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STATUTORY INSTRUMENTS

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**1998 No. 3132**

The Civil Procedure Rules 1998

PART 13

SETTING ASIDE OR VARYING DEFAULT JUDGMENT

**Abandoned claim restored where default judgment set aside**

**13.6** Where—

- (a) the claimant claimed a remedy in addition to one specified in rule 12.4(1) (claims in respect of which the claimant may obtain default judgment by filing a request);
- (b) the claimant abandoned his claim for that remedy in order to obtain default judgment on request in accordance with rule 12.4(3); and
- (c) that default judgment is set aside<sup>(GL)</sup> under this Part,

the abandoned claim is restored when the default judgment is set aside.

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**Commencement Information**

**II** Rule 13.6 in force at 26.4.1999, see [Signature](#)

**Status:**

Point in time view as at 31/03/2008.

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 13.6.