
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations prohibit county courts from granting—

- (a) an order allowing one party to search premises for the purpose of obtaining evidence in proceedings (an “Anton Piller” order);
- (b) an interlocutory injunction preventing a party from either removing assets out of the jurisdiction of the High Court or dealing with assets whether within the jurisdiction of the High Court or outside that jurisdiction (a “Mareva” injunction);

except in specified circumstances (regulations 2 and 3).

The High Court and County Courts Jurisdiction Order 1991 ([S.I.1991/724](#)) gives the High Court jurisdiction to grant an injunction in or in anticipation of county court proceedings where the county court has no jurisdiction to do so and applications for Mareva injunctions should be made to the High Court. These Regulations provide that the application to the High Court for an Anton Piller order shall be deemed to include an application for transfer of the proceedings (regulation 4). Where the proceedings (and not just the application) are transferred to the High Court, the Regulations provide for transfer back again once the application has been dealt with (regulation 5).