

STATUTORY INSTRUMENTS

**1998 No. 3132**

**The Civil Procedure Rules 1998**

**[<sup>F1</sup>PART 75**

**TRAFFIC ENFORCEMENT**

**[<sup>F1</sup><sup>F2</sup>Local authority warrant of control]**

**75.7.**—(1) An authority seeking the issue of a [<sup>F3</sup>local authority warrant of control] must file a request—

- (a) certifying the amount remaining due under the order;
- (b) specifying the date of service of the order on the respondent; and
- (c) certifying that the relevant period has elapsed.

(2) The court will seal the request and return it to the authority.

(3) Within 7 days of the sealing of the request the authority must prepare the warrant in the appropriate form.

(4) No payment under a warrant will be made to the court.

<sup>F4</sup>(5) .....

<sup>F4</sup>(6) .....

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<sup>F5</sup>(7) Where the address of the respondent has changed since the issue of the warrant, the authority may request the reissue of the warrant by filing a request—

- (a) specifying the new address of the respondent;
- (b) providing evidence that the new address for the respondent does relate to the respondent named in the order and against whom enforcement is sought; and
- (c) certifying that the amount due under the order remains unpaid.

(8) Where the court is satisfied that the new address of the respondent given in the request for the reissue of the warrant relates to the respondent named in the order, it will seal the request and return it to the authority.

(9) The authority must prepare the reissued warrant in the appropriate form within 7 days of the sealing of the request to reissue.

(10) A reissued warrant will only be valid for the remainder of the 12 month period beginning with the date it was originally issued.]]

**Textual Amendments**

**F1** Pt. 75 inserted (1.10.2002) by [The Civil Procedure \(Amendment\) Rules 2002 \(S.I. 2002/2058\)](#), rule 1(a), [Sch. 9](#)

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**Status:** Point in time view as at 01/10/2017.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 75.7. (See end of Document for details)

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- F2** Words in rule 75.7 heading substituted (6.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(3), **35(f)(i)** (with rule 41)
- F3** Words in rule 75.7(1) substituted (6.4.2014) by The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(3), **35(f)(i)** (with rule 41)
- F4** Rule 75.7(5)(6) omitted (6.4.2014) by virtue of The Civil Procedure (Amendment) Rules 2014 (S.I. 2014/407), rules 2(3), **35(f)(ii)** (with rule 41)
- F5** Rules 75.7(7)-(10) inserted (6.4.2009) by The Civil Procedure (Amendment No.3) Rules 2008 (S.I. 2008/3327), rules 1, **13(d)(ii)**

**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 75.7.