
STATUTORY INSTRUMENTS

1998 No. 3132

The Civil Procedure Rules 1998

[^{F1}PART 65

PROCEEDINGS RELATING TO ANTI-
SOCIAL BEHAVIOUR AND HARASSMENT

SECTION V

Proceedings under the Protection from Harassment Act 1997

[^{F1}Claims under section 3 of the 1997 Act

65.28.—[

^{F2}(1)] A claim under section 3 of the 1997 Act—

(a) shall be subject to the Part 8 procedure [^{F3}and—]

^{F4}(...) ...

[^{F5}(i) in the High Court, must be commenced in the [^{F6}King’s] Bench Division, or

(ii) in the County Court, may be commenced at any County Court hearing centre.]

[
^{F7}(2) If the application is commenced at a County Court hearing centre which does not serve the address where—

(a) the defendant resides or carries on business; or

(b) the claimant resides or carries on business,

the claim will be issued by the County Court hearing centre where the claim is commenced and sent to the hearing centre serving the address at (a)(i) or (ii), as appropriate.

(Practice Direction 65 makes further provision in respect of claims which are not commenced at the County Court hearing centre which serves the address where the property is situated.)]]

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 Rule 65.28 renumbered as rule 65.28(1) (22.4.2014) by [The Civil Procedure \(Amendment\) Rules 2014 \(S.I. 2014/407\)](#), rules 2(1), [28\(e\)\(i\)](#); S.I. 2014/954, [art. 2\(a\)](#)

F3 Word in rule 65.28(1)(a) substituted (22.4.2014) by [The Civil Procedure \(Amendment\) Rules 2014 \(S.I. 2014/407\)](#), rules 2(1), [28\(e\)\(ii\)](#); S.I. 2014/954, [art. 2\(a\)](#)

F4 Words in rule 65.28(1)(b) omitted (22.4.2014) by virtue of [The Civil Procedure \(Amendment\) Rules 2014 \(S.I. 2014/407\)](#), rules 2(1), [28\(e\)\(iii\)\(aa\)](#); S.I. 2014/954, [art. 2\(a\)](#)

Status: Point in time view as at 06/04/2023.

Changes to legislation: There are currently no known outstanding effects for the
The Civil Procedure Rules 1998, Section 65.28. (See end of Document for details)

- F5** Rule 65.28(1)(b)(i)(ii) substituted (22.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(1), **28(e)(iii)(bb)**; S.I. 2014/954, art. 2(a)
- F6** Word in rule 65.28(1)(b)(i) substituted (6.4.2023) by The Civil Procedure (Amendment) Rules 2023 (S.I. 2023/105), rules 1(1), **34**
- F7** Rule 65.28(2) inserted (22.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(1), **28(e)(iv)**; S.I. 2014/954, art. 2(a)

Status:

Point in time view as at 06/04/2023.

Changes to legislation:

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 65.28.