

STATUTORY INSTRUMENTS

1998 No. 3132

The Civil Procedure Rules 1998

PART 47 **E+W**

PROCEDURE FOR DETAILED ASSESSMENT OF COSTS AND DEFAULT PROVISIONS

SECTION VII—COSTS OF DETAILED ASSESSMENT PROCEEDINGS

Offers to settle without prejudice save as to costs of the detailed assessment proceedings **E** **+W**

47.19.—(1) Where—

- (a) a party (whether the paying party or the receiving party) makes a written offer to settle the costs of the proceedings which gave rise to the assessment proceedings; and
- (b) the offer is expressed to be without prejudice^(GL) save as to the costs of the detailed assessment proceedings,

the court will take the offer into account in deciding who should pay the costs of those proceedings.

(2) The fact of the offer must not be communicated to the costs officer until the question of costs of the detailed assessment proceedings falls to be decided.

(The costs practice direction provides that rule 47.19 does not apply where the receiving party is ^[F1]a LSC funded client or] an assisted person ^[F2], unless the court orders otherwise)

Textual Amendments

- F1** Words in [rule 47.19](#) inserted (3.7.2000) by [The Civil Procedure \(Amendment No. 3\) Rules 2000](#) (S.I. 2000/1317), [rules 1, 29](#) (with [rule 39](#))
- F2** Words in [rule 47.19](#) inserted (2.12.2002) by [The Civil Procedure \(Amendment\) Rules 2002](#) (S.I. 2002/2058), [rules 1\(b\), 18](#)

Modifications etc. (not altering text)

- C1** [Pt. 47](#) applied in part (with modifications) (1.10.2007) by [The Court of Protection Rules 2007](#) (S.I. 2007/1744), [rules 1, 160](#)

Commencement Information

- I1** [Rule 47.19](#) in force at 26.4.1999, see [Signature](#)

Status:

Point in time view as at 01/10/2007. This version of this provision has been superseded.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 47.19.