

121st UPDATE – PRACTICE DIRECTION AMENDMENTS

This amendment to Practice Direction 51Z, supplementing the Civil Procedure Rules 1998, is made by the Master of the Rolls under the powers delegated to him by the Lord Chief Justice under Schedule 2, Part 1, paragraph 2(2) of the Constitutional Reform Act 2005, and is approved by the Lord Chancellor.

The amendment to the Practice Direction comes into force on the day after the day on which this Update is approved.

The Right Honourable Sir Terence Etherton
Master of the Rolls and Head of Civil Justice

The Right Honourable Robert Buckland QC MP
Lord Chancellor

Date of approval: 09 June 2020

EXPLANATORY PROVISION

The amendment made by this Update to Practice Direction 51Z is, like Practice Direction 51Z itself, made as part of a process of assessing modifications to the operation of the Civil Procedure Rules and Practice Directions that may be necessary during the Coronavirus pandemic with the intention of ensuring that the administration of justice, including the enforcement of orders, is carried out so as not to endanger public health and in recognition of limited court resources during the pandemic. The amendment clarifies the effect of the stay imposed by Practice Direction 51Z.

PRACTICE DIRECTION 51Z – STAY OF POSSESSION PROCEEDINGS AND EXTENSION OF TIME LIMITS - CORONAVIRUS

For paragraph 3 substitute—

“3. For the avoidance of doubt—

- (a) claims for injunctive relief are not subject to the stay in paragraph 2, and the fact that a claim to which paragraph 2 applies may be stayed does not preclude the issue of such a claim; and
- (b) during the period of the stay in paragraph 2—
 - (i) time does not run for the purpose of any rule; and
 - (ii) no notice is required to be given by the court for the purpose of any rule.”.