 Conditional judgment: waiver

Rule 11 Matters occurring after judgment: stay of execution, etc.

Rule 12 Forms of writs

Rule 13 Enforcement of judgments and orders for recovery of money, etc.

Rule 14 Enforcement of decisions of Value Added Tax Tribunals

RSC ORDER 46 — WRITS OF EXECUTION: GENERAL

Rule 1 Definition

Rule 2 When permission to issue any writ of execution is necessary

Rule 3 Permission required for issue of writ in aid of other writ

Rule 4 Application for permission to issue writ

Rule 5 Application for permission to issue writ of sequestration

Rule 6 Issue of writ of execution

Rule 8 Duration and renewal of writ of execution

Rule 9 Return to writ of execution

RSC ORDER 47 — WRITS OF FIERI FACIAS

Rule 1 Power to stay execution by writ of fieri facias

Rule 2 Two or more writs of fieri facias

Rule 3 Separate writs to enforce payment of costs, etc.

Rule 4 No expenses of execution in certain cases

Rule 5 Writ of fieri facias de bonis ecclesiasticis, etc.

Rule 6 Order for sale otherwise than by auction

RSC ORDER 48 — EXAMINATION OF JUDGMENT DEBTOR, ETC.

Rule 1 Order for examination of judgment debtor

Rule 2 Examination of party liable to satisfy other judgment

*Status: This is the original version (as it was originally made).*

- Rule 3 Examiner to make record of debtor's statement
- RSC ORDER 49 — GARNISHEE PROCEEDINGS
- Rule 1 Attachment of debt due to judgment debtor
- Rule 2 Application for order
- Rule 3 Service and effect of order to show cause
- Rule 4 No appearance or dispute of liability by garnishee
- Rule 5 Dispute of liability by garnishee
- Rule 6 Claims of third persons
- Rule 8 Discharge of garnishee
- Rule 9 Money in Court
- Rule 10 Costs
- RSC ORDER 50 — CHARGING ORDERS, STOP ORDERS, ETC.
- Rule 1 Order imposing a charge on a beneficial interest
- Rule 2 Service of notice of order to show cause
- Rule 3 Order made on further considerations
- Rule 4 Order imposing a charge on an interest held by a trustee
- Rule 5 Effect of order in relation to securities out of Court
- Rule 6 Effect of order in relation to funds in Court
- Rule 7 Discharge, etc., of charging order
- Rule 9 Jurisdiction of Master, etc., to grant injunction
- Rule 9A Enforcement of charging order by sale
- Rule 10 Funds in Court: stop order
- Rule 11 Securities not in Court: stop notice
- Rule 12 Effect of stop notice
- Rule 13 Amendment of stop notice
- Rule 14 Withdrawal etc. of stop notice
- Rule 15 Order prohibiting transfer, etc. of securities
- RSC ORDER 51 — RECEIVERS: EQUITABLE EXECUTION
- Rule 1 Appointment of receiver by way of equitable execution
- Rule 2 Masters etc. may appoint receiver
- Rule 3 Application of rules as to appointment of receiver, etc.
- RSC ORDER 52 — COMMITTAL
- Rule 1 Committal for contempt of court
- Rule 2 Application to Divisional Court
- Rule 3 Application for order after leave to apply granted
- Rule 4 Application to Court other than Divisional Court
- Rule 5 Saving for power to commit without application for purpose
- Rule 6 Provisions as to hearing
- Rule 7 Power to suspend execution of committal order
- Rule 8 Discharge of person committed
- Rule 9 Saving for other powers
- RSC ORDER 53 — APPLICATIONS FOR JUDICIAL REVIEW
- Rule 1 Cases appropriate for application for judicial review
- Rule 2 Joinder of claims for relief
- Rule 3 Grant of leave to apply for judicial review
- Rule 4 Delay in applying for relief
- Rule 5 Mode of applying for judicial review
- Rule 6 Statements and evidence
- Rule 7 Claim for damages
- Rule 8 Application for disclosure, further information, cross—examination, etc.
- Rule 9 Hearing of application for judicial review
- Rule 10 Saving for person acting in obedience to mandamus
- Rule 11 Proceedings for disqualification of member of local authority

- Rule 12 Consolidation of applications
- Rule 13 Appeal from Judge's order
- Rule 14 Meaning of "Court"
- RSC ORDER 54 — APPLICATIONS FOR WRIT OF HABEAS CORPUS
  - Rule 1 Application for writ of habeas corpus ad subjiciendum
  - Rule 2 Power of Court to whom application made without notice being served on any other party
  - Rule 3 Copies of witness statement or affidavits to be supplied
  - Rule 4 Power to order release of person restrained
  - Rule 5 Directions as to return to writ
  - Rule 6 Service of writ and notice
  - Rule 7 Return to the writ
  - Rule 8 Procedure at hearing of writ
  - Rule 9 Bringing up prisoner to give evidence, etc.
  - Rule 10 Form of writ
  - Rule 11 Applications relative to the custody, etc., of child
- RSC ORDER 55 — APPEALS TO HIGH COURT FROM COURT, TRIBUNAL OR PERSON: GENERAL
  - Rule 1 Application
  - Rule 2 Court to hear appeal
  - Rule 3 Bringing of appeal
  - Rule 4 Service of notice of appeal and entry of appeal
  - Rule 5 Date of hearing of appeal
  - Rule 6 Amendment of grounds of appeal, etc.
  - Rule 6A Interlocutory applications
  - Rule 7 Powers of Court hearing appeal
  - Rule 8 Right of Minister, etc., to appear and be heard
- RSC ORDER 56 — APPEALS, ETC., TO HIGH COURT BY CASE STATED: GENERAL
  - Rule 1 Appeals from the Crown Court by case stated
  - Rule 4 Notice of entry of appeal
  - Rule 4A Appeals relating to affiliation proceedings and care proceedings
  - Rule 5 Appeal from Magistrates' Court by case stated
  - Rule 6 Case stated by Magistrates' Court: filing case, etc.
  - Rule 7 Case stated by Ministers, tribunal, etc.
  - Rule 8 Application for order to state a case
  - Rule 9 Signing and service of case
  - Rule 10 Proceedings for determination of case
  - Rule 11 Amendment of case
  - Rule 12 Right of Minister to appear and be heard
  - Rule 12A Extradition
  - Rule 13 Interlocutory applications
- RSC ORDER 57 — DIVISIONAL COURT PROCEEDINGS, ETC.: SUPPLEMENTARY PROVISIONS
  - Rule 1 Application
  - Rule 2 Entry of claims
  - Rule 3 Issue, etc., of claim form
  - Rule 4 Filing of witness statement or affidavits and drawing up of orders
  - Rule 5 Filing of claim form
  - Rule 6 Custody of records
- RSC ORDER 58 — APPEALS FROM MASTERS, REGISTRARS, REFEREES AND JUDGES
  - Rule 1 Appeals from certain decisions of Masters, etc. to Judge sitting in private

*Status: This is the original version (as it was originally made).*

- Rule 2 Appeals from certain decisions of Masters, etc., to Court of Appeal
  - Rule 3 Appeals from District Judges
  - Rule 4 Appeals from Judge of the Technology and Construction Court
- RSC ORDER 59 — APPEALS TO THE COURT OF APPEAL
- Rule 1 Application of Order to appeals
  - Rule 1B Classes of case where permission to appeal is required
  - Rule 2 Application of Order to applications for new trial
  - Rule 2A Interpretation
    - General Provisions as to Appeals
  - Rule 2B Who may exercise the powers of the Court of Appeal
  - Rule 2C Variation of time
    - Rule 3 Notice of appeal
    - Rule 4 Time for appealing
    - Rule 5 Setting down appeal
    - Rule 6 Respondent's notice
    - Rule 7 Amendment of notice of appeal and respondent's notice
    - Rule 8 Directions of the Court as to service
    - Rule 9 Documents to be filed by appellant
    - Rule 10 General powers of the Court
    - Rule 11 Powers of the Court as to new trials
    - Rule 12 Evidence on appeal
  - Rule 12A Non—disclosure of payment into Court
  - Rule 13 Stay of execution, etc.
  - Rule 14 Applications to Court of Appeal
  - Rule 15 Extension of time
    - Special Provisions as to Particular Appeals
  - Rule 16 Appeal against decree nisi
  - Rule 17 Appeal against order for revocation of patent
  - Rule 18 Appeal from Patents Court on appeal from Comptroller
  - Rule 19 Appeal from county court
  - Rule 20 Appeals in cases of contempt of court
  - Rule 21 Appeals from Social Security Commissioners
  - Rule 22 Appeals from Value Added Tax Tribunals
  - Rule 23 Dismissal of patient's appeal by consent
  - Rule 24 Appeals from Immigration Appeals Tribunal
  - Rule 25 Appeals from Special Commissioners
- RSC ORDER 60 — APPEALS TO COURT OF APPEAL FROM THE RESTRICTIVE PRACTICES COURT
- Rule 1 Appeal to be brought by notice of appeal
  - Rule 2 Service of notice of appeal
  - Rule 3 Entry, etc. of appeal
  - Rule 4 Powers of Court of Appeal
- RSC ORDER 61 — APPEALS FROM TRIBUNALS TO COURT OF APPEAL BY CASE STATED
- Rule 1 Statement of case by Lands Tribunal
  - Rule 2 Statement of case by other tribunals
  - Rule 3 Proceedings on case stated
- RSC ORDER 62 — COSTS

## APPENDIX 3

### *Fixed Costs*

#### PART II.

1. Costs on judgment without trial for possession of land
2. The costs to be allowed under this Part of this...

### *Additional Costs*

#### PART III — **Miscellaneous**

- RSC ORDER 64 — SITTINGS, VACATIONS AND OFFICE HOURS
- Rule 4 Divisional Court business during vacation
- RSC ORDER 69 — SERVICE OF FOREIGN PROCESS
- Rule 1 Definitions
- Rule 2 Applications
- Rule 3 Service of process
- Rule 4 Appointment of process server
- RSC ORDER 70 — OBTAINING EVIDENCE FOR FOREIGN COURTS, ETC.
- Rule 1 Interpretation and exercise of jurisdiction
- Rule 2 Application for order
- Rule 3 Application by Treasury Solicitor in certain cases
- Rule 4 Person to take and manner of taking examination
- Rule 5 Dealing with deposition
- Rule 6 Claim to privilege
- RSC ORDER 71 — RECIPROCAL ENFORCEMENT OF JUDGMENTS AND ENFORCEMENT OF EUROPEAN COMMUNITY JUDGMENTS AND RECOMMENDATIONS ETC. UNDER THE MERCHANT SHIPPING (LINER CONFERENCES) ACT 1982
- I. Reciprocal Enforcement: the Administration of Justice Act 1920 and the Foreign Judgments (Reciprocal Enforcement) Act 1933
- Rule 1 Powers under relevant Acts exercisable by judge or master
- Rule 2 Application for registration
- Rule 3 Evidence in support of application
- Rule 4 Security for costs
- Rule 5 Order for registration
- Rule 6 Register of judgments
- Rule 7 Notice of registration
- Rule 9 Application to set aside registration
- Rule 10 Issue of execution
- Rule 11 Determination of certain questions
- Rule 12 Rules to have effect subject to Orders in Council
- Rule 13 Certified copy of High Court judgment
- II. Enforcement of European Community Judgments
- Rule 15 Interpretation
- Rule 16 Functions under Order in Council exercisable by judge or master
- Rule 17 Application for registration of Community judgment, etc.
- Rule 18 Evidence in support of application
- Rule 19 Register of judgments and orders
- Rule 20 Notice of registration
- Rule 21 Issue of execution
- Rule 22 Application to vary or cancel registration
- Rule 23 Application for registration of suspension order
- Rule 24 Application for enforcement of Euratom inspection order

*Status: This is the original version (as it was originally made).*

- III. Reciprocal Enforcement: the Civil Jurisdiction and Judgments Act 1982
  - Rule 25 Interpretation
  - Rule 26 Assignment of business and exercise of powers
  - Rule 27 Application for registration
  - Rule 28 Evidence in support of application
  - Rule 29 Security for costs
  - Rule 30 Order for registration
  - Rule 31 Register of judgments registered under s.4 of the Act of 1982
  - Rule 32 Notice of registration
  - Rule 33 Appeals
  - Rule 34 Issue of execution
  - Rule 35 Application for recognition
  - Rule 36 Enforcement of High Court judgments in other Contracting States
  - Rule 37 Enforcement of United Kingdom judgments in other parts of the United Kingdom: money provisions
  - Rule 38 Enforcement of United Kingdom judgments in other parts of the United Kingdom: non-money provisions
  - Rule 39 Register of United Kingdom judgments
  - Rule 39A Authentic Instruments and Court Settlements
- IV. Enforcement of Recommendations etc. Under the Merchant Shipping (Liner Conferences) Act 1982
  - Rule 40 Exercise of powers
  - Rule 41 Application for registration
  - Rule 42 Evidence in support of application
  - Rule 43 Order for registration
  - Rule 44 Register of recommendations etc.
- RSC ORDER 74 — APPLICATIONS AND APPEALS UNDER THE MERCHANT SHIPPING ACT 1995
  - Rule 1 Assignment of proceedings
  - Rule 2 Appeals and re-hearings
- RSC ORDER 77 — PROCEEDINGS BY AND AGAINST THE CROWN
  - Rule 1 Application and interpretation
  - Rule 2 Transfer of proceedings
  - Rule 3 Particulars to be included in claim form
  - Rule 4 Service on the Crown
  - Rule 6 Counterclaim and set-off
  - Rule 7 Summary judgment
  - Rule 8 Summary applications to the Court in certain revenue matters
  - Rule 8A Joinder of Commissioners of Inland Revenue
  - Rule 9 Judgment in default
  - Rule 10 Third party notices
  - Rule 11 Interpleader: application for order against Crown
  - Rule 12 Disclosure and further information
  - Rule 13 Place of trial
  - Rule 14 Evidence
  - Rule 15 Execution and satisfaction of orders
  - Rule 16 Attachment of debts, etc.
  - Rule 17 Proceedings relating to postal packets
  - Rule 18 Applications under ss.17 and 29 of Crown Proceedings Act
- RSC ORDER 79 — CRIMINAL PROCEEDINGS
  - Rule 8 Estreat of recognizances
  - Rule 9 Bail
  - Rule 10 Issue of witness summonses, etc.

- Rule 11 Application for warrant to arrest witness
  - RSC ORDER 81 — PARTNERS
    - Rule 1 Claims by and against firms within jurisdiction
    - Rule 2 Disclosure of partners' names
    - Rule 4 Acknowledgment of service in a claim against firm
    - Rule 5 Enforcing judgment or order against firm
    - Rule 6 Enforcing judgment or order in actions between partners, etc.
    - Rule 7 Attachment of debts owed by firm
    - Rule 9 Application to person carrying on business in another name
    - Rule 10 Applications for orders charging partner's interest in partnership property, etc.
  - RSC ORDER 82 — DEFAMATION CLAIMS
    - Rule 1 Application
    - Rule 2 Indorsement of claim in libel claim
    - Rule 3 Obligation to give particulars
    - Rule 3A Ruling on meaning
    - Rule 4 Provisions as to payment into Court
    - Rule 5 Statement in open Court
    - Rule 6 Further information not allowed in certain cases
    - Rule 8 Fulfilment of offer of amends under s.4 of the Defamation Act 1952
  - RSC ORDER 85 — ADMINISTRATION AND SIMILAR ACTIONS
    - Rule 1 Interpretation
    - Rule 2 Determination of questions, etc., without administration
    - Rule 3 Parties
    - Rule 5 Judgments and orders in administration claims
    - Rule 6 Conduct of sale of trust property
  - RSC ORDER 87 — DEBENTURE HOLDERS' CLAIMS : RECEIVER'S REGISTER
    - Rule 1 Receiver's register
    - Rule 2 Registration of transfers, etc.
    - Rule 3 Application for rectification of receiver's register
    - Rule 4 Receiver's register evidence of transfers, etc.
    - Rule 5 Proof of title of holder of bearer debenture, etc.
    - Rule 6 Requirements in connection with payments
  - RSC ORDER 88 — MORTGAGE CLAIMS
    - Rule 1 Application and Interpretation
    - Rule 2 Assignment of certain actions to Chancery Division
    - Rule 3 Commencement of claim
    - Rule 4 Claim for possession: failure by a defendant to acknowledge service
    - Rule 5 Claim in Chancery Division for possession or payment: evidence
    - Rule 5A Claim for the enforcement of charging order by sale
    - Rule 7 Foreclosure in redemption claim
  - RSC ORDER 91 — REVENUE PROCEEDINGS
    - Rule 1 Assignment to Chancery Division, etc.
    - Rule 2 Appeal under section 222 of the Inheritance Tax Act 1984
    - Rule 3 Setting down case stated under Taxes Management Act 1970
    - Rule 4 Case stated: notice to be given of certain matters
    - Rule 5 Appeals under section 53 and 100C (4) of the Taxes Management Act 1970
    - Rule 5A Appeals under section 56A of the Taxes Management Act 1970, section 225 of the Inheritance Tax Act 1984 and regulation 10 of the Stamp Duty Reserve Tax Regulations 1986
    - Rule 6 Appeals from value added tax tribunals
  - RSC ORDER 92 — LODGMENT, INVESTMENT, ETC., OF FUNDS IN COURT: CHANCERY DIVISION

*Status: This is the original version (as it was originally made).*

- Rule 1 Payment into court by life assurance company
  - Rule 2 Payment into court under Trustee Act 1925
  - Rule 3A Payments into court under section 26, Banking Act 1987
  - Rule 4 Notice of lodgment
  - Rule 5 Applications with respect to funds in court
- RSC ORDER 93 — APPLICATIONS AND APPEALS TO HIGH COURT UNDER  
VARIOUS ACTS: CHANCERY DIVISION
- Rule1 Notice of petition under section 55 of National Debt Act 1870
  - Rule 2 Application under Public Trustee Act 1906
  - Rule 4 Proceedings under Trustee Act 1925
  - Rule 5 Application under section 2(3) of Public Order Act 1936
  - Rule 6 Application under Variation of Trusts Act 1958
  - Rule 9 Right of appeal under Law of Property Act
  - Rule 10 Determination of appeal or case stated under various Acts
  - Rule11 Appeal under section 17 of Industrial Assurance Act 1923
  - Rule12 Appeals, etc., affecting industrial and provident societies, etc.
  - Rule 15 Application under section 19 or 27 of Leasehold Reform Act 1967
  - Rule16 Proceedings under the Commons Registration Act 1965
  - Rule 17 Proceedings under section 21 or 25 of the Law of Property Act 1969
  - Rule 18 Proceedings under section 86 of the Civil Aviation Act 1982
  - Rule 19 Proceedings under s.85 (7) of the Fair Trading Act 1973 and the Control of Misleading Advertisements Regulations 1988
  - Rule 20 Proceedings under section 50 of the Administration of Justice Act 1985
  - Rule 21 Proceedings under section 48 of the Administration of Justice Act 1985
  - Rule 22 Proceedings under the Financial Services Act 1986
  - Rule 23 Proceedings under the Banking Act 1987
- RSC ORDER 94 — APPLICATIONS AND APPEALS TO HIGH COURT UNDER  
VARIOUS ACTS: QUEEN'S BENCH DIVISION
- Rule 1 Jurisdiction of High Court to quash certain orders, schemes, etc.
  - Rule 2 Filing and service of claim form
  - Rule 3 Filing of witness statement or affidavits, etc.
  - Rule 4 Rectification of register of deeds of arrangement
  - Rule 5 Exercise of jurisdiction under Representation of the People Acts
  - Rule 6 Appeal to High Court where Court's decision is final
  - Rule 7 Reference of question of law by Agricultural Land Tribunal
  - Rule 8 Tribunals and Inquiries Act 1992: appeal from tribunal
  - Rule 9 Tribunals and Inquiries Act 1992: case stated by tribunal
  - Rule 10 Tribunals and Inquiries Act 1971: appeal from Minister of Transport
  - Rule 10A Consumer Credit Act 1974: appeal from Secretary of State
  - Rule 11 Case stated by Mental Health Review Tribunal
  - Rule 12 Applications for permission under section 289 (6) of the Town and Country Planning Act 1990 and section 65 (5) of the Planning (Listed Buildings and Conservation Areas) Act 1990
  - Rule 13 Proceedings under sections 289 and 290 of the Town and Country Planning Act 1990 and under section 65 of the Planning (Listed Buildings and Conservation Areas) Act 1990
  - Rule 14 Applications under section 13 Coroners Act 1988
  - Rule 15 Applications under section 42, Supreme Court Act 1981
- RSC ORDER 95 — BILLS OF SALE ACTS 1878 AND 1882 AND THE INDUSTRIAL  
AND PROVIDENT SOCIETIES ACT 1967
- Rule 1 Rectification of register
  - Rule 2 Entry of satisfaction
  - Rule 3 Restraining removal on sale of goods seized



- Rule 4 Search of register
- Rule 5 Application under section 1 (5) of the Industrial and Provident Societies Act 1967
- Rule 6 Assignment of book debts
  - RSC ORDER 96 — THE MINES (WORKING FACILITIES AND SUPPORT) ACT 1966, ETC.
  - Rule 1 Assignment to Chancery Division
  - Rule 2 Reference by Secretary of State of certain applications
  - Rule 3 Issue of claim form
  - Rule 4 Appointment for directions
  - Rule 5 Objections to application
  - Rule 6 List of objectors
  - Rule 7 Directions on further hearing
  - Rule 8 Other applications
- RSC ORDER 97 — THE LANDLORD AND TENANT ACTS 1927, 1954 AND 1987
  - Rule 1 Interpretation
  - Rule 2 Assignment of proceedings to Chancery Division, etc.
  - Rule 3 Issue, etc., of claim form
  - Rule 4 Claim for compensation in respect of improvement
  - Rule 5 Proceedings under Part I of Act of 1927
  - Rule 6 Application for new tenancy under section 24 of Act of 1954
  - Rule 6A Application to authorise agreement
  - Rule 7 Evidence on application under section 24 of Act of 1954
  - Rule 8 Parties to certain proceedings
  - Rule 9 Order dismissing application under section 24 which is successfully opposed
  - Rule 9A Application to determine interim rent
  - Rule 10 Other applications under Part II of Act of 1954
  - Rule 11 Transfer of proceedings from county court
  - Rule 12 Application for relief under section 16, etc., of the Act of 1954
  - Rule 13 Evidence of rateable value
  - Rule 14 Application under section 19 of the Act of 1987
  - Rule 15 Application for order under section 24 of the Act of 1987
  - Rule 16 Application for acquisition order under section 29 of the Act of 1987
  - Rule 17 Application for order under section 38 or section 40 of the Act of 1987
  - Rule 18 Service of notices in proceedings under the Act of 1987
  - Rule 19 Tenants' associations
- RSC ORDER 98 — LOCAL GOVERNMENT FINANCE ACT 1982, PART III
  - Rule 1 Interpretation
  - Rule 2 Application by auditor for declaration
  - Rule 3 Appeal against decision of auditor
  - Rule 4 General provisions
- RSC ORDER 99 — INHERITANCE (PROVISION FOR FAMILY AND DEPENDANTS) ACT 1975
  - Rule A1 Order to apply to High Court and County Court
    - Rule 1 Interpretation
    - Rule 2 Assignment to Chancery or Family Division if proceedings in High Court
    - Rule 3 Application for financial provision
    - Rule 4 Powers of Court as to parties
    - Rule 5 Witness statement or affidavit in answer
    - Rule 6 Separate representation
    - Rule 7 Endorsement of memorandum on grant
    - Rule 8 Disposal of proceedings in private



- Rule 6 Service of copy report
- RSC ORDER 113 — SUMMARY PROCEEDINGS FOR POSSESSION OF LAND
- Rule 1 Proceedings to be brought by claim form
- Rule 1A Jurisdiction of Masters
- Rule 2 Forms of claim form
- Rule 3 Witness statement or affidavit in support
- Rule 4 Service of claim form
- Rule 5 Application by occupier to be made a party
- Rule 6 Order for possession
- Rule 7 Writ of possession
- Rule 8 Setting aside order
- RSC ORDER 114 — REFERENCES TO THE EUROPEAN COURT
- Rule 1 Interpretation
- Rule 2 Making of order
- Rule 3 Schedule to order to set out request for ruling
- Rule 4 Stay of proceedings pending ruling
- Rule 5 Transmission of order to the European Court
- Rule 6 Appeals from orders made by High Court
- RSC ORDER 115 — CONFISCATION AND FORFEITURE IN CONNECTION WITH  
CRIMINAL PROCEEDINGS
- I. Drug Trafficking Act 1994 and Criminal Justice (International Co-  
operation) Act 1990
- Rule 1 Interpretation
- Rule 2 Assignment of proceedings
- Rule 2A Title of proceedings
- Rule 2B Application for confiscation order
- Rule 3 Application for restraint order or charging order
- Rule 4 Restraint order and charging order
- Rule 5 Discharge or variation of order
- Rule 6 Further application by prosecutor
- Rule 7 Realisation of property
- Rule 8 Receivers
- Rule 9 Certificate of inadequacy
- Rule 9A Certificate under section 16
- Rule 10 Compensation
- Rule 11 Disclosure of information
- Rule 11A Compensation for, discharge and variation of confiscation order
- Rule 12 Exercise of powers under sections 37 and 40
- Rule 13 Application for registration
- Rule 14 Evidence in support of application under section 37
- Rule 15 Evidence in support of application under section 40 (1)
- Rule 16 Register of orders
- Rule 17 Notice of registration
- Rule 18 Application to vary or set aside registration
- Rule 19 Enforcement of order
- Rule 20 Variation, satisfaction and discharge of registered order
- Rule 21 Rules to have effect subject to Orders in Council
- Rule 21A Criminal Justice (International Co-operation) Act 1990: external forfeiture  
orders
- II. Part VI of the Criminal Justice Act 1988
- Rule 22 Interpretation
- Rule 23 Application of Part I of Order 115
- III: Prevention of Terrorism (Temporary Provisions) Act 1989

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- Rule 24 Interpretation
- Rule 25 Assignment of proceedings
- Rule 26 Application for restraint order
- Rule 27 Restraint order
- Rule 28 Discharge or variation of order
- Rule 29 Compensation
- Rule 30 Application for registration
- Rule 31 Evidence in support of application
- Rule 32 Register of orders
- Rule 33 Notice of registration
- Rule 34 Application to vary or set aside registration
- Rule 35 Enforcement of order
- Rule 36 Variation and cancellation of registration

SCHEDULE 2 —

CCR ORDER 1 — CITATION, APPLICATION AND INTERPRETATION

- Rule 6 Application of RSC to county court proceedings

CCR ORDER 3 — COMMENCEMENT OF PROCEEDINGS

- Rule 6 Appeals to county court

CCR ORDER 4 — VENUE FOR BRINGING PROCEEDINGS

- Rule 3 Proceedings relating to land

CCR ORDER 5 — CAUSES OF ACTION AND PARTIES

- Rule 5 Representative proceedings
- Rule 6 Representation of person or class
- Rule 7 Representation of estate where no personal representative
- Rule 8 Proceedings against estates
- Rule 9 Partners may sue and be sued in firm name
- Rule 10 Defendant carrying on business in another name
- Rule 12 Failure to proceed after death of party
- Rule 13 Claim to money in court where change in parties after judgment
- Rule 14 Bankruptcy of claimant

CCR ORDER 6 — PARTICULARS OF CLAIM

- Rule 3 Recovery of land
- Rule 5 Mortgage claim
- Rule 5A Mortgage claim—dwelling-house
- Rule 6 Hire-purchase

CCR ORDER 7 — SERVICE OF DOCUMENTS

- Rule 15 Recovery of land
- Rule 15A Mortgage possession claims

CCR ORDER 13 — APPLICATIONS AND ORDERS IN THE COURSE OF PROCEEDINGS

- Rule 1 General provisions

CCR ORDER 16 — TRANSFER OF PROCEEDINGS

- Rule 7 Interpleader proceedings under execution

CCR ORDER 19 — REFERENCE TO EUROPEAN COURT

- Rule 15 Making and transmission of order

CCR ORDER 22 — JUDGMENTS AND ORDERS

- Rule 8 Certificate of judgment
- Rule 10 Variation of payment
- Rule 11 Set-off of cross-judgments
- Rule 13 Order of appellate court

CCR ORDER 24 — SUMMARY PROCEEDINGS FOR THE RECOVERY OF LAND

Part I—Land

- Rule 1 Proceedings to be by claim form
- Rule 2 Witness statement or affidavit in support
- Rule 3 Service of claim form
- Rule 4 Application by occupier to be made a party
- Rule 5 Hearing of claim
- Rule 6 Warrant of possession
- Rule 7 Setting aside order
- Part II—Interim Possession Orders
- Rule 8 Definitions and interpretation
- Rule 9 Conditions for interim possession order application
- Rule 10 Issue of the applications
- Rule 11 Service of the notice of application
- Rule 12 Consideration of the application
- Rule 13 Service and enforcement of the interim possession order
- Rule 14 Matters arising after making of an interim possession order
- Rule 15 Application to set aside an interim possession order
- CCR ORDER 25 — ENFORCEMENT OF JUDGMENTS AND ORDERS: GENERAL
- Rule 1 Judgment creditor and debtor
- Rule 2 Transfer of proceedings for enforcement
- Rule 3 Oral examination of debtor
- Rule 4 Examination of debtor under judgment not for money
- Rule 5 Provision of information
- Rule 5A Interest on judgment debts
- Rule 6 Description of parties
- Rule 7 Recording and giving information as to warrants and orders
- Rule 8 Suspension of judgment or execution
- Rule 9 Enforcement of judgment or order against firm
- Rule 10 Enforcing judgment between a firm and its members
- Rule 11 Enforcement of High Court judgment
- Rule 12 Enforcement of award of tribunal
- Rule 13 Transfer to High Court for enforcement
- CCR ORDER 26 — WARRANTS OF EXECUTION, DELIVERY AND POSSESSION
- Rule 1 Application for warrant of execution
- Rule 2 Execution of High Court judgment
- Rule 3 Execution against farmer
- Rule 4 Concurrent warrants
- Rule 5 Permission to issue certain warrants
- Rule 6 Duration and renewal of warrant
- Rule 7 Notice on levy
- Rule 8 Bankruptcy or winding up of debtor
- Rule 10 Withdrawal and suspension of warrant at creditor's request
- Rule 11 Suspension of part warrant
- Rule 12 Inventory and notice where goods removed
- Rule 13 Account of sale
- Rule 14 Notification to foreign court of payment made
- Rule 15 Order for private sale
- Rule 16 Warrant of delivery
- Rule 17 Warrant of possession
- Rule 18 Saving for enforcement by committal
- CCR ORDER 27 — ATTACHMENT OF EARNINGS
- Part I—General
- Rule 1 Interpretation
- Rule 2 Index of orders

*Status: This is the original version (as it was originally made).*

- Rule 3 Appropriate court
- Rule 4 Mode of applying
- Rule 5 Service and reply
- Rule 6 Notice to employer
- Rule 7 Attachment of earnings order
- Rule 7A Failure by debtor
- Rule 7B Suspended committal order
- Rule 8 Failure by debtor—maintenance orders
- Rule 9 Costs
- Rule 10 Contents and service of order
- Rule 11 Application to determine whether particular payments are earnings
- Rule 12 Notice of cesser
- Rule 13 Variation and discharge by court of own motion
- Rule 14 Transfer of attachment order
- Rule 15 Exercise of power to obtain statement of earnings etc.
- Rule 16 Offences
- Rule 17 Maintenance orders
- Part II—Consolidated Attachment of Earnings Orders
- Rule 18 Cases in which consolidated order may be made
- Rule 19 Application for consolidated order
- Rule 20 Making of consolidated order by court of its own motion
- Rule 21 Extension of consolidated order
- Rule 22 Payments under consolidated order
- CCR ORDER 28 — JUDGMENT SUMMONSES
- Rule 1 Application for judgment summons
- Rule 2 Mode of service
- Rule 3 Time for service
- Rule 4 Enforcement of debtor’s attendance
- Rule 5 Evidence by witness statement or affidavit
- Rule 7 Suspension of committal order
- Rule 8 New order on judgment summons
- Rule 9 Notification of order on judgment of High Court
- Rule 10 Costs on judgment summons
- Rule 11 Issue of warrant of committal
- Rule 12 Notification to foreign court of part payment before debtor lodged in prison
- Rule 13 Payment after debtor lodged in prison
- Rule 14 Discharge of debtor otherwise than on payment
- CCR ORDER 29 — COMMITTAL FOR BREACH OF ORDER OR UNDERTAKING
- Rule 1 Enforcement of judgment to do or abstain from doing any act
- Rule 1A Undertaking given by party
- Rule 2 Solicitor’s undertaking
- Rule 3 Discharge of person in custody
- CCR ORDER 30 — GARNISHEE PROCEEDINGS
- Rule 1 Attachment of debt due to judgment debtor
- Rule 2 Application for order
- Rule 3 Preparation, service and effect of order to show cause
- Rule 5 Notice by deposit-taking institution denying indebtedness
- Rule 7 Order where no notice given etc.
- Rule 8 Directions where dispute as to notice under rule 5
- Rule 9 Determination of liability in other cases
- Rule 10 Transfer of proceedings
- Rule 11 Discharge of garnishee
- Rule 12 Money in court

- Rule 13 Costs of judgment creditor
- Rule 14 Attachment of debt owed by firm
- Rule 15 Powers of district judge
- CCR ORDER 31 — CHARGING ORDERS
  - Rule 1 Application for charging order
  - Rule 2 Order on further consideration of application for charging order
  - Rule 3 Effect of charging order etc.
  - Rule 4 Enforcement of charging order by sale
- CCR ORDER 33 — INTERPLEADER PROCEEDINGS
  - Part I Under Execution
    - Rule 1 Notice of claim
    - Rule 2 Reply to interpleader claim
    - Rule 3 Order protecting district judge
    - Rule 4 Issue of interpleader proceedings
    - Rule 5 Claim for damages
  - Part II— Otherwise than under Execution
    - Rule 6 Application for relief
    - Rule 7 Relief in pending claim
    - Rule 8 Relief otherwise than in pending claim
    - Rule 9 Payment into court etc.
    - Rule 10 Reply by interpleader claimant
    - Rule 11 Order barring interpleader claim etc.
- CCR ORDER 34 — PENAL AND DISCIPLINARY PROVISIONS
  - Rule 1 Issue and service of summons for offence under s.14, 92 or 124 of the Act
  - Rule 1A Committal under s.14, 92 or 118 of the Act
  - Rule 2 Notice to show cause before or after fine under s.55 of the Act
  - Rule 3 Non-payment of fine
  - Rule 4 Repayment of fine
- CCR ORDER 35 — ENFORCEMENT OF COUNTY COURT JUDGMENTS OUTSIDE ENGLAND AND WALES
  - Part I—Enforcement outside United Kingdom
    - Rule 1 Interpretation of Part I
    - Rule 2 Application under s.10 of the Act of 1933 for certified copy of county court judgment
    - Rule 3 Application under s.12 of the Act of 1982 for certified copy of county court judgment
  - Part II—Enforcement in other parts of the United Kingdom
    - Rule 4 Interpretation of Part II
    - Rule 5 Application for certificate of money provision
    - Rule 6 Application for certified copy of judgment containing non-money provision
- CCR ORDER 37 — REHEARING, SETTING ASIDE AND APPEAL FROM DISTRICT JUDGE
  - Rule 1 Rehearing
  - Rule 6 Appeal from district judge
  - Rule 8 Imposition of terms and stay of execution
- CCR ORDER 38 — COSTS
  - Rule 18 Fixed costs
- APPENDIX B — PART I
  - Claims for the Recovery of Property, Applications to Enforce an Award
    - 1. Directions
    - 2. In addition to the amount entered in accordance with the...
    - 3. In the Tables the expression “claim” means—
    - 4. The Tables do not apply where the application or the...

*Status: This is the original version (as it was originally made).*

Tables of Fixed Costs

Part II — Judgments

Directions

Fixed Costs on Judgments

PART III — Miscellaneous Proceedings

CCR ORDER 39 — ADMINISTRATION ORDERS

- Rule 1 Exercise of powers by district judge
- Rule 2 Request and list of creditors
- Rule 3 Verification on oath
- Rule 5 Orders made by the court officer
- Rule 6 Notice of objection by creditor
- Rule 7 Procedure on day of hearing
- Rule 8 Direction for order to be subject to review
- Rule 9 Service of order
- Rule 10 Subsequent objection by creditor
- Rule 11 Subsequent proof by creditor
- Rule 12 Permission to present bankruptcy petition
- Rule 13 Conduct of order
- Rule 13A Review by court officer in default of payment
- Rule 14 Review of order
- Rule 16 Discharge of attachment of earnings order
- Rule 17 Declaration of dividends
- Rule 18 Creditors to rank equally
- Rule 19 Change of debtor's address

CCR ORDER 42 — PROCEEDINGS BY AND AGAINST THE CROWN

- Rule 1 Application and interpretation
- Rule 4 Particulars of claim in claim against the Crown
- Rule 5 Subsequent procedure in claim
- Rule 6 Subsequent procedure in fixed date claim
- Rule 7 Service on the Crown
- Rule 8 Special provisions regarding orders made by the Court of its own initiative against the Crown
- Rule 9 Counterclaim in proceedings by or against the Crown
- Rule 10 Adjustment of liability under judgment for taxes
- Rule 11 Part 20 claim against the Crown where the Crown is not already a party
- Rule 12 Disclosure against the Crown
- Rule 13 Execution and satisfaction of orders against the Crown
- Rule 14 Attachment of debts etc.

CCR ORDER 43 — THE LANDLORD AND TENANT ACTS 1927, 1954, 1985 AND 1987

- Rule 1 Interpretation
- Rule 2 Commencement of proceedings and answer
- Rule 3 Claim for compensation in respect of improvement
- Rule 4 Proceedings under Part I of the Act of 1927
- Rule 5 Proceedings under Part I of the Act of 1954
- Rule 6 Application for new tenancy under section 24 of the Act of 1954
- Rule 7 Answer to application for new tenancy under section 24 of the Act of 1954
- Rule 8 Order dismissing application under section 24 which is successfully opposed
- Rule 9 Other applications under Part II of the Act of 1954
- Rule 10 Service of order in proceedings under Part II of the Act of 1954
- Rule 11 Proof of determination of rateable value
- Rule 13 Provisions as to assessors



- Rule 15 District judge's jurisdiction
- Rule 16 Application under section 12 (2) of the Act of 1985
- Rule 16A Transfer to leasehold valuation tribunal
- Rule 17 Application under section 19 of the Act of 1987
- Rule 18 Application for order under section 24 of the Act of 1987
- Rule 19 Application for acquisition order under section 29 of the Act of 1987
- Rule 20 Application for order under section 38 or section 40 of the Act of 1987
- Rule 21 Service of documents in proceedings under the Act of 1987
- Rule 22 Tenants' associations
- CCR ORDER 44 — THE AGRICULTURAL HOLDINGS ACT 1986
  - Rule 1 Order to arbitrator to state case
  - Rule 2 Special case stated by arbitrator
  - Rule 3 Removal of arbitrator or setting aside award
  - Rule 4 Enforcement of order imposing penalty
- CCR ORDER 45 — THE REPRESENTATION OF THE PEOPLE ACT 1983
  - Rule 1 Application for detailed assessment of returning officer's account
  - Rule 2 Appeal from decision of registration officer
  - Rule 3 Selected appeals
- CCR ORDER 46 — THE LEGITIMACY ACT 1976
  - Rule 1 Manner of application
  - Rule 2 Preliminary consideration and service
  - Rule 3 Answer
- CCR ORDER 47 — DOMESTIC AND MATRIMONIAL PROCEEDINGS
  - Rule 5 Family Law Reform Act 1969
- CCR ORDER 48B — ENFORCEMENT OF PARKING PENALTIES UNDER THE ROAD TRAFFIC ACT 1991
  - Rule 1 Application and interpretation
  - Rule 1A Establishment of the parking enforcement centre
  - Rule 2 Requests for orders
  - Rule 3 Documents
  - Rule 4 Functions of court officer
  - Rule 5 Enforcement of orders
- CCR ORDER 49 — MISCELLANEOUS STATUTES
  - Rule 1 Access to Neighbouring Land Act 1992
  - Rule 1A Administration of Justice Act 1970
  - Rule 2 Chancel Repairs Act 1932
  - Rule 4 Consumer Credit Act 1974
  - Rule 4A Applications under section 114, 204 and 231 of the Copyright, Designs and Patents Act 1988
  - Rule 5 Fair Trading Act 1973
  - Rule 6 Housing Act 1988: assured tenancies
  - Rule 6A Housing Act 1988: assured shorthold tenancies
  - Rule 6B Housing Act 1996: injunctions and powers of arrest
  - Rule 7 Injunctions to prevent environmental harm: Town and Country Planning Act 1990 etc.
  - Rule 8 Leasehold Reform Act 1967
  - Rule 9 Leasehold Reform, Housing and Urban Development Act 1993
  - Rule 10 Local Government Finance Act 1982
  - Rule 11 Local Government (Miscellaneous Provisions) Act 1976
  - Rule 12 Mental Health Act 1983
  - Rule 13 Mobile Homes Act 1983
  - Rule 15 Post Office Act 1969
  - Rule 16 Rentcharges Act 1977

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- Rule 17 Sex Discrimination Act 1975 and Race Relations Act 1976
- Rule 18 Solicitors Act 1974
- Rule 18A Telecommunications Act 1984
- Rule 18B Applications under section 19 of the Trade Marks Act 1994
- Rule 19 Trade Union and Labour Relations Consolidation Act 1992
- Rule 20 Trustee Act 1925, s.63

Explanatory Note