
STATUTORY INSTRUMENTS

2001 No. 4015 (L.32)

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

The Civil Procedure (Amendment No. 5) Rules 2001

Made - - - - 13th December 2001

Laid before Parliament 20th December 2001

Coming into force in accordance with rule 1

THE CIVIL PROCEDURE (AMENDMENT NO. 5) RULES 2001

1. Citation, commencement and interpretation
2. In these Rules— (a) a reference to a Part or...
3. Amendments to the Civil Procedure Rules 1998
4. In rule 6.18— (a) for sub-paragraph (g), substitute—
5. In rule 6.19(1)(a), for “any part of the United Kingdom”,...
6. After rule 6.19(1) insert— (1A) A claim form may be...
7. In rule 6.20— (a) omit the cross-reference after paragraph (15);...
8. In rule 6.21, after paragraph (4), insert— (The second practice...
9. In rule 6.22— (a) in paragraph (2)—
10. In rule 6.23— (a) in paragraph (2)—
11. In rule 8.3, omit paragraph (4).
12. In Part 11— (a) in rule 11(4), for paragraph (a),...
13. In rule 12.10— (a) in paragraph (b)(i)—
14. In rule 12.11— (a) in paragraph (4), for sub-paragraph (a)...
15. In rule 20.6— (a) at the beginning, insert “(1)”;
16. In rule 22.1, in paragraph (1)— (a) at the end...
17. In rule 25.10, in sub-paragraph (a), after “interim injunction(gl)”, insert...
18. In rule 25.13(2), in sub-paragraphs (a)(ii) and (b)(ii), after “Lugano...
19. In rule 26.3, after paragraph (6), insert—
20. In rule 31.14— (a) at the beginning, insert “(1)”;
21. In rule 35.12, in paragraph (1), for sub-paragraphs (a) and...
22. In rule 35.14— (a) for paragraph (2) substitute—
23. After rule 37.4, insert— Payment into court under enactments A practice direction may set out special provisions with regard...
24. In rule 44.13, for paragraph 1 substitute—
25. In rule 45.1— (a) in paragraph (2)(a), after “sum of...
26. After rule 45.5, insert rule 45.6, as set out in...

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27. In rule 48.4, for paragraphs (2) and (3) substitute—
28. In Part 49, in paragraph (2), omit sub-paragraphs (a), (b),...
29. After Part 57, insert— (a) Part 58 (Commercial Court) as...
30. In rule 70.5— (a) in the note after paragraph (2),...
31. In rule 71.8, in paragraph (4)(b), for “attend court at...
32. In rule 72.1, in paragraph (2), for “which is a...
33. In rule 72.6, in paragraph (2)(c)— (a) at the end...
34. In RSC Order 62, in Part III of Appendix 3,...
35. In RSC Order 71— (a) in rule 32(2), after “6.25”...
36. RSC Order 74 is revoked.
37. In RSC Order 92, omit rule 3A.
38. In RSC Order 93— (a) in rule 22—
39. In CCR Order 28— (a) after rule 1(2), insert—
40. In CCR Order 34, in paragraph (a) of rule 1—...
41. In CCR Order 35— (a) in rule 3, in paragraph...
42. In CCR Order 38, in Appendix B—
43. Transitional provisions and Savings
Signature

SCHEDULE 1 —

- 45.6 Fixed enforcement costs

SCHEDULE 2 —

PART 58 — COMMERCIAL COURT

- 58.1 Scope of this Part and interpretation
- 58.2 Specialist list
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- 58.4 Proceedings in the commercial list
- 58.5 Claim form and particulars of claim
- 58.6 Acknowledgment of service
- 58.7 Disputing the court’s jurisdiction
- 58.8 Default judgment
- 58.9 Admissions
- 58.10 Defence and Reply
- 58.11 Statements of case
- 58.12 Part 8 claims
- 58.13 Case management
- 58.14 Disclosure—ships papers
- 58.15 Judgments and orders

SCHEDULE 3 —

PART 59 — MERCANTILE COURTS

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- 59.3 Transfer of proceedings
- 59.4 Claim form and particulars of claim
- 59.5 Acknowledgment of service
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- 59.8 Admissions
- 59.9 Defence and Reply

- 59.10 Statements of case
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SCHEDULE 4 —

PART 60 — TECHNOLOGY AND CONSTRUCTION COURT CLAIMS

- 60.1 General
- 60.2 Specialist list
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PART 61 — ADMIRALTY CLAIMS

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- 61.2 Admiralty claims
- 61.3 Claims in rem
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- 61.6 Security in claim in rem
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- 61.8 Release and cautions against release
- (10) Where persons interested in the ship or cargo are unable...
- 61.9 Judgment in default
- 61.10 Sale by the court, priorities and payment out
- 61.11 Limitation claims
- 61.12 Stay of proceedings
- 61.13 Assessors

SCHEDULE 6 —

PART 62 — ARBITRATION CLAIMS

- 62.1 Scope of this Part and interpretation
 - **I CLAIMS UNDER THE 1996 ACT**
 - 62.2 Interpretation
 - 62.3 Starting the claim
 - 62.4 Arbitration claim form
 - 62.5 Service out of the jurisdiction
 - 62.6 Notice
 - 62.7 Case management
 - 62.8 Stay of legal proceedings
 - 62.9 Variation of time
 - 62.10 Hearings
 - **II OTHER ARBITRATION CLAIMS**
 - 62.11 Scope of this Section
 - 62.12 Applications to Judge
 - 62.13 Starting the claim
 - 62.14 Claims in District Registries
 - 62.15 Time limits and other special provisions about arbitration claims
 - 62.16 Service out of the jurisdiction
 - **III ENFORCEMENT**
 - 62.17 Scope of this Section
 - 62.18 Enforcement of awards

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- 62.19 Interest on awards
- 62.20 Registration in High Court of foreign awards
- 62.21 Registration of awards under the Arbitration (International Investment Disputes) Act 1966

**SCHEDULE 7 — V. RECIPROCAL ENFORCEMENT: COUNCIL
REGULATION (EC) NO. 44/2001 OF 22ND DECEMBER
2000 ON JURISDICTION AND THE RECOGNITION
AND ENFORCEMENT OF JUDGMENTS IN CIVIL AND
COMMERCIAL MATTERS.**

- 45. Interpretation
- 46. Assignment of business and exercise of powers
- 47. Application for registration
- 48. Evidence in support of application
- 49. Order for registration
- 50. Register of judgments registered under the Judgments Regulation
- 51. Notice of registration
- 52. Appeals
- 53. Enforcement
- 54. Application for recognition
- 55. Enforcement of High Court Judgments in other Regulation States
- 56. Register of certificates
- 57. Authentic instruments and court settlements

Explanatory Note