

STATUTORY INSTRUMENTS

1981 No. 552

The Magistrates' Courts Rules 1981

ORDERS FOR PERIODICAL PAYMENTS

Method of making periodical payments

39.—(1) A magistrates' court ordering periodical payments to be made through a clerk of a magistrates' court under section 59 of the Act of 1980 shall notify the person required to make the payments of the hours during which, and the place at which, payments are to be made.

(2) A clerk of a magistrates' court shall send any periodical payments by post to—

- (a) the person entitled to them; or
- (b) if the person entitled to them is a child, to the child or to the person with whom the child has his home:

Provided that the clerk may—

- (a) at the request of the person entitled to the payments; or
- (b) if the person entitled to them is a child, at the request of the child or the person with whom the child has his home,

make other arrangements for making the payments.

(3) If a person makes any periodical payments to a clerk of a magistrates' court otherwise than in person at the clerk's office, he shall do so at his own risk and expense.

Commencement Information

II Rule 39 in force at 6.7.1981, see [rule 1\(1\)](#)

Duty of clerk to notify arrears of periodical payments

40. Where an order under section 59(1) of the Act requires periodical payments to be made to the clerk of a magistrates' court and the payments are at any time in arrears to an amount equal—

- (a) in the case of payments to be made monthly or less frequently, to twice the sum payable periodically; or
- (b) in any other case, to four times the sum payable periodically,

the clerk shall, unless it appears to him that it is unnecessary or inexpedient to do so, give to the person entitled to the payments or, if that person is a child, to the child or the person with whom the child has his home notice in writing stating the particulars of the arrears.

Commencement Information

I2 Rule 40 in force at 6.7.1981, see [rule 1\(1\)](#)

Revocation, variation, etc., of orders for periodical payments

41.—(1) This rule shall apply to a complaint for the revocation, discharge, revival, alteration or variation of an affiliation order or order enforceable as an affiliation order, but shall not apply—

- (a) where jurisdiction is confined by paragraph (a) of subsection (2) of section 88 of the Children and Young Persons Act 1933⁽¹⁾ to courts appointed for the commission area where the person liable is residing;
- (b) where an order has been made under the proviso to subsection (4) of that section;
- (c) to a contribution order;
- (d) to a complaint for an order under section 26(4) of the Children Act 1948⁽²⁾;
- (e) to a complaint for an order under section 22(1) of the Maintenance Orders Act 1950⁽³⁾.

(2) A complaint to which this rule applies may be made to a justice of the peace acting for the same petty sessions area as the responsible court or to a justice of the peace acting for the petty sessions area where the complainant is for the time being.

(3) A justice of the peace shall not take action on a complaint to which this rule applies unless either the complainant has furnished him with written particulars—

- (a) of the nature of the evidence that the complainant proposes to adduce at the hearing of the complaint and the names and addresses and, if known to him, the occupations of his witnesses; and
- (b) of the occupations of the complainant and defendant and the address of the complainant and last address of the defendant known to the complainant,

or the justice is acting for the same petty sessions area as the responsible court and it appears to him that the last address of the defendant known to the complainant is within that area.

(4) Where a complaint to which this rule applies is made to a justice of the peace acting for the same petty sessions area as the responsible court, and it appears to him that either of the places stated in the said particulars as being the addresses of the complainant and defendant is within another petty sessions area, then, if the justice determines that the complaint could more conveniently be dealt with by a magistrates' court acting for that other petty sessions area, he shall cause the clerk of the responsible court to send by post to the clerk of that other court the complaint, the said particulars and a copy of any relevant record of reasons for a decision kept in pursuance of rule 36.

(5) Where the places stated in the said particulars as being the addresses of the complainant and the defendant appear to the justice to be outside the petty sessions area for which the justice is acting and in other and different petty sessions areas, the reference in the last preceding paragraph to another petty sessions area shall be construed as a reference to such one of those other areas aforesaid as appears to the justice convenient.

(6) On receipt by the clerk of a magistrates' court of a complaint, the particulars and a copy of any relevant record of reasons under paragraph (4), he shall bring the complaint before the court, and the court shall issue a summons requiring the defendant to appear before it, and shall hear and determine the complaint.

(7) Where a complaint to which this rule applies is made to a justice of the peace acting for a petty sessions area other than that for which the responsible court acts, the justice shall cause the clerk of the magistrates' court acting for that other petty sessions area to send the complaint, the said particulars and the said copy of any relevant record of reasons by post to the clerk of the responsible

(1) [1933 c. 12](#); section 88 was amended by the [Domestic Proceedings and Magistrates' Courts Act 1978 \(c. 22\)](#), section 89(2)(a) and Schedule 2, paragraph 4.

(2) [1948 c. 43](#); section 26(4) was amended by the [Domestic Proceedings and Magistrates' Courts Act 1978](#), section 89(2)(a) and Schedule 2, paragraph 8.

(3) [1950 c. 37](#); section 22(1) was amended by the [Domestic Proceedings and Magistrates' Courts Act 1978](#), section 89(2)(a) and Schedule 2, paragraph 14.

court; and the clerk of the responsible court shall bring the complaint before the court; and thereupon paragraphs (4) to (6) shall have effect as if the complaint had been made and the particulars and the copy of any relevant record of reasons furnished to a justice of the peace acting for the same petty sessions area as the responsible court.

(8) Notwithstanding the foregoing provisions of this rule, a justice to whom a complaint is made may refer the complaint to the responsible court which may, in such case or when the complaint is brought before the court in accordance with paragraph (6), cause the complaint, the particulars and the copy of any relevant record of reasons to be sent by post to the clerk of the court which made the original order and that clerk and that court shall proceed in accordance with the provisions of paragraph (6).

(9) Where a magistrates' court makes an order on a complaint to which this rule applies affecting an order made by another magistrates' court or affecting an order under which payments are made to the clerk of another magistrates' court, the clerk of the first-mentioned court shall cause a copy of the order to be sent to the clerk of that other court.

(10) In this rule “responsible court” means—

- (a) where payments under the order are made to the clerk of a magistrates' court, that court;
- (b) where payments are not so made, the court which made the order.

Commencement Information

I3 Rule 41 in force at 6.7.1981, see [rule 1\(1\)](#)

Application for sums under affiliation order to be paid to person having custody of child

42. An application under section 5(3) of the Affiliation Proceedings Act 1957 shall be by complaint for an order.

Commencement Information

I4 Rule 42 in force at 6.7.1981, see [rule 1\(1\)](#)

Service of copy of order

43. Where a magistrates' court makes, revokes, discharges, suspends, revives, alters or varies an affiliation order or order enforceable as an affiliation order or allows time or further time for payment of a lump sum under any such order or orders payment of a lump sum under any such order to be paid by instalments or varies any such order for payment by instalments the court shall cause a copy of its order to be served on the defendant by delivering it to him or by sending it by post in a letter addressed to him at his last known or usual place of abode.

Commencement Information

I5 Rule 43 in force at 6.7.1981, see [rule 1\(1\)](#)

Remission of sums due under order

44.—(1) Before remitting the whole or any part of a sum due under an affiliation order or an order enforceable as an affiliation order under section 95 of the Act of 1980, the court shall, except save where it appears to it to be unnecessary or impracticable to do so, cause the person in whose favour

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the order is made or, if that person is a child, the child or the person with whom the child has his home to be notified of its intention and shall afford to such person a reasonable opportunity to make representations to the court, either orally at an adjourned hearing of the complaint for enforcement or in writing and such representations shall be considered by the court.

(2) Any written representations may be considered by the court if they purport to be signed by or on behalf of the person in whose favour the order is made or, if that person is a child, by or on behalf of the child or the person with whom the child has his home.

Commencement Information

I6 Rule 44 in force at 6.7.1981, see [rule 1\(1\)](#)

Duty of clerk to notify remarriage of person entitled to payments under a maintenance order

45.—(1) Where the clerk of a magistrates' court to whom any payments under an order to which this rule applies are required to be made is notified in writing by or on behalf of the person entitled to payments under such an order, the person liable to make payments under such an order or the personal representatives of either of those persons that the person so entitled has remarried, the clerk shall forthwith in writing so notify the clerk or other appropriate officer of each of the courts mentioned in paragraph (2) of which he is not the clerk.

(2) The courts referred to in paragraph (1) are—

- (a) any court which has made a relevant order or, in the case of a provisional order made under section 3 of the Maintenance Orders (Facilities for Enforcement) Act 1920⁽⁴⁾ or section 3 of the Maintenance Orders (Reciprocal Enforcement) Act 1972⁽⁵⁾, the court which confirmed the order;
- (b) if a relevant order has been transmitted abroad for registration under section 2 of the said Act of 1920 or section 2 of the said Act of 1972 the court in which the order is registered, and
- (c) if a complaint for the enforcement of a relevant order has been sent to a court under rule 59(2), that court.

(3) This rule applies to an order in relation to which section 4(2) of the Act of 1978 applies, an order to which section 38 of the Matrimonial Causes Act 1973⁽⁶⁾ applies and an attachment of earnings order made to secure payments under either of the above-mentioned orders and in paragraph (2) “relevant order” means any such order to which the payments referred to in paragraph (1) relate.

Commencement Information

I7 Rule 45 in force at 6.7.1981, see [rule 1\(1\)](#)

⁽⁴⁾ 1920 c. 33.
⁽⁵⁾ 1972 c. 18.
⁽⁶⁾ 1973 c. 18.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Magistrates' Courts Rules 1981. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to :

- Instrument am by [S.I. 2005/2930 rule 2\(c\)](#)Sch 1 para 3
- Instrument appl by [S.I. 2001/2600 rule 3](#)
- Arrangement am by [S.I. 2003/1236 rules 910\(a\)\(c\)](#)
- Instrument applied by
- Instrument applied in part (with modifications) by [S.I. 2011/2866 art. 8\(1\)\(2\)](#)Sch. 2
- Arrangement rev in pt by [S.I. 2003/1236 rules 910\(b\)\(d\)](#)
- defn of (exec rules 4.7,25,33,107) amended by

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Rules words substituted by [S.I. 2005/617 Sch. para. 85](#)
- rules I2(3)-(5)13A added by [S.I. 1993/1183 rule 3\(a\)\(b\)](#)
- rules 1 Irules 1(2)(r) added by [S.I. 1994/1481 rule 3\(a\)](#)
- rule 1 Irule 1(2)(m) amended by [S.I. 1992/2072 rule 2\(a\)](#)
- rule 2 defn(s) added by [S.I. 2003/1236 rules 911\(a\)\(c\)](#)
- rule 2 am by [S.I. 2003/1236 rules 911\(d\)\(e\)](#)
- rule 2 amended by
- rule 2 amended by
- rule 2 amended by [S.I. 1998/3046 rule 2\(2\)](#)
- rule 2 amended by [S.I. 2000/3361 rule 2\(2\)](#)
- rule 2 defn(s) rev by [S.I. 2003/1236 rules 911\(b\)](#)
- rule 2(1) words inserted by [S.I. 2014/600 Sch. para. 1\(a\)](#)
- rule 2(1) words inserted by [S.I. 2019/1367 rule 3](#)
- rule 2(1) words inserted by [S.I. 2020/100 Sch. para. 2\(2\)](#)
- rule 2(1) words inserted by [S.I. 2021/626 rule 2\(2\)](#)
- rule 2(1) words omitted by [S.I. 2014/879 art. 16\(a\)](#)
- rule 2(3) omitted by [S.I. 2014/879 art. 16\(b\)](#)
- rule 3 omitted by [S.I. 2014/879 art. 17](#)
- rule 3 heading substituted by [S.I. 2011/1329 rule 81\(2\)](#)
- rule 3 word substituted by [S.I. 2011/1045 art. 16\(a\)](#)
- rule 3 heading word substituted by [S.I. 2011/1045 art. 16\(a\)](#)
- rule 3 word substituted by [S.I. 2011/1329 rule 81\(3\)\(a\)](#)
- rule 3 words inserted by [S.I. 2011/1045 art. 16\(b\)](#)
- rule 3 heading words inserted by [S.I. 2011/1045 art. 16\(b\)](#)
- rule 3 words substituted by [S.I. 2011/1329 rule 81\(3\)\(b\)](#)
- rule 3A added (5.4.2010) by [S.I. 2009/3362 rules 23](#)
- rule 3A(1)(h) words inserted by [S.I. 2021/626 rule 2\(3\)](#)
- rule 3A(7)(a) words substituted by [S.I. 2020/100 Sch. para. 2\(3\)](#)
- rule 3B inserted by [S.I. 2021/626 rule 2\(4\)](#)
- rule 3C inserted by [S.I. 2022/523 rule 2\(2\)](#)
- rule 4 referred to by [S.I. 2005/384 rules 7.17.2](#)
- rule 4(4) words substituted by [S.I. 2005/617 Sch. para. 68](#)
- rules 4A4B added by [S.I. 1997/706 rule 3](#)
- rules 4A4B added by [S.I. 1997/706 rule 3](#)
- rule 4A am by [S.I. 2001/610 rule 4](#)
- rule 4A amended by [S.I. 2000/3361 rule 2\(3\)](#)

- rule 4A referred to by [S.I. 2005/384 rule 28.2](#)
- rule 4A substituted by [S.I. 2021/626 rule 2\(5\)](#)
- rule 4A(1) amended by [S.I. 1998/3046 rule 2\(3\)](#)
- rules 4B9–11 11A 15 17–20 22 25–30 am by [S.I. 2001/610 rule 3](#)
- rule 4B referred to by [S.I. 2005/384 rule 27.2](#)
- rule 5 amended by [S.I. 1997/706 rule 4](#)
- rule 5 amended by [S.I. 1997/706 rule 4](#)
- rule 5-13A omitted by [S.I. 2021/626 rule 2\(12\)\(a\)](#)
- rules 5–8 referred to by [S.I. 2005/384 rules 10.1–10.4](#)
- rule 6 amended by
- rule 6(1)rule 6(2)rev.inpt. amended by [S.I. 1997/706 rule 5\(1\)\(a\)\(b\)](#)
- rule 6(1)rule 6(2)rev.inpt. amended by [S.I. 1997/706 rule 5\(1\)\(a\)\(b\)](#)
- rule 6(3) amended by [S.I. 1997/706 rule 5\(1\)\(c\)](#)
- rule 6(3) amended by [S.I. 1997/706 rule 5\(1\)\(c\)](#)
- rule 6(4)(5) revoked by [S.I. 1997/706 rule 5\(1\)\(d\)](#)
- rule 6(4)(5) revoked by [S.I. 1997/706 rule 5\(1\)\(d\)](#)
- rule 7 head. substituted by [S.I. 1997/706 rule 6](#)
- rule 7 head. substituted by [S.I. 1997/706 rule 6](#)
- rule 7(2)-(13) replaced (by rule 7(2)-(7)) by [S.I. 1997/706 rule 7\(1\)](#)
- rule 7(2)-(13) replaced (by rule 7(2)-(7)) by [S.I. 1997/706 rule 7\(1\)](#)
- rule 8 substituted by [S.I. 1997/706 rule 8](#)
- rule 8 substituted by [S.I. 1997/706 rule 8](#)
- rule 9 amended by [S.I. 1998/3046 rule 2\(4\)](#)
- rule 9 amended by [S.I. 2000/3361 rule 2\(4\)](#)
- rules 910 referred to by [S.I. 2005/384 rules 19.1919.20](#)
- rule 10 amended by [S.I. 1998/3046 rule 2\(5\)](#)
- rule 10 amended by [S.I. 2000/3361 rule 2\(5\)](#)
- rule 10 rev in pt by [S.I. 2003/1236 rules 912](#)
- rule 11 am by [S.I. 2003/1236 rules 913\(a\)\(c\)](#)
- rule 11 amended by
- rule 11 head. amended by [S.I. 1997/706 rule 9](#)
- rule 11 head. amended by [S.I. 1997/706 rule 9](#)
- rule 11 referred to by [S.I. 2005/384 rule 10.5](#)
- rule 11 rev in pt by [S.I. 2003/1236 rules 913\(b\)\(d\)](#)
- rule 11(1) revoked by [S.I. 1997/706 rule 10\(a\)](#)
- rule 11(1) revoked by [S.I. 1997/706 rule 10\(a\)](#)
- rule 11(2) amended by [S.I. 1992/729 rule 2](#)
- rule 11(2) amended by [S.I. 1997/706 rule 10\(b\)\(i\)](#)
- rule 11(2) amended by [S.I. 1997/706 rule 10\(b\)\(i\)](#)
- rule 11(2)(b) substituted by [S.I. 1997/706 rule 10\(b\)\(ii\)](#)
- rule 11(2)(b) substituted by [S.I. 1997/706 rule 10\(b\)\(ii\)](#)
- rule 11(2)(c) substituted by [S.I. 1997/706 rule 10\(b\)\(iii\)](#)
- rule 11(2)(c) substituted by [S.I. 1997/706 rule 10\(b\)\(iii\)](#)
- rule 11(2)(d) revoked by [S.I. 1997/706 rule 10\(b\)\(iv\)](#)
- rule 11(2)(d) revoked by [S.I. 1997/706 rule 10\(b\)\(iv\)](#)
- rule 11(2)(g)(h) amended by [S.I. 1997/706 rule 10\(b\)\(v\)](#)
- rule 11(2)(g)(h) amended by [S.I. 1997/706 rule 10\(b\)\(v\)](#)
- rule 11(2)(i) substituted by [S.I. 1997/706 rule 10\(b\)\(vi\)](#)
- rule 11(2)(i) substituted by [S.I. 1997/706 rule 10\(b\)\(vi\)](#)
- rule 11(2)(o) amended by [S.I. 1997/706 rule 10\(b\) \(vi i i\)](#)
- rule 11(2)(o) amended by [S.I. 1997/706 rule 10\(b\) \(vi i i\)](#)
- rule 11(2X1) amended by [S.I. 1997/706 rule 10\(b\)\(vii\)](#)
- rule 11(2X1) amended by [S.I. 1997/706 rule 10\(b\)\(vii\)](#)
- rule 11(3) revoked by [S.I. 1997/706 rule 10\(c\)](#)
- rule 11(3) revoked by [S.I. 1997/706 rule 10\(c\)](#)
- rule 11A added by [S.I. 1998/3046 rule 2\(6\)](#)
- rule 11A added by [S.I. 2000/3361 rule 2\(6\)](#)
- rule 11A am by [S.I. 2003/1236 rules 914\(a\)\(c\)](#)

- rule 11A referred to by S.I. 2005/384 rule 12.1
- rule 11A rev in pt by S.I. 2003/1236 rules 914(b)(d)
- rule 12 referred to by S.I. 2005/384 rule 7.3
- rule 13 amended by
- rules 1313A referred to by S.I. 2005/384 rules 37.137.2
- rule 14 referred to by S.I. 2005/384 rule 37.7
- rule 15 omitted by S.I. 2021/626 rule 2(12)(b)
- rule 15 referred to by S.I. 2005/384 rule 37.3
- rule 15 rev in pt by S.I. 2003/1236 rules 915
- rule 16 am by S.I. 2003/1236 rules 916(1)(2)
- rule 16 referred to by S.I. 2005/384 rule 6.1
- rule 16 rev in pt by S.I. 2003/1236 rules 916(3)
- rule 17 am by S.I. 2003/1236 rules 917(1)(a)17(1)(b)(2)
- rule 17 amended by
- rule 17-20 omitted by S.I. 2021/626 rule 2(12)(c)
- rules 1718 referred to by S.I. 2005/384 rules 43.143.2 (Pt 43) (Pt 43)
- rule 17 rev in pt by S.I. 2003/1236 rules 917(1)(c)
- rule 17(1)rev in pt and amended by S.I. 1992/2072 rule 2(b)
- rule 17(1)(i) added by S.I. 1994/1481 rule 3(b)
- rule 17(2) rev in pt by S.I. 1992/2072 rule 2(c)
- rule 17(3) rev in pt by S.I. 1992/2072 rule 2(d)
- rule 18 am by S.I. 2003/1236 rules 918
- rule 19 am by S.I. 2003/1236 rules 919(1)(a)–(c) (d)(i) (2)
- rule 19 referred to by S.I. 2005/384 rule 42.1 (Pt 42) (Pt 42)
- rule 19 rev in pt by S.I. 2003/1236 rules 919(1)(d)(ii)(e)
- rule 20 referred to by S.I. 2005/384 rule 7.4
- rule 20 rev in pt by S.I. 2003/1236 rules 920
- rule 21 revoked by S.I. 1997/706 rule 11
- rule 21 revoked by S.I. 1997/706 rule 11
- rule 22-32 omitted by S.I. 2021/626 rule 2(12)(d)
- rule 22 referred to by S.I. 2005/384 rule 37.6
- rule 23 referred to by S.I. 2005/384 rule 18.8
- rule 24 am by S.I. 2003/1236 rules 921
- rule 24 referred to by S.I. 2005/384 rule 49.1
- rule 25 am by S.I. 2003/1236 rules 922(1)(a)22(1)(b)22(2)(b)(c)
- rule 25 amended by
- rule 25 referred to by S.I. 2005/384 rule 19.13
- rule 25 rev in pt by S.I. 2003/1236 rules 922(1)(c)22(2)(a)(d)
- rule 25(1)(i) added by S.I. 1992/2073 rule 2(e)
- rule 26 referred to by S.I. 2005/384 rule 19.14
- rule 27 am by S.I. 2003/1236 rules 923
- rule 27 referred to by S.I. 2005/384 rule 45.1 (Pt 45) (Pt 45)
- rule 28 am (cross-heading am) by S.I. 2003/1236 rules 924
- rule 28 referred to by S.I. 2005/384 rule 54.1 (Pt 54) (Pt 54)
- rule 28 subst by S.I. 2003/1236 rules 925
- rule 28(1) replaced by S.I. 1992/2072 rule 2(f)
- rule 28(1A) amended by S.I. 1998/2167 rule 4(2)(a)(i)
- rule 28(1A)(b) revoked by S.I. 1998/2167 rule 4rule 4(2)rule 4(2)(a)(ii)
- rule 28(2) amended by S.I. 1992/2072 rule 2(g)
- rule 28(2) amended by S.I. 1998/2167 rule 4(2)(b)(i)
- rule 28(2) amended by S.I. 1998/2167 rule 4(2)(b)(ii)
- rule 28(4) added by S.I. 1992/2072 rule 2(h)
- rule 28(4) substituted by S.I. 1998/2167 rule 4(2)(c)
- rule 29 am by S.I. 2003/1236 rules 926(1)26(2)(a)
- rule 29 amended by
- rules 2930 referred to by S.I. 2005/384 rules 47.147.2 (Pt 47) (Pt 47)
- rule 29 rev in pt by S.I. 2003/1236 rules 926(2)(b)
- rule 29(1A)(3) revoked by S.I. 1992/2072 rule 2(1)

- rule 29(2) rev in pt by S.I. 1992/2072 rule 2(j)
- rule 30 am by S.I. 2003/1236 rules 927(1)(a)27(2)(a)(3)
- rule 30 rev in pt by S.I. 2003/1236 rules 927(1)(b)27(2)(b)
- rule 31 referred to by S.I. 2005/384 rule 49.2
- rule 32 am by S.I. 2001/610 rules 37
- rule 32 referred to by S.I. 2005/384 rule 55.1
- rule 32(1)(a) words substituted by S.I. 2005/617 Sch. para. 69
- rule 33 revoked by S.I. 1997/706 rule 12
- rule 33 revoked by S.I. 1997/706 rule 12
- rule 35A revoked by
- rule 36 amended by
- rule 36 amended by
- rule 38 am by S.I. 2001/610 rule 3
- rule 38 omitted by S.I. 2014/879 art. 17
- rule 39 am by S.I. 2001/610 rules 38
- rule 39 am by S.I. 2005/2930 rule 2(c)Sch 1 para 4
- rule 39 substituted by S.I. 1992/457 Sch. reg.16
- rule 39(1) words substituted by S.I. 2021/626 rule 2(6)
- rule 39(6) applied by S.I. 2010/2955 rule 9.2
- rule 39(6) omitted by S.I. 2014/879 art. 17
- rule 40 am by S.I. 2001/610 rules 37
- rule 40 rev by S.I. 2003/1236 rules 928
- rule 41 am by S.I. 2001/610 rules 36
- rule 41 amended by
- rule 41 applied by S.I. 2010/2955 rule 9.2
- rule 41 applied (with modifications) by S.I. 2011/1329 rule 46
- rule 41 omitted by S.I. 2014/879 art. 17
- rule 41(1)(a) words substituted by S.I. 2005/617 Sch. para. 70(a)
- rule 41(2) words substituted by S.I. 2005/617 Sch. para. 70(b)(i)
- rule 41(2) words substituted by S.I. 2005/617 Sch. para. 70(b)(ii)
- rule 41(3) words substituted by S.I. 2005/617 Sch. para. 70(c)
- rule 41(4) words substituted by S.I. 2005/617 Sch. para. 70(d)(i)
- rule 41(4) words substituted by S.I. 2005/617 Sch. para. 70(d)(ii)
- rule 41(4) words substituted by S.I. 2005/617 Sch. para. 70(d)(iii)
- rule 41(5) words substituted by S.I. 2005/617 Sch. para. 70(e)(i)
- rule 41(5) words substituted by S.I. 2005/617 Sch. para. 70(e)(ii)
- rule 41(5) words substituted by S.I. 2005/617 Sch. para. 70(e)(iii)
- rule 41(7) words substituted by S.I. 2005/617 Sch. para. 70(f)(i)
- rule 41(7) words substituted by S.I. 2005/617 Sch. para. 70(f)(ii)
- rule 41(7) words substituted by S.I. 2005/617 Sch. para. 70(f)(iii)
- rule 41(8) words substituted by S.I. 2005/617 Sch. para. 70(g)
- rule 42 revoked by
- rule 43 amended by
- rule 43 applied by S.I. 2010/2955 rule 9.2
- rule 43 omitted by S.I. 2014/879 art. 17
- rule 44 amended by
- rule 44 applied by S.I. 2010/2955 rule 9.2
- rule 44 omitted by S.I. 2014/879 art. 17
- rule 45 am by S.I. 2001/610 rules 379
- rule 45 am by S.I. 2005/2930 rule 2(c)Sch 1 para 5(b)(c)
- rule 45 am (heading am) by S.I. 2005/2930 rule 2(c)Sch 1 para 5(a)
- rule 45 applied by S.I. 2010/2955 rule 9.2
- rule 45 omitted by S.I. 2014/879 art. 17
- rule 46 am by S.I. 2001/610 rule 3
- rule 46 am by S.I. 2003/1236 rules 929
- rule 46 referred to by S.I. 2005/384 rule 52.1
- rule 46(1) word substituted by S.I. 2014/600 Sch. para. 1(b)
- rule 47 am by S.I. 2001/610 rules 35

- rule 47(4) words substituted by S.I. 2009/2054 Sch. 1 para. 8
- rule 48 am by S.I. 2001/610 rules 310
- rule 48 applied by S.I. 2010/2955 rule 9.2
- rules 4849 referred to by S.I. 2005/384 rules 52.252.3
- rule 48(1) omitted by S.I. 2021/626 rule 2(12)(e)
- rule 48(1) substituted by S.I. 1992/457 Sch. reg.17
- rule 49 am by S.I. 2001/610 rule 3
- rule 49 applied by S.I. 2010/2955 rule 9.2
- rule 50 revoked by S.I. 1992/457 Sch reg.18
- rule 51 am by S.I. 2005/2930 rule 2(c)Sch 1 para 6
- rule 51 amended by
- rule 51 amended by
- rule 51 applied by S.I. 2010/2955 rule 9.2
- rule 51-52A omitted by S.I. 2021/626 rule 2(12)(f)
- rules 51–57 referred to by S.I. 2005/384 rules 52.4–52.11
- rule 51 words omitted by S.I. 2014/879 art. 18
- rule 52A inserted by
- rule 53(1) word substituted by S.I. 2014/600 Sch. para. 1(c)
- rule 54 am by S.I. 2001/167 rule 3(1)–(3)
- rule 54 am by S.I. 2001/610 rules 37
- rule 54 amended by
- rule 54 amended by
- rule 54 amended by S.I. 1999/2765 rule 2
- rule 54 rev in pt by S.I. 2001/167 rule 3(4)
- rule 54(1) words substituted by S.I. 2014/600 Sch. para. 1(d)(i)(aa)
- rule 54(1)(a) word substituted by S.I. 2014/600 Sch. para. 1(d)(i)(bb)
- rule 54(1)(b) words substituted by S.I. 2014/600 Sch. para. 1(d)(i)(cc)
- rule 54(2) word substituted by S.I. 2014/600 Sch. para. 1(d)(ii)
- rule 54(3) words substituted by S.I. 2014/600 Sch. para. 1(d)(iii)
- rule 54(3B) words substituted by S.I. 2014/600 Sch. para. 1(d)(iv)(aa)
- rule 54(3B)(a) word substituted by S.I. 2014/600 Sch. para. 1(d)(iv)(bb)
- rule 54(3B)(b) words substituted by S.I. 2014/600 Sch. para. 1(d)(iv)(cc)
- rule 54(3B)(c) word substituted by S.I. 2014/600 Sch. para. 1(d)(iv)(dd)
- rule 54(4)-(11) omitted by S.I. 2014/600 Sch. para. 1(d)(v)
- rule 54(4) rev in pt by S.I. 1992/729 rule 3
- rule 55 am by S.I. 2001/610 rules 36
- rule 55 amended by
- rule 55 amended by
- rule 55 amended by
- rule 55 words substituted by S.I. 2005/617 Sch. para. 71
- rule 55(1)(a) word substituted by S.I. 2014/600 Sch. para. 1(e)
- rule 55(1)(c) word substituted by S.I. 2014/600 Sch. para. 1(e)
- rule 56 am by S.I. 2001/610 rule 3
- rule 56-57A omitted by S.I. 2021/626 rule 2(12)(g)
- rule 57 am by S.I. 2001/610 rule 11
- rule 57 rev in pt by S.I. 2003/1236 rules 930
- rule 57(1) rev in pt by S.I. 1993/1183 rule 3(c)
- rule 57A added by S.I. 2003/423 rule 2
- rule 57A referred to by S.I. 2005/384 rule 58.12
- rule 57A(1) words substituted by S.I. 2005/617 Sch. para. 72(a)
- rule 57A(1) words substituted by S.I. 2005/617 Sch. para. 72(b)
- rule 57A(4) words substituted by S.I. 2019/1367 rule 4
- rule 58(3) words substituted by S.I. 2005/617 Sch. para. 73
- rule 59 am by S.I. 2001/610 rules 312
- rule 59 amended by
- rule 59 omitted by S.I. 2014/879 art. 19
- rule 59(1)(a)(iii) words substituted by S.I. 2005/617 Sch. para. 74(b)
- rule 59(1)(a)(ii) words substituted by S.I. 2005/617 Sch. para. 74(a)

- rule 59(2) words substituted by S.I. 2005/617 Sch. para. 74(c)(i)
- rule 59(2) words substituted by S.I. 2005/617 Sch. para. 74(c)(ii)
- rule 59(2) words substituted by S.I. 2005/617 Sch. para. 74(c)(iii)
- rule 59A59B inserted by S.I. 2011/1329 rule 81(4)
- rule 59A omitted by S.I. 2014/879 art. 19
- rule 59B omitted by S.I. 2014/879 art. 19
- rule 60 am by S.I. 2001/610 rules 36
- rule 60 amended by
- rule 60(2) omitted by S.I. 2014/879 art. 19
- rule 60(2) words substituted by S.I. 2005/617 Sch. para. 75
- rule 60(3) omitted by S.I. 2014/879 art. 19
- rule 60A inserted by S.I. 2021/459 rule 2(2)
- rule 61 am by S.I. 2001/610 rule 3
- rule 61-63 amended by
- rule 61 omitted by S.I. 2014/879 art. 19
- rule 62 applied by S.I. 2010/2955 rule 9.2
- rule 62 omitted by S.I. 2014/879 art. 19
- rule 63 am by S.I. 2001/610 rules 3613
- rule 63 omitted by S.I. 2021/626 rule 2(12)(h)
- rule 63(1) omitted by S.I. 2014/879 art. 19
- rule 63(1) words substituted by S.I. 2005/617 Sch. para. 75
- rules 6465 referred to by S.I. 2005/384 rules 52.1252.13
- rule 65 am by S.I. 2003/1236 rules 931
- rule 65 amended by
- rule 65 amended by
- rule 65 omitted by S.I. 2021/626 rule 2(12)(i)
- rule 65(2)(e) words substituted by S.I. 2014/600 Sch. para. 1(f)
- rule 65(2)(ff) added by S.I. 1992/2072 rule 2(k)
- rule 65(2)(ff) words omitted by S.I. 2013/630 reg. 61
- rule 66 am by S.I. 2001/610 rules 314
- rule 66 am by S.I. 2003/1236 rules 932(1)–(3)
- rule 66 amended by
- rule 66 amended by
- rule 66 applied by S.I. 2010/2955 rule 9.2
- rules 66–66B referred to by S.I. 2005/384 rules 6.1–6.3
- rule 66 rev in pt by S.I. 2003/1236 rules 932(4)
- rule 66(10B) added by S.I. 1992/2072 rule 2(1)
- rule 66(11) amended by S.I. 1993/1183 rule 3(d)(i)
- rule 66(11A) added by S.I. 1993/1183 rule 3(d)(ii)
- rule 66(12) amended by S.I. 1992/709 art.2Sch.1
- rule 66(12) omitted by S.I. 2021/626 rule 2(7)
- rule 66A am by S.I. 2001/610 rule 15
- rule 66A inserted by
- rule 66A-66E substituted for rule 66A 66B by S.I. 2021/626 rule 2(8)
- rules 66B6970 am by S.I. 2001/610 rule 3
- rule 66B inserted by
- rule 67 am by S.I. 2003/1236 rules 933
- rule 67 applied by S.I. 2010/2955 rule 9.2
- rule 67 referred to by S.I. 2005/384 rule 4.2
- rule 67(1) words substituted by S.I. 2021/626 rule 2(9)
- rule 68 am by S.I. 2001/610 rule 5
- rule 68 applied by S.I. 2010/2955 rule 9.2
- rule 68 referred to by S.I. 2005/384 rule 6.4
- rule 68 rev in pt by S.I. 2003/1236 rules 934
- rule 69 am by S.I. 2005/2930 rule 2(c)Sch 1 para 7
- rule 69 amended by
- rule 69 applied by S.I. 2010/2955 rule 9.2
- rule 69 omitted by S.I. 2014/879 art. 19

- rule 70 amended by
- rule 70 amended by
- rule 70-73 omitted by [S.I. 2021/626 rule 2\(12\)\(j\)](#)
- rule 70 referred to by [S.I. 2005/384 rule 27.1](#)
- rule 70 head. substituted by [S.I. 1997/706 rule 13](#)
- rule 70 head. substituted by [S.I. 1997/706 rule 13](#)
- rule 70(1)(2) amended by [S.I. 1997/706 rule 14\(a\)\(b\)](#)
- rule 70(1)(2) amended by [S.I. 1997/706 rule 14\(a\)\(b\)](#)
- rule 70(3) revoked by [S.I. 1997/706 rule 14\(c\)](#)
- rule 70(3) revoked by [S.I. 1997/706 rule 14\(c\)](#)
- rule 70(4) amended by [S.I. 1997/706 rule 14\(d\)\(i\)Cii\)](#)
- rule 70(4) amended by [S.I. 1997/706 rule 14\(d\)\(i\)Cii\)](#)
- rule 70(4) rev.in pt. by [S.I. 1997/706 rule 14\(d\)\(iii\)](#)
- rule 70(4) rev.in pt. by [S.I. 1997/706 rule 14\(d\)\(iii\)](#)
- rule 70(5) amended by [S.I. 1997/706 rule 14\(e\)](#)
- rule 70(5) amended by [S.I. 1997/706 rule 14\(e\)](#)
- rule 70(5A) added by [S.I. 1997/706 rule 14\(f\)](#)
- rule 70(5A) added by [S.I. 1997/706 rule 14\(f\)](#)
- rule 70(6) substituted by [S.I. 1997/706 rule 14\(g\)](#)
- rule 70(6) substituted by [S.I. 1997/706 rule 14\(g\)](#)
- rule 70(7) substituted by [S.I. 1997/706 rule 14\(h\)](#)
- rule 70(7) substituted by [S.I. 1997/706 rule 14\(h\)](#)
- rule 70(8) amended by [S.I. 1997/706 rule 14\(i\)](#)
- rule 70(8) amended by [S.I. 1997/706 rule 14\(i\)](#)
- rule 70(9) substituted by [S.I. 1997/706 rule 14\(j\)](#)
- rule 70(9) substituted by [S.I. 1997/706 rule 14\(j\)](#)
- rules 7172 referred to by [S.I. 2005/384 rules 37.437.5](#)
- rule 71 rev.in pt. by [S.I. 1997/706 rule 15](#)
- rule 71 rev.in pt. by [S.I. 1997/706 rule 15](#)
- rule 72 amended by [S.I. 1992/729 rule 4](#)
- rule 72A added by [S.I. 2004/2993 rule 2](#)
- rule 72A referred to by [S.I. 2005/384 rules 35.2–35.9](#)
- rule 72A(1) words substituted by [S.I. 2005/617 Sch. para. 76\(a\)](#)
- rule 72A(2)-(5) words substituted by [S.I. 2005/617 Sch. para. 76\(b\)](#)
- rule 73 am by [S.I. 2001/610 rules 316](#)
- rule 73 referred to by [S.I. 2005/384 rule 7.9](#)
- rule 73 replaced by
- rule 74 am by [S.I. 2001/610 rules 36](#)
- rule 74 referred to by [S.I. 2005/384 rule 63.3](#)
- rule 74(2) amended by [S.I. 1993/1183 rule 3\(e\)](#)
- rule 74(3)(a) omitted by [S.I. 2021/626 rule 2\(12\)\(k\)](#)
- rule 74(4) words substituted by [S.I. 2005/617 Sch. para. 75](#)
- rule 74(5)-(7) omitted by [S.I. 2021/626 rule 2\(12\)\(k\)](#)
- rule 74(7) added by [S.I. 1992/2072 rule 2\(m\)](#)
- rules 7576 am by [S.I. 2001/610 rule 3](#)
- rule 75 referred to by [S.I. 2005/384 rule 63.6](#)
- rules 76–81 referred to by [S.I. 2005/384 rules 64.1–64.6](#)
- rule 77 am by [S.I. 2001/610 rules 35](#)
- rule 78 am by [S.I. 2001/610 rule 3](#)
- rule 78(2) words substituted by [S.I. 2021/626 rule 2\(10\)](#)
- rule 79 am by [S.I. 2001/610 rules 35717](#)
- rule 79(2) words substituted by [S.I. 2021/626 rule 2\(11\)](#)
- rule 82 am by [S.I. 2001/610 rule 3](#)
- rule 82 words substituted by [S.I. 2005/617 Sch. para. 77\(a\)](#)
- rule 82 words substituted by [S.I. 2005/617 Sch. para. 77\(b\)](#)
- rule 82 words substituted by [S.I. 2005/617 Sch. para. 77\(c\)](#)
- rule 84-90A omitted by [S.I. 2021/626 rule 2\(12\)\(l\)](#)
- rules 84–88 referred to by [S.I. 2005/384 rules 19.4–19.8](#)

- rule 84A am by [S.I. 2001/610 rules 35](#)
- rule 84A referred to by [S.I. 2005/384 rule 19.1](#)
- rule 84A(2)(b) words substituted by [S.I. 2005/617 Sch. para. 78](#)
- rule 86 am by [S.I. 2001/167 rule 4](#)
- rule 86 am by [S.I. 2001/610 rules 318](#)
- rule 86 amended by
- rules 8687 rev in pt by [S.I. 2003/1236 rules 93536](#)
- rule 86(1)(b) words substituted by [S.I. 2005/617 Sch. para. 79](#)
- rule 86(1)(b) words substituted by [S.I. 2020/100 Sch. para. 2\(4\)](#)
- rules 878993 am by [S.I. 2001/610 rule 3](#)
- rule 87 amended by
- rule 90 amended by
- rule 90 amended by
- rules 9090A referred to by [S.I. 2005/384 rules 19.1019.11](#)
- rule 90 rev in pt by [S.I. 2003/1236 rules 937](#)
- rules 90A95A added by [S.I. 1993/1183 rule 3\(f\)\(g\)](#)
- rule 90B added by [S.I. 2001/167 rule 5](#)
- rule 90B referred to by [S.I. 2005/384 rule 18.4](#)
- rule 91-94 omitted by [S.I. 2021/626 rule 2\(12\)\(m\)](#)
- rule 91 referred to by [S.I. 2005/384 rule 19.3](#)
- rule 91 replaced by
- rule 92 am by [S.I. 2001/610 rule 19](#)
- rule 92 referred to by [S.I. 2005/384 rule 19.12](#)
- rule 92 words substituted by [S.I. 2005/617 Sch. para. 80](#)
- rule 93 amended by [S.I. 1998/3046 rule 2\(7\)](#)
- rule 93 amended by [S.I. 2000/3361 rule 2\(7\)](#)
- rule 93 referred to by [S.I. 2005/384 rule 19.21](#)
- rule 93A added by [S.I. 1994/1481 rule 3\(c\)](#)
- rule 93A am by [S.I. 2001/610 rules 320](#)
- rule 93A referred to by [S.I. 2005/384 rule 19.16](#)
- rules 93A93B rev in pt by [S.I. 2003/1236 rules 93839](#)
- rule 93A(7)(8) applied by [S.I. 1999/2784 Sch. para. 16](#)
- rule 93B am by [S.I. 2001/610 rules 321](#)
- rule 93B referred to by [S.I. 2005/384 rule 19.2](#)
- rule 93B(1)(b) words substituted by [S.I. 2005/617 Sch. para. 81\(a\)](#)
- rule 93B(3)(b) words substituted by [S.I. 2005/617 Sch. para. 81\(b\)](#)
- rule 94 referred to by [S.I. 2005/384 rule 18.5](#)
- rule 94 replaced by
- rules 9595A96 referred to by [S.I. 2005/384 rules 18.1–18.3](#)
- rule 95 substituted by [S.I. 2019/1367 rule 5](#)
- rule 95A am by [S.I. 2001/610 rule 22](#)
- rule 95A words substituted by [S.I. 2005/617 Sch. para. 82](#)
- rule 96 am by [S.I. 2001/167 rule 6](#)
- rule 96 amended by
- rules 9697 rev in pt by [S.I. 2003/1236 rules 94041](#)
- rule 96(2) omitted by [S.I. 2019/1367 rule 6](#)
- rule 97 am by [S.I. 2001/167 rule 7](#)
- rule 97 amended by
- rule 97 amended by
- rule 97 referred to by [S.I. 2005/384 rule 18.6](#)
- rule 98 am by [S.I. 2003/1236 rules 942](#)
- rule 98 referred to by [S.I. 2005/384 rule 7.7](#)
- rule 98 substituted by [S.I. 2019/1367 rule 7](#)
- rule 99 am by [S.I. 2005/2930 rule 2\(c\)Sch 1 para 8](#)
- rule 99 amended by
- rule 99 referred to by [S.I. 2005/384 rule 4.1](#)
- rule 99 substituted by [S.I. 2019/1367 rule 8](#)
- rule 99(2) revoked by [S.I. 1993/1183 rule 3\(h\)](#)

- rule 99(2)(b) rev in pt by S.I. 1992/729 rule 5
- rule 100-101B omitted by S.I. 2021/626 rule 2(12)(n)
- rule 100 referred to by S.I. 2005/384 rule 7.2
- rules 101-101A referred to by S.I. 2005/384 rules 55.255.3
- rule 101(2) words substituted by S.I. 2005/617 Sch. para. 83
- rule 101A added by S.I. 1993/1183 rule 3(i)
- rule 101A am by S.I. 2001/610 rules 323
- rule 101B inserted by S.I. 2014/879 art. 20
- rule 102 rev by S.I. 2003/1236 rules 943
- rule 103 revoked by S.I. 1998/2167 rule 4(3)
- rules 104-104A-104B-108-110 am by S.I. 2001/610 rule 3
- rule 104 am by S.I. 2003/1236 rules 944
- rule 104-104C omitted by S.I. 2021/626 rule 2(12)(o)
- rule 104 referred to by S.I. 2005/384 rule 53.1 (Pt 53) (Pt 53)
- rule 104(2) substituted by S.I. 1993/1183 rule 3(j)
- rule 104A inserted by
- rules 104A-104C referred to by S.I. 2005/384 rules 56.1-56.3
- rule 104A substituted by S.I. 1995/2619 rule 2
- rule 104B added by S.I. 1994/3154 rule 2
- rule 104C added by S.I. 1995/2619 rule 3
- rule 105 am by S.I. 2005/2930 rule 2(c)Sch 1 para 9(b)
- rule 105 am (heading am) by S.I. 2005/2930 rule 2(c)Sch 1 para 9(a)
- rule 105 amended by
- rule 105 omitted by S.I. 2014/879 art. 21
- rule 105(2) word substituted by S.I. 2014/600 Sch. para. 1(g)
- rule 106 amended by
- rule 106 omitted by S.I. 2014/879 art. 21
- rule 106(2)(b) words substituted by S.I. 2005/617 Sch. para. 84
- rule 107 am by S.I. 2001/610 rule 24
- rule 107 amended by
- rule 107 amended by S.I. 1997/706 rule 16
- rule 107 amended by S.I. 1997/706 rule 16
- rule 107 amended by S.I. 1998/3046 rule 2(8)
- rule 107 amended by S.I. 2000/3361 rule 2(8)
- rule 107 referred to by S.I. 2005/384 rule 28.1
- rule 108 omitted by S.I. 2021/626 rule 2(12)(p)
- rule 108 referred to by S.I. 2005/384 rule 7.5
- rule 109 am by S.I. 2003/1236 rules 945
- rule 109 omitted by S.I. 2019/1367 rule 9
- rule 109 referred to by S.I. 2005/384 rule 5.3
- rule 110 inserted by
- rule 110-112 omitted by S.I. 2021/626 rule 2(12)(q)
- rule 110 referred to by S.I. 2005/384 rule 19.15
- rule 111 am by S.I. 2001/610 rules 37
- rule 111 inserted by
- rule 111 referred to by S.I. 2005/384 rule 55.4
- rule 112 am by S.I. 2001/610 rule 3
- rule 112 inserted by
- rule 112 referred to by S.I. 2005/384 rule 7.6
- rule 113 rev by S.I. 2003/1236 rules 946
- rule 114 omitted by S.I. 2014/879 art. 21
- rule 114 referred to by S.I. 2005/384 rule 50.3
- rule 114 revoked by S.I. 1998/2167 rule 4(4)
- rule 115 inserted by S.I. 2019/1367 rule 10