
STATUTORY INSTRUMENTS

1998 No. 3132

The Civil Procedure Rules 1998

[^{F1}PART 79

**FINANCIAL RESTRICTIONS PROCEEDINGS
UNDER THE COUNTER –TERRORISM ACT 2008**

SECTION 4

GENERAL PROVISIONS

[^{F1}Appointment of a special advocate

79.18.—(1) Subject to paragraph (2), the Treasury must immediately give notice of the proceedings to the Attorney General—

- (a) upon being served with any claim form, application notice or appeal notice; or
- (b) where the Treasury intend to file an appeal notice,

in proceedings to which this Part applies.

(2) Paragraph (1) applies unless—

- (a) the Treasury do not intend to—
 - (i) oppose the claim, application or appeal; or
 - (ii) apply for permission to withhold closed material from a party and that party's legal representative; or
- (b) a special advocate has already been appointed to represent the interests of a party other than the Treasury and that special advocate is not prevented from communicating with that party by virtue of rule 79.20.

(3) Where any proceedings to which this Part applies are pending but no special advocate has been appointed, any party may request the Attorney General to appoint a special advocate.]

Textual Amendments

F1 Pt. 79 inserted (4.12.2008) by [The Civil Procedure \(Amendment No.2\) Rules 2008 \(S.I. 2008/3085\)](#), rule 1, [Sch.](#)

Status:

Point in time view as at 31/08/2009. This version of this provision has been superseded.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 79.18.