
STATUTORY INSTRUMENTS

1998 No. 3132

The Civil Procedure Rules 1998

PART 14

ADMISSIONS

Determination of rate of payment by judge

14.12.—(1) Where a judge is to determine the time and rate of payment, [^{F1}they] may do so without a hearing.

(2) Where a judge is to determine the time and rate of payment at a hearing, the proceedings [^{F2}will][^{F3}, in the High Court] be transferred automatically [^{F4}, or, in the County Court, be sent] to the defendant's home court if—

- (a) the only claim is for a specified amount of money;
- (b) the defendant is an individual;
- (c) the claim has not been transferred [^{F5}or sent] to another defendant's home court ^{F6} ...;
- (d) the claim was not started in the defendant's home court; and
- (e) the claim was not started in a specialist list.

^{F7} ...

[^{F8}(2A) Where the judge is to determine the time and rate of payment at a hearing, the proceedings will be [^{F9}sent to the preferred hearing centre] if—

- (a) the only claim is for a specified amount of money;
- (b) the claim [^{F10}was started in the County Court];
- (c) the defendant is not an individual; and
- (d) the claim has not been [^{F11}sent] to another court.]

(3) If there is to be a hearing to determine the time and rate of payment, the court [^{F12}will] give each party at least 7 days' notice of the hearing.

Textual Amendments

- F1** Word in rule 14.12(1) substituted (22.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(1), **10(1)(i)**; S.I. 2014/954, art. 2(a)
- F2** Word in rule 14.12(2) substituted (19.3.2012) by The Civil Procedure (Amendment No.4) Rules 2011 (S.I. 2011/3103), rules 1, **7(c)(i)**
- F3** Words in rule 14.12(2) inserted (22.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(1), **10(1)(ii)(aa)**; S.I. 2014/954, art. 2(a)
- F4** Words in rule 14.12(2) inserted (22.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(1), **10(1)(ii)(bb)**; S.I. 2014/954, art. 2(a)

Status: Point in time view as at 22/04/2014.

Changes to legislation: There are currently no known outstanding effects for the
The Civil Procedure Rules 1998, Section 14.12. (See end of Document for details)

- F5** Words in rule 14.12(2)(c) inserted (22.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(1), **10(1)(ii)(cc)**; S.I. 2014/954, art. 2(a)
- F6** Words in rule 14.12(2)(c) omitted (19.3.2012) by virtue of The Civil Procedure (Amendment No.4) Rules 2011 (S.I. 2011/3103), rules 1, **7(c)(ii)**
- F7** Words in rule 14.12 omitted (19.3.2012) by virtue of The Civil Procedure (Amendment No.4) Rules 2011 (S.I. 2011/3103), rules 1, **7(c)(iii)**
- F8** Rule 14.12(2A) inserted (19.3.2012) by The Civil Procedure (Amendment No.4) Rules 2011 (S.I. 2011/3103), rules 1, **7(c)(iv)**
- F9** Words in rule 14.12(2A) substituted (22.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(1), **10(1)(iii)(aa)**; S.I. 2014/954, art. 2(a)
- F10** Words in rule 14.12(2A)(b) substituted (22.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(1), **10(1)(iii)(bb)**; S.I. 2014/954, art. 2(a)
- F11** Word in rule 14.12(2A)(d) substituted (22.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(1), **10(1)(iii)(cc)**; S.I. 2014/954, art. 2(a)
- F12** Word in rule 14.12(3) substituted (19.3.2012) by The Civil Procedure (Amendment No.4) Rules 2011 (S.I. 2011/3103), rules 1, **7(c)(v)**

Commencement Information

- I1** Rule 14.12 in force at 26.4.1999, see **Signature**

Status:

Point in time view as at 22/04/2014.

Changes to legislation:

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 14.12.