
STATUTORY INSTRUMENTS

1998 No. 3132

The Civil Procedure Rules 1998

[^{F1}PART 54

[^{F1}JUDICIAL REVIEW AND STATUTORY REVIEW]

[^{F1}SECTION 1—
JUDICIAL REVIEW]

[^{F1}Permission decision without a hearing

54.12.—(1) This rule applies where the court, without a hearing—

- (a) refuses permission to proceed; or
- (b) gives permission to proceed—
 - (i) subject to conditions; or
 - (ii) on certain grounds only.

(2) The court will serve its reasons for making the decision when it serves the order giving or refusing permission in accordance with rule 54.11.

(3) [^{F2}Subject to paragraph (7), the] claimant may not appeal but may request the decision to be reconsidered at a hearing.

(4) A request under paragraph (3) must be filed within 7 days after service of the reasons under paragraph (2).

(5) The claimant, defendant and any other person who has filed an acknowledgment of service will be given at least 2 days' notice of the hearing date.

[
^{F3}(6) The court may give directions requiring the proceedings to be heard by a Divisional Court.]

[
^{F4}(7) Where the court refuses permission to proceed and records the fact that the application is totally without merit in accordance with rule 23.12, the claimant may not request that decision to be reconsidered at a hearing.]]

Textual Amendments

- F1** Pt. 54 inserted (2.10.2000) by [The Civil Procedure \(Amendment No. 4\) Rules 2000 \(S.I. 2000/2092\)](#), [rule 1](#), [Sch.](#) (with [rule 30](#))
- F2** Words in rule 54.12(3) substituted (1.7.2013) by [The Civil Procedure \(Amendment No. 4\) Rules 2013 \(S.I. 2013/1412\)](#), [rules 1](#), [4\(b\)\(i\)](#) (with [rule 5](#))
- F3** [Rule 54.12\(6\)](#) inserted (20.10.2010) by [The Civil Procedure \(Amendment No.3\) Rules 2010 \(S.I. 2010/2577\)](#), [rules 1\(2\)](#), [4](#)

Status: Point in time view as at 01/10/2017.

Changes to legislation: There are currently no known outstanding effects for the
The Civil Procedure Rules 1998, Section 54.12. (See end of Document for details)

F4 Rule 54.12(7) inserted (1.7.2013) by The Civil Procedure (Amendment No. 4) Rules 2013 (S.I. 2013/1412), rules 1, **4(b)(ii)** (with rule 5)

Status:

Point in time view as at 01/10/2017.

Changes to legislation:

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 54.12.