

STATUTORY INSTRUMENTS

1998 No. 3132

The Civil Procedure Rules 1998

[^{F1}PART 79 **E+W**

[^{F1}PROCEEDINGS UNDER THE COUNTER-TERRORISM ACT 2008, PART 1 OF THE TERRORIST ASSET-FREEZING ETC. ACT 2010 AND PART 1 OF THE SANCTIONS AND ANTI-MONEY LAUNDERING ACT 2018]

SECTION 2

[^{F1}APPLICATION TO SET ASIDE FINANCIAL RESTRICTIONS DECISIONS UNDER THE 2008 ACT OR THE 2010 ACT AND SANCTIONS DECISIONS UNDER THE 2018 ACT.]

[^{F1}Application to set aside **E+W**

79.6.—(1) An application to set aside a financial restrictions decision [^{F2}or sanctions decision] must be started by a claim form.

(2) The claim form must set out—

- (a) the details of the financial restrictions decision [^{F3}or sanctions decision];
- (b) details of how the claimant is affected by the financial restrictions decision [^{F4}or sanctions decision]; and
- (c) the grounds on which the claimant seeks to set aside the decision.

(3) The claimant must file with the claim form—

- (a) a copy of—
 - (i) the written notice of the relevant financial restrictions decision [^{F5}or sanctions decision] made by [^{F6}the appropriate Minister]; or
 - (ii) where relevant, any direction, order or licence made under Schedule 7 to the [^{F7}2008] Act or any freezing order made under Part 2 of the Anti-terrorism, Crime and Security Act 2001; and
- (b) any evidence, including witness statements, on which the claimant relies at that stage.]

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.](#)
- F2** Words in rule 79.6(1) inserted (1.3.2019) by [The Civil Procedure \(Amendment\) \(EU Exit\) Rules 2019 \(S.I. 2019/147\)](#), rules 1, [3\(7\)\(a\)](#)
- F3** Words in rule 79.6(2)(a) inserted (1.3.2019) by [The Civil Procedure \(Amendment\) \(EU Exit\) Rules 2019 \(S.I. 2019/147\)](#), rules 1, [3\(7\)\(a\)](#)

Changes to legislation: There are currently no known outstanding effects for the
The Civil Procedure Rules 1998, Section 79.6. (See end of Document for details)

- F4** Words in rule 79.6(2)(b) inserted (1.3.2019) by The Civil Procedure (Amendment) (EU Exit) Rules 2019 (S.I. 2019/147), rules 1, **3(7)(a)**
- F5** Words in rule 79.6(3)(a)(i) inserted (1.3.2019) by The Civil Procedure (Amendment) (EU Exit) Rules 2019 (S.I. 2019/147), rules 1, **3(7)(b)(i)**
- F6** Words in rule 79.6(3)(a)(i) substituted (1.3.2019) by The Civil Procedure (Amendment) (EU Exit) Rules 2019 (S.I. 2019/147), rules 1, **3(7)(b)(ii)**
- F7** Word in rule 79.6(3)(a)(ii) inserted (17.12.2010) by Terrorist Asset-Freezing etc. Act 2010 (c. 38), s. 55(1), **Sch. 1 para. 5(g)**

Changes to legislation:

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Section 79.6.