

Status: Point in time view as at 28/06/2023. This version of this schedule contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Judicial Review and Courts Act 2022, Schedule 4. (See end of Document for details)

SCHEDULES

PROSPECTIVE

SCHEDULE 4

Section 31

ONLINE PROCEDURE: AMENDMENTS

Employment Tribunals Act 1996

- 1 (1) The Employment Tribunals Act 1996 is amended as follows.
- (2) In section 7A (practice directions), after subsection (2E) insert—
 - “(2F) Directions under this section do not apply to proceedings that are governed by Online Procedure Rules except—
 - (a) to such extent as may be provided by—
 - (i) Online Procedure Rules, or
 - (ii) directions under paragraph 9 of [Schedule 3](#) to the Judicial Review and Courts Act 2022, or
 - (b) to such extent as Procedure Rules apply to the proceedings by virtue of regulations under section 21(1)(b) of that Act.”
- (3) In section 29A (practice directions), after subsection (10) insert—
 - “(11) Directions under this section do not apply to proceedings that are governed by Online Procedure Rules except—
 - (a) to such extent as may be provided by—
 - (i) Online Procedure Rules, or
 - (ii) directions under paragraph 9 of [Schedule 3](#) to the Judicial Review and Courts Act 2022, or
 - (b) to such extent as Procedure Rules apply to the proceedings by virtue of regulations under section 21(1)(b) of that Act.”
- (4) In [Schedule A1](#) (inserted by [Schedule 5](#) to this Act), after paragraph 21 insert—
 - “21A Procedure Rules must be framed so as not to apply to proceedings that are governed by Online Procedure Rules except to such extent as may be provided by—
 - (a) Online Procedure Rules,
 - (b) directions under paragraph 9 of [Schedule 3](#) to the Judicial Review and Courts Act 2022, or
 - (c) regulations under section 21(1)(b) of that Act.”

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Commencement Information

II Sch. 4 para. 1 not in force at Royal Assent, see [s. 51\(4\)](#)

Civil Procedure Act 1997

- 2 (1) The Civil Procedure Act 1997 is amended as follows.
- (2) In section 1 (Civil Procedure Rules), after subsection (3) insert—
- “(4) Civil Procedure Rules must be framed so as not to apply to proceedings that are governed by Online Procedure Rules except to such extent as may be provided by—
- (a) Online Procedure Rules,
 - (b) directions under paragraph 1 of [Schedule 3](#) to the Judicial Review and Courts Act 2022, or
 - (c) regulations under section 21(1)(b) of that Act.”
- (3) In section 5 (practice directions), after subsection (6) insert—
- “(7) Practice directions under this section do not apply to proceedings that are governed by Online Procedure Rules except—
- (a) to such extent as may be provided by—
 - (i) Online Procedure Rules, or
 - (ii) directions under paragraph 1 of [Schedule 3](#) to the Judicial Review and Courts Act 2022, or
 - (b) to such extent as Civil Procedure Rules apply to the proceedings by virtue of regulations under section 21(1)(b) of that Act.”

Commencement Information

I2 Sch. 4 para. 2 not in force at Royal Assent, see [s. 51\(4\)](#)

Courts Act 2003

- 3 (1) The Courts Act 2003 is amended as follows.
- (2) In section 75 (Family Procedure Rules), after subsection (5) insert—
- “(6) Family Procedure Rules must be framed so as not to apply to proceedings that are governed by Online Procedure Rules except to such extent as may be provided by—
- (a) Online Procedure Rules,
 - (b) directions under paragraph 1 of [Schedule 3](#) to the Judicial Review and Courts Act 2022, or
 - (c) regulations under section 21(1)(b) of that Act.”
- (3) In section 81 (practice directions relating to family proceedings), at the end insert—
- “(6) Directions under this section do not apply to proceedings that are governed by Online Procedure Rules except—
- (a) to such extent as may be provided by—

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- (i) Online Procedure Rules, or
 - (ii) directions under paragraph 1 of [Schedule 3](#) to the Judicial Review and Courts Act 2022, or
- (b) to such extent as Family Procedure Rules apply to the proceedings by virtue of regulations under section 21(1)(b) of that Act.”

Commencement Information

I3 Sch. 4 para. 3 not in force at Royal Assent, see [s. 51\(4\)](#)

Tribunals, Courts and Enforcement Act 2007

- 4 (1) The Tribunals, Courts and Enforcement Act 2007 is amended as follows.
- (2) In section 22 (Tribunal Procedure Rules), after subsection (5) insert—
- “(6) Tribunal Procedure Rules must be framed so as not to apply to proceedings that are governed by Online Procedure Rules except to such extent as may be provided by—
- (a) Online Procedure Rules,
 - (b) directions under paragraph 5 of [Schedule 3](#) to the Judicial Review and Courts Act 2022, or
 - (c) regulations under section 21(1)(b) of that Act.”
- (3) In section 23 (practice directions), after subsection (7) insert—
- “(8) Directions under this section do not apply to proceedings that are governed by Online Procedure Rules except—
- (a) to such extent as may be provided by—
 - (i) Online Procedure Rules, or
 - (ii) directions under paragraph 5 of [Schedule 3](#) to the Judicial Review and Courts Act 2022, or
 - (b) to such extent as Tribunal Procedure Rules apply to the proceedings by virtue of regulations under section 21(1)(b) of that Act.”

Commencement Information

I4 Sch. 4 para. 4 not in force at Royal Assent, see [s. 51\(4\)](#)

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