
STATUTORY INSTRUMENTS

1998 No. 3132

The Civil Procedure Rules 1998

[^{F1}PART 71

ORDERS TO OBTAIN INFORMATION FROM JUDGMENT DEBTORS

[^{F1}Order to attend court

- 71.2.—**(1) A judgment creditor may apply for an order requiring—
- (a) a judgment debtor; or
 - (b) if a judgment debtor is a company or other corporation, an officer of that body,
- to attend court to provide information about—
- (i) the judgment debtor's means; or
 - (ii) any other matter about which information is needed to enforce a judgment or order.
- (2) An application under paragraph (1)—
- (a) may be made without notice; and
 - [^{F2}(b) must be issued in the court [^{F3}or County Court hearing centre] which made the judgment or order which it is sought to enforce, except that—
- (i) if the proceedings have since been transferred to a different court [^{F4}or hearing centre], it must be issued in that court; or
 - (ii) subject to subparagraph (b)(i), if it is to enforce a judgment made in [^{F5}the County Court Money Claims Centre], it must be issued in accordance with section 2 of Practice Direction 70.]
- (3) The application notice must—
- (a) be in the form; and
 - (b) contain the information
- required by [^{F6}Practice Direction 71].
- (4) An application under paragraph (1) may be dealt with by a court officer without a hearing.
- (5) If the application notice complies with paragraph (3), an order to attend court will be issued in the terms of paragraph (6).
- (6) A person served with an order issued under this rule must—
- (a) attend court at the time and place specified in the order;
 - (b) when he does so, produce at court documents in his control which are described in the order; and
 - (c) answer on oath such questions as the court may require.
- (7) An order under this rule will contain a notice in the following terms [^{F7}, or in terms to substantially the same effect]—

Status: Point in time view as at 01/10/2017. This version of this provision has been superseded.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 71.2. (See end of Document for details)*

[^{F8}“If you the within-named [] do not comply with this order you may be held to be in contempt of court and imprisoned or fined, or your assets may be seized.”].]

Textual Amendments

- F1** Pt. 71 inserted (25.3.2002) by [The Civil Procedure \(Amendment No. 4\) Rules 2001 \(S.I. 2001/2792\)](#), rule 1(c), [Sch. 2](#) (with savings in [rule 24](#) and [S.I. 2001/4015](#), [rule 43\(2\)](#))
- F2** [Rule 71.2\(2\)\(b\)](#) substituted (19.3.2012) by [The Civil Procedure \(Amendment\) Rules 2012 \(S.I. 2012/505\)](#), rules 1, [3](#)
- F3** Words in [rule 71.2\(2\)\(b\)](#) inserted (22.4.2014) by [The Civil Procedure \(Amendment\) Rules 2014 \(S.I. 2014/407\)](#), rules 2(1), [31\(a\)\(i\)](#) (with [rule 41\(2\)-\(5\)](#)); [S.I. 2014/954](#), art. 2(a)
- F4** Words in [rule 71.2\(2\)\(b\)\(i\)](#) inserted (22.4.2014) by [The Civil Procedure \(Amendment\) Rules 2014 \(S.I. 2014/407\)](#), rules 2(1), [31\(a\)\(ii\)](#) (with [rule 41\(2\)-\(5\)](#)); [S.I. 2014/954](#), art. 2(a)
- F5** Words in [rule 71.2\(2\)\(b\)\(ii\)](#) substituted (22.4.2014) by [The Civil Procedure \(Amendment\) Rules 2014 \(S.I. 2014/407\)](#), rules 2(1), [31\(a\)\(iii\)](#) (with [rule 41\(2\)-\(5\)](#)); [S.I. 2014/954](#), art. 2(a)
- F6** Words in [rule 71.2\(3\)](#) substituted (6.4.2010) by [The Civil Procedure \(Amendment No.2\) Rules 2009 \(S.I. 2009/3390\)](#), rules 1(2), [45](#)
- F7** Words in [rule 71.2\(7\)](#) inserted (1.10.2012) by [The Civil Procedure \(Amendment No.2\) Rules 2012 \(S.I. 2012/2208\)](#), rules 1, [12\(a\)\(i\)](#) (with [rule 20](#))
- F8** Words in [rule 71.2\(7\)](#) substituted (1.10.2012) by [The Civil Procedure \(Amendment No.2\) Rules 2012 \(S.I. 2012/2208\)](#), rules 1, [12\(a\)\(ii\)](#) (with [rule 20](#))

Modifications etc. (not altering text)

- C1** Pt. 71 applied (with modifications) (1.10.2007) by [The Court of Protection Rules 2007 \(S.I. 2007/1744\)](#), rules 1, [184\(a\)](#)
- C2** Pt. 71 applied (6.4.2011) by [The Family Procedure Rules 2010 \(S.I. 2010/2955\)](#), [rule 33.23](#) (with rules 2.1, 33.1(1))
- C3** [Rule 71.2\(6\)\(7\)](#) applied (6.4.2011) by [The Family Procedure Rules 2010 \(S.I. 2010/2955\)](#), [rule 33.3\(3\)](#) (with rules 2.1, 33.1(1))

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 71.2.