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STATUTORY INSTRUMENTS

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**1998 No. 3132**

The Civil Procedure Rules 1998

PART 45

FIXED COSTS

*<sup>F1</sup><sup>F1</sup>II ROAD TRAFFIC ACCIDENTS—FIXED RECOVERABLE COSTS ...*

**[<sup>F1</sup>Amount of fixed recoverable costs**

**45.9.**—(1) Subject to paragraphs (2) and (3), the amount of fixed recoverable costs is the total of—

- (a) £800;
- (b) 20% of the damages agreed up to £5,000; and
- (c) 15% of the damages agreed between £5,000 and £10,000.

(2) Where the claimant—

- (a) lives or works in an area set out in the relevant practice direction; and
- (b) instructs a solicitor or firm of solicitors who practise in that area,

the fixed recoverable costs shall include, in addition to the costs specified in paragraph (1), an amount equal to 12.5% of the costs allowable under that paragraph.

(3) Where appropriate, value added tax (VAT) may be recovered in addition to the amount of fixed recoverable costs and any reference in this Section to fixed recoverable costs is a reference to those costs net of any such VAT.]

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**Textual Amendments**

- F1** Pt. 45 Section 2 inserted (6.10.2003) by [The Civil Procedure \(Amendment No. 4\) Rules 2003 \(S.I. 2003/2113\)](#), rule 1(c), [Sch. 2 Pt. II](#) (with rule 18)

**Status:**

Point in time view as at 31/03/2008. This version of this provision has been superseded.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 45.9.