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STATUTORY INSTRUMENTS

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**1998 No. 3132**

The Civil Procedure Rules 1998

[<sup>F1</sup>PART 65

PROCEEDINGS RELATING TO ANTI-  
SOCIAL BEHAVIOUR AND HARASSMENT

[<sup>F2</sup>SECTION VIII

*Injunctions under the Policing and Crime Act 2009 [<sup>F1</sup> and under  
Part 1 of the Anti-social Behaviour, Crime and Policing Act 2014]*

[<sup>F1</sup>]<sup>F2</sup>Recognizance

**65.48.**—(1) Where, in accordance with paragraph 2(2)(b) of Schedule 5 to the 2009 Act<sup>F3</sup> or paragraph 2(3)(b) of Schedule 1 to the 2014 Act], the court fixes the amount of any recognizance with a view to it being taken subsequently, the recognizance may be taken by—

- (a) a judge;
- (b) a justice of the peace;
- (c) a justices' [<sup>F4</sup>legal adviser];
- (d) a police officer of the rank of inspector or above, or in charge of a police station; or
- (e) where the arrested person is in custody, the governor or keeper of a prison,

with the same consequences as if it had been entered into before the court.

(2) The person having custody of an applicant for bail must release that person if satisfied that the required recognizances have been taken.]]

**Textual Amendments**

- F1** Pt. 65 inserted (30.6.2004) by [The Civil Procedure \(Amendment\) Rules 2004 \(S.I. 2004/1306\)](#), rule 1(b), [Sch. 2](#) (with [rule 20\(2\)\(a\)](#))
- F2** Pt. 65 Section 8 inserted (31.1.2011) by [The Civil Procedure \(Amendment No.2\) Rules 2010 \(S.I. 2010/1953\)](#), rule 1(3), [Sch. 3](#); [S.I. 2010/2988](#), [art. 2](#)
- F3** Words in rule 65.48(1) inserted (1.10.2014) by [The Civil Procedure \(Amendment No. 6\) Rules 2014 \(S.I. 2014/2044\)](#), rules 2, [11\(i\)](#)
- F4** Words in rule 65.48(1)(c) substituted (6.4.2020) by [The Courts and Tribunals \(Judiciary and Functions of Staff\) Act 2018 \(Consequential, Transitional and Saving Provision\) Regulations 2020 \(S.I. 2020/100\)](#), reg. 1(2), [Sch. para. 5\(3\)](#) (with reg. 4)

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 65.48.