
STATUTORY INSTRUMENTS

2010 No. 2955

The Family Procedure Rules 2010

PART 33

ENFORCEMENT

CHAPTER 2

COMMITTAL BY WAY OF JUDGMENT SUMMONS

Judgment summons

33.11.—(1) If the debtor is in default under an order of committal made on a previous judgment summons in respect of the same order, a judgment summons must not be issued without the court's permission.

[^{F1}(2) A judgment summons must be accompanied by the statement referred to in rule 33.10(2).

(3) A judgment summons must be served on the debtor—

(a) personally; or

(b) by the court sending it to the debtor by first class post—

(i) at the address stated in the application for the issue of a judgment summons; or

(ii) in a case where a court officer is proceeding for the recovery of a debt in accordance with rule 32.33, at the last known address for the debtor shown on court records.

(4) In a case to which paragraph (3)(b)(i) applies, the judgment creditor must file with the court a certificate for postal service.

(5) A judgment summons must be served on the debtor not less than 14 days before the hearing.

(6) Paragraph (3) is subject to any direction of the court that the judgment summons must be served personally on the debtor.]

Textual Amendments

F1 Rules 33.11(2)-(6) substituted for rule 33.11(2)(3) (24.8.2015) by [The Family Procedure \(Amendment No. 2\) Rules 2015 \(S.I. 2015/1420\)](#), rules 1(4), **19** (with rule 26)

Status:

Point in time view as at 24/08/2015.

Changes to legislation:

There are currently no known outstanding effects for the The Family Procedure Rules 2010, Section 33.