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STATUTORY INSTRUMENTS

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**1998 No. 3132**

**The Civil Procedure Rules 1998**

**PART 34**

**[<sup>F1</sup>WITNESSES, DEPOSITIONS AND EVIDENCE FOR FOREIGN COURTS]**

***[<sup>F1</sup>I WITNESSES AND DEPOSITIONS]***

**Issue of a witness summons**

- 34.3.**—(1) A witness summons is issued on the date entered on the summons by the court.
- (2) A party must obtain permission from the court where he wishes to—
- (a) have a summons issued less than 7 days before the date of the trial;
  - (b) have a summons issued for a witness to attend court to give evidence or to produce documents on any date except the date fixed for the trial; or
  - (c) have a summons issued for a witness to attend court to give evidence or to produce documents at any hearing except the trial.
- (3) A witness summons must be issued by—
- (a) the court where the case is proceeding; or
  - (b) the court where the hearing in question will be held.
- (4) The court may set aside<sup>(GL)</sup> or vary a witness summons issued under this rule.

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**Commencement Information**

**II** [Rule 34.3](#) in force at 26.4.1999, see [Signature](#)

**Status:**

Point in time view as at 31/01/2019.

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 34.3.