
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}Time limit for filing claim form

54.5.—[

^{F2}(A1) In this rule—

“the planning acts” has the same meaning as in section 336 of the Town and Country Planning Act 1990;

[^{F3}“decision governed by the Public Contracts Regulations 2015” means any decision the legality of which is or may be affected by a duty owed to an economic operator by virtue of regulations 89 or 90 of those Regulations (and for this purpose it does not matter that the claimant is not an economic operator); and]

“economic operator” has the same meaning as in [^{F4}regulation 2(1) of the Public Contracts Regulations 2015].]

(1) The claim form must be filed—

(a) promptly; and

(b) in any event not later than 3 months after the grounds to make the claim first arose.

(2) The time [^{F5}limits] in this rule may not be extended by agreement between the parties.

(3) This rule does not apply when any other enactment specifies a shorter time limit for making the claim for judicial review.

[

^{F6}(4) Paragraph (1) does not apply in the cases specified in paragraphs (5) and (6).

(5) Where the application for judicial review relates to a decision made by the Secretary of State or local planning authority under the planning acts, the claim form must be filed not later than six weeks after the grounds to make the claim first arose.

(6) Where the application for judicial review relates to a decision governed by [^{F7}the Public Contracts Regulations 2015], the claim form must be filed within the time within which an economic operator would have been required by [^{F8}regulation 92(2)] of those Regulations (and disregarding the rest of that regulation) to start any proceedings under those Regulations in respect of that decision.]]

Status: Point in time view as at 31/01/2019. This version of this provision has been superseded.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 54.5. (See end of Document for details)*

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** Rule 54.5(A1) inserted (1.7.2013) by [The Civil Procedure \(Amendment No. 4\) Rules 2013 \(S.I. 2013/1412\)](#), [rules 1](#), [4\(a\)\(i\)](#) (with [rule 5](#))
- F3** Words in rule 54.5(A1) substituted (26.2.2015) by [The Public Contracts Regulations 2015 \(S.I. 2015/102\)](#), [reg. 1\(2\)](#), [Sch. 6 para. 11\(2\)\(a\)](#)
- F4** Words in rule 54.5(A1) substituted (26.2.2015) by [The Public Contracts Regulations 2015 \(S.I. 2015/102\)](#), [reg. 1\(2\)](#), [Sch. 6 para. 11\(2\)\(b\)](#)
- F5** Word in rule 54(2) substituted (1.7.2013) by [The Civil Procedure \(Amendment No. 4\) Rules 2013 \(S.I. 2013/1412\)](#), [rules 1](#), [4\(a\)\(ii\)](#) (with [rule 5](#))
- F6** Rule 54(4)-(6) inserted (1.7.2013) by [The Civil Procedure \(Amendment No. 4\) Rules 2013 \(S.I. 2013/1412\)](#), [rules 1](#), [4\(a\)\(iii\)](#) (with [rule 5](#))
- F7** Words in rule 54.5(6) substituted (26.2.2015) by [The Public Contracts Regulations 2015 \(S.I. 2015/102\)](#), [reg. 1\(2\)](#), [Sch. 6 para. 11\(3\)\(a\)](#)
- F8** Words in rule 54.5(6) substituted (3.10.2016) by [The Civil Procedure \(Amendment No. 3\) Rules 2016 \(S.I. 2016/788\)](#), [rules 2](#), [11](#)

Status:

Point in time view as at 31/01/2019. 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 54.5.