
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}**Application by Treasury for reconsideration of order, direction or judgment**

79.29.—(1) This rule applies where the court proposes, in any proceedings to which this Part applies, to serve on a party other than the Treasury—

- (a) notice of any order or direction made or given in the absence of the Treasury; or
- (b) any written judgment.

(2) Before the court serves any such notice or judgment on a party other than the Treasury, it will first serve notice on the Treasury of its intention to do so.

(3) The Treasury may, within 5 days of being served with notice under paragraph (2), apply to the court to reconsider the terms of the order or direction or to review the terms of the proposed judgment if they consider—

- (a) their compliance with the order or direction; or
- (b) the notification to another party of any matter contained in the judgment, order or direction, would cause information to be disclosed contrary to the public interest.

(4) Where the Treasury make an application under paragraph (3), they must at the same time serve on a special advocate, if one has been appointed—

- (a) a copy of the application;
- (b) a copy of the relevant document referred to in paragraph (1)(a) or (b); and
- (c) a copy of the notice served on the Treasury pursuant to paragraph (2).

(5) If a special advocate has been appointed, rule 79.26 (except for paragraphs (6) and (7)) will apply with any necessary modifications to the consideration of an application under paragraph (3) of this rule.

(6) The court will not serve notice on a party other than the Treasury as mentioned in paragraph (1) before the time for the Treasury to make an application under paragraph (3) has expired.]

Status: Point in time view as at 04/12/2008. This version of this provision has been superseded.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 79.29. (See end of Document for details)

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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:

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Changes to legislation:

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 79.29.