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STATUTORY INSTRUMENTS

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**2015 No. 1490**

**The Criminal Procedure Rules 2015**

**PART 45**

**COSTS**

*ASSESSMENT OF COSTS*

**Appeal to a High Court judge**

**45.13.**—(1) This rule applies where—

- (a) a costs judge has determined an appeal under rule 45.12; and
- (b) either party wants to appeal against the amount allowed.

(2) A party who wants to appeal—

- (a) may do so only if a costs judge certifies that a point of principle of general importance was involved in the decision on the review; and
- (b) must apply in writing for such a certificate and serve the application on—
  - (i) the costs judge,
  - (ii) the other party

not more than 21 days after service of the decision on the review.

(3) That party must—

- (a) appeal to a judge of the High Court attached to the Queen's Bench Division as if it were an appeal from the decision of a master under Part 52 of the Civil Procedure Rules 1998(1); and
- (b) serve the appeal not more than 21 days after service of the costs judge's certificate under paragraph (2).

(4) A High Court judge—

- (a) may extend a time limit under this rule even after it has expired;
- (b) has the same powers and duties as a costs judge under rule 45.12; and
- (c) may hear the appeal with one or more assessors.

*[Note. See also section 70 of the Senior Courts Act 1981(2).]*

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(1) S.I. 1998/3132.

(2) 1981 c. 54. The Act's title was amended by section 59(5) of, and paragraph 1 of Schedule 11 to, the Constitutional Reform Act 2005 (c. 4).