
STATUTORY INSTRUMENTS

1998 No. 3132

The Civil Procedure Rules 1998

PART 35

EXPERTS AND ASSESSORS

Instructions to a single joint expert

35.8.—(1) Where the court gives a direction under rule 35.7 for a single joint expert to be used, [^{F1}any relevant] party may give instructions to the expert.

[^{F2}(2) When a party gives instructions to the expert that party must, at the same time, send a copy to the other relevant parties.]

(3) The court may give directions about—

- (a) the payment of the expert's fees and expenses; and
- (b) any inspection, examination or experiments which the expert wishes to carry out.

(4) The court may, before an expert is instructed—

- (a) limit the amount that can be paid by way of fees and expenses to the expert; and
- (b) direct that [^{F3}some or all of the relevant] parties pay that amount into court.

(5) Unless the court otherwise directs, the [^{F4}relevant] parties are jointly and severally liable^(GL) for the payment of the expert's fees and expenses.

Textual Amendments

- F1** Words in rule 35.8(1) substituted (1.10.2009) by [The Civil Procedure \(Amendment\) Rules 2009 \(S.I. 2009/2092\)](#), rules 1(2), **5(l)**
- F2** Rule 35.8(2) substituted (1.10.2009) by [The Civil Procedure \(Amendment\) Rules 2009 \(S.I. 2009/2092\)](#), rules 1(2), **5(m)**
- F3** Words in rule 35.8(4)(b) substituted (1.10.2009) by [The Civil Procedure \(Amendment\) Rules 2009 \(S.I. 2009/2092\)](#), rules 1(2), **5(n)**
- F4** Word in rule 35.8(5) substituted (1.10.2009) by [The Civil Procedure \(Amendment\) Rules 2009 \(S.I. 2009/2092\)](#), rules 1(2), **5(o)**

Commencement Information

- I1** Rule 35.8 in force at 26.4.1999, see [Signature](#)

Status:

Point in time view as at 22/08/2020.

Changes to legislation:

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 35.8.