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STATUTORY INSTRUMENTS

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**1998 No. 3132**

The Civil Procedure Rules 1998

**[<sup>F1</sup>PART 55**

**POSSESSION CLAIMS**

*[<sup>F2</sup>SECTION III—INTERIM POSSESSION ORDERS*

**[<sup>F1</sup>]<sup>F2</sup>Service**

**55.23.**—(1) Within 24 hours of the issue of the application, the claimant must serve on the defendant—

- (a) the claim form;
- (b) the application notice together with the written evidence in support; and
- (c) a blank form for the defendant’s witness statement (as set out in [<sup>F3</sup>Practice Direction 55A]) which must be attached to the application notice.

(2) The claimant must serve the documents listed in paragraph (1) in accordance with rule 55.6(a).

(3) At or before the hearing the claimant must file a certificate of service in relation to the documents listed in paragraph (1) and rule [<sup>F4</sup>6.17(2)(a)] does not apply.]]

**Textual Amendments**

- F1** Pt. 55 inserted (15.10.2001) by [The Civil Procedure \(Amendment\) Rules 2001 \(S.I. 2001/256\)](#), rule 1(d), [Sch. 1](#) (with rule 31)
- F2** Pt. 55 Section 3 inserted (2.12.2002) by [The Civil Procedure \(Amendment\) Rules 2002 \(S.I. 2002/2058\)](#), rule 1(b), [Sch. 3 Pt. 2](#)
- F3** Words in rule 55.23(1)(c) substituted (6.4.2010) by [The Civil Procedure \(Amendment No.2\) Rules 2009 \(S.I. 2009/3390\)](#), rules 1(2), [30\(b\)](#)
- F4** Word in rule 55.23(3) substituted (1.10.2008) by [The Civil Procedure \(Amendment\) Rules 2008 \(S.I. 2008/2178\)](#), rules 1(2), [28\(b\)](#)

**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Point in time view as at 01/10/2017.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 55.23.