

SCHEDULE 2

Modifications etc. (not altering text)

- C1** Sch. 1, Sch. 2 applied (with modifications) (30.12.2005) by [The Family Procedure \(Adoption\) Rules 2005 \(S.I. 2005/2795\)](#), **rule 5(5)**

Commencement Information

- II** Sch. 2 in force at 26.4.1999, see [Signature](#)

CCR ORDER 25

ENFORCEMENT OF JUDGMENTS AND ORDERS: GENERAL

Recording and giving information as to warrants and orders

Rule 7.—(1) Subject to paragraph (1A), every district judge by whom a warrant or order is issued or received for execution shall from time to time state in the records of his court what has been done in the execution of the warrant or order.

(1A) Where a warrant of execution issued by a court (“the home court”) is sent to another court for execution (“the foreign court”), paragraph (1) shall not apply to the district judge of the home court, but when such a warrant is returned to the home court under paragraph (7), the court officer of the home court shall state in the records of his court what has been done in the execution of the warrant or order.

(2) If the warrant or order has not been executed within one month from the date of its issue or receipt by him, the court officer of the court responsible for its execution shall, at the end of that month and every subsequent month during which the warrant remains outstanding, send notice of the reason for non-execution to the judgment creditor and, if the warrant or order was received from another court, to that court.

(3) The district judge responsible for executing a warrant or order shall give such information respecting it as may reasonably be required by the judgment creditor and, if the warrant or order was received by him from another court, by the district judge of that court.

(4) Where money is received in pursuance of a warrant of execution or committal sent by one court to another court, the foreign court shall, subject to paragraph (5) and to section 346 of Insolvency Act 1986⁽¹⁾ and section 326 of the Companies Act 1948⁽²⁾, send the money to the judgment creditor in the manner prescribed by the Court Funds Rules 1987⁽³⁾ and, where the money is received in pursuance of a warrant of committal, make a return to the home court.

(5) Where interpleader proceedings are pending, the court shall not proceed in accordance with paragraph (4) until the interpleader proceedings are determined and the district judge shall then make a return showing how the money is to be disposed of and, if any money is payable to the judgment creditor, the court shall proceed in accordance with paragraph (4).

(6) Where a warrant of committal has been received from another court, the foreign court shall, on the execution of the warrant, send notice thereof to the home court.

(7) Where a warrant of execution has been received from another court, either—

⁽¹⁾ 1986 c. 45.

⁽²⁾ 1948 c. 38.

⁽³⁾ S.I. 1988/821, as amended by S.I. 1988/817, 1990/518, 1991/227 and 1997/177.

Status: Point in time view as at 02/10/2006.

Changes to legislation: There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Paragraph Rule 7. (See end of Document for details)

- (a) on the execution of the warrant; or
- (b) if the warrant is not executed—
 - (i) on the making of a final return to the warrant; or
 - (ii) on suspension of the warrant under rule 8 (suspension of judgment or execution) or Order 26, rule 10 (withdrawal and suspension of warrant at creditor's request),the foreign court shall return the warrant to the home court.

Status:

Point in time view as at 02/10/2006.

Changes to legislation:

There are currently no known outstanding effects for the The Civil Procedure Rules 1998, Paragraph Rule 7.