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STATUTORY INSTRUMENTS

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**1998 No. 3132**

**The Civil Procedure Rules 1998**

[<sup>F1</sup>PART 78

<sup>F1</sup>EUROPEAN ... PROCEDURES

*SECTION I - EUROPEAN ORDER FOR PAYMENT PROCEDURE*

EOP applications made to a court in England and Wales

[<sup>F1</sup>**Withdrawal of EOP application**

**78.4.**—(1) At any stage before a statement of opposition is filed, the claimant may notify the court that the claimant no longer wishes to proceed with the claim.

(2) Where the claimant notifies the court in accordance with paragraph (1)—

- (a) the court will notify the defendant that the application has been withdrawn; and
- (b) no order as to costs will be made.]

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**Textual Amendments**

**F1** Pt. 78 inserted (12.12.2008 for specified purposes, 1.1.2009 in so far as not already in force) by [The Civil Procedure \(Amendment\) Rules 2008 \(S.I. 2008/2178\)](#), rule 1(3), [Sch. 2](#)

**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Point in time view as at 31/01/2019. This version of this provision has been superseded.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 78.4.