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## STATUTORY INSTRUMENTS

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# 1998 No. 3132

## The Civil Procedure Rules 1998

### PART 24

#### SUMMARY JUDGMENT

##### Grounds for summary judgment

**24.2** The court may give summary judgment against a claimant or defendant on the whole of a claim or on a particular issue if—

- (a) it considers that—
  - (i) that claimant has no real prospect of succeeding on the claim or issue; or
  - (ii) that defendant has no real prospect of successfully defending the claim or issue; and
- (b) there is no other [<sup>F1</sup>compelling] reason why the case or issue should be disposed of at a trial.

(Rule 3.4 makes provision for the court to strike out<sup>(GL)</sup> a statement of case or part of a statement of case if it appears that it discloses no reasonable grounds for bringing or defending a claim)

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##### Textual Amendments

- F1** Word in [rule 24.2\(b\)](#) inserted (3.7.2000) by [The Civil Procedure \(Amendment No. 3\) Rules 2000 \(S.I. 2000/1317\)](#), rules 1, [9](#) (with [rule 39](#))

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##### Commencement Information

- I1** [Rule 24.2](#) in force at 26.4.1999, see [Signature](#)

**Status:**

Point in time view as at 07/10/2001. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 24.2.