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STATUTORY INSTRUMENTS

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**1998 No. 3132**

**The Civil Procedure Rules 1998**

[<sup>F1</sup>PART 52

APPEALS

*SECTION IV*

*Additional rules*

[<sup>F1</sup>**Respondent's notice**

**52.13.**—(1) A respondent may file and serve a respondent's notice.

(2) A respondent who—

- (a) is seeking permission to appeal from the appeal court; or
- (b) wishes to ask the appeal court to uphold the decision of the lower court for reasons different from or additional to those given by the lower court,

must file a respondent's notice.

(3) Where the respondent seeks permission from the appeal court it must be requested in the respondent's notice.

(4) A respondent's notice must be filed within—

- (a) such period as may be directed by the lower court; or
- (b) where the court makes no such direction, 14 days after the date in paragraph (5).

(5) The date referred to in paragraph (4) is—

- (a) the date the respondent is served with the appellant's notice where—
  - (i) permission to appeal was given by the lower court; or
  - (ii) permission to appeal is not required;
- (b) the date the respondent is served with notification that the appeal court has given the appellant permission to appeal; or
- (c) the date the respondent is served with notification that the application for permission to appeal and the appeal itself are to be heard together.

(6) Unless the appeal court orders otherwise, a respondent's notice must be served on the appellant and any other respondent—

- (a) as soon as practicable; and
- (b) in any event not later than 7 days,

after it is filed.

(7) This rule does not apply where rule 52.12(4) applies.]

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**Status:** Point in time view as at 01/10/2017. This version of this provision has been superseded.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 52.13. (See end of Document for details)

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**Textual Amendments**

**F1** Pt. 52 substituted (3.10.2016) by [The Civil Procedure \(Amendment No. 3\) Rules 2016 \(S.I. 2016/788\)](#),  
[rule 2](#), **Sch.** (with [rule 16](#))

**Status:**

Point in time view as at 01/10/2017. This version of this provision has been superseded.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 52.13.