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STATUTORY INSTRUMENTS

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**1998 No. 3132**

**The Civil Procedure Rules 1998**

**[<sup>F1</sup>PART 65**

**PROCEEDINGS RELATING TO ANTI-  
SOCIAL BEHAVIOUR AND HARASSMENT**

*[<sup>F2</sup>SECTION VIII*

*Injunctions under the Policing and Crime Act 2009 [<sup>F1</sup> and under  
Part 1 of the Anti-social Behaviour, Crime and Policing Act 2014]*

**[<sup>F1</sup><sup>F2</sup>Application for warrant of arrest under section 44(2) of the 2009 Act]<sup>F3</sup> or section 10 of  
the 2014 Act]**

**65.46.**—(1) An application for a warrant of arrest under section 44(2) of the 2009 Act<sup>F4</sup> or section 10 of the 2014 Act] must be made in accordance with Part 23 and may be made without notice.

(2) An applicant for a warrant of arrest under section 44(2) of the 2009 Act<sup>F5</sup> or section 10 of the 2014 Act] must—

- (a) file an affidavit setting out grounds for the application with the application notice; or
- (b) give oral evidence of the grounds for the application at the hearing.

(3) Where in accordance with sub-paragraph (2)(b), oral evidence is given, the applicant must produce a written record of that evidence which must be served on the person arrested at the time of the arrest.]]

**Textual Amendments**

- F1** Pt. 65 inserted (30.6.2004) by [The Civil Procedure \(Amendment\) Rules 2004 \(S.I. 2004/1306\)](#), rule 1(b), [Sch. 2](#) (with rule 20(2)(a))
- F2** Pt. 65 Section 8 inserted (31.1.2011) by [The Civil Procedure \(Amendment No.2\) Rules 2010 \(S.I. 2010/1953\)](#), rule 1(3), [Sch. 3](#); S.I. 2010/2988, [art. 2](#)
- F3** Words in rule 65.46 heading inserted (1.10.2014) by [The Civil Procedure \(Amendment No. 6\) Rules 2014 \(S.I. 2014/2044\)](#), rules 2, [11\(g\)](#)
- F4** Words in rule 65.46(1) inserted (1.10.2014) by [The Civil Procedure \(Amendment No. 6\) Rules 2014 \(S.I. 2014/2044\)](#), rules 2, [11\(g\)](#)
- F5** Words in rule 65.46(2) inserted (1.10.2014) by [The Civil Procedure \(Amendment No. 6\) Rules 2014 \(S.I. 2014/2044\)](#), rules 2, [11\(g\)](#)

**Status:**

Point in time view as at 01/12/2017.

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 65.46.