

## STATUTORY INSTRUMENTS

# 1998 No. 3132

## The Civil Procedure Rules 1998

### PART 3

#### THE COURT'S CASE [<sup>F1</sup>AND COSTS] MANAGEMENT POWERS

##### *[<sup>F1</sup>SECTION II*

##### *Costs Management*

#### **[<sup>F1</sup>Assessing costs on the standard basis where a costs management order has been made**

**3.18.** In any case where a costs management order has been made, when assessing costs on the standard basis, the court will—

- (a) have regard to the receiving party's last approved or agreed [<sup>F2</sup>budgeted costs] for each phase of the proceedings; <sup>F3</sup>...
- (b) not depart from such approved or agreed [<sup>F4</sup>budgeted costs] unless satisfied that there is good reason to do so [<sup>F5</sup>; and
- (c) take into account any comments made pursuant to rule 3.15(4) or paragraph 7.4 of Practice Direction 3E and recorded on the face of the order]

(Attention is drawn to [<sup>F6</sup>rules 44.3(2)(a) and 44.3(5)], which concern proportionality of costs.)]

#### **Textual Amendments**

- F1** Pt. 3 Sections 2, 3 inserted (1.4.2013) by [The Civil Procedure \(Amendment\) Rules 2013](#) (S.I. 2013/262), rules 2, **5(h)** (with rule 22)
- F2** Words in rule 3.18(a) substituted (6.4.2017) by [The Civil Procedure \(Amendment\) Rules 2017](#) (S.I. 2017/95), rules 2, **5(11)(a)(i)**
- F3** Word in rule 3.18(a) omitted (6.4.2017) by virtue of [The Civil Procedure \(Amendment\) Rules 2017](#) (S.I. 2017/95), rules 2, **5(11)(a)(ii)**
- F4** Words in rule 3.18(b) substituted (6.4.2017) by [The Civil Procedure \(Amendment\) Rules 2017](#) (S.I. 2017/95), rules 2, **5(11)(b)**
- F5** Rule 3.18(c) and word inserted (6.4.2017) by [The Civil Procedure \(Amendment\) Rules 2017](#) (S.I. 2017/95), rules 2, **5(11)(c)**
- F6** Words in rule 3.18 substituted (6.4.2016) by [The Civil Procedure \(Amendment\) Rules 2016](#) (S.I. 2016/234), rules 2, 7

#### **Modifications etc. (not altering text)**

- C1** [Rules 3.12-3.18](#) applied (with modifications) (1.7.2015) by S.I. 2007/1744, **rule 160** (as substituted by [The Court of Protection \(Amendment\) Rules 2015](#) (S.I. 2015/548), rules 1(2)(b), **52**)

**Status:**

Point in time view as at 06/04/2017. This version of this provision has been superseded.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 3.18.