



# Senior Courts Act 1981

## 1981 CHAPTER 54

### PART III **E+W+S**

#### PRACTICE AND PROCEDURE

##### THE COURT OF APPEAL

###### *Other provisions*

#### **[<sup>F1</sup>58** Calling into question of incidental decisions in civil division. **E+W**

- (1) Rules of court may provide that decisions of the Court of Appeal which—
- (a) are taken by a single judge or any officer or member of staff of that court in proceedings incidental to any cause or matter pending before the civil division of that court; and
  - (b) do not involve the determination of an appeal or of an application for permission to appeal,
- may be called into question in such manner as may be prescribed.
- (2) No appeal shall lie to the [<sup>F2</sup>Supreme Court] from a decision which may be called into question pursuant to rules under subsection (1).]

#### **Textual Amendments**

- F1** S. 58 substituted (27.9.1999) by 1999 c. 22, ss. 60, 108(3)(b) (with Sch. 14 para. 7(2))
- F2** Words in s. 58(2) substituted (1.10.2009) by Constitutional Reform Act 2005 (c. 4), ss. 40, 148(1), Sch. 9 para. 36(6); S.I. 2009/1604, art. 2(d)

#### **59** Form of judgment of court of criminal division. **E+W**

Any judgment of a court of the criminal division of the Court of Appeal on any question shall, except where the judge presiding over the court states that in his opinion

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*Status: Point in time view as at 01/10/2009.*

*Changes to legislation: Senior Courts Act 1981, Cross Heading: Other provisions is up to date with all changes known to be in force on or before 03 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

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the question is one of law on which it is convenient that separate judgments should be pronounced by members of the court, be pronounced by the judge presiding over the court or by such other member of the court as he directs and, except as aforesaid, no judgment shall be separately pronounced on any question by any member of the court.

**60 Rules of court, and decisions of Court of Appeal, as to whether judgment or order is final or interlocutory. E+W**

- (1) Rules of court may provide for orders or judgments of any prescribed description to be treated for any prescribed purpose connected with appeals to the Court of Appeal as final or as interlocutory.
- (2) No appeal shall lie from a decision of the Court of Appeal as to whether a judgment or order is, for any purpose connected with an appeal to that court, final or interlocutory.

**Status:**

Point in time view as at 01/10/2009.

**Changes to legislation:**

Senior Courts Act 1981, Cross Heading: Other provisions is up to date with all changes known to be in force on or before 03 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.