

PART 60

TECHNOLOGY AND CONSTRUCTION COURT CLAIMS

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GENERAL

60.1

- (1) This Part applies to Technology and Construction Court claims ('TCC claims').
- (2) In this Part and its practice direction –
 - (a) 'TCC claim' means a claim which –
 - (i) satisfies the requirements of paragraph (3); and
 - (ii) has been issued in or transferred into the specialist list for such claims;
 - (b) 'Technology and Construction Court' means any court in which TCC claims are dealt with in accordance with this Part or its practice direction; and
 - (c) 'TCC judge' means any judge authorised to hear TCC claims.
- (3) A claim may be brought as a TCC claim if –
 - (a) it involves issues or questions which are technically complex; or
 - (b) a trial by a TCC judge is desirable.

(The practice direction gives examples of types of claims which it may be appropriate to bring as TCC claims.)

- (4) TCC claims include all official referees' business referred to in section 68(1)(a) of the Supreme Court Act 1981¹.
- (5) TCC claims will be dealt with:
 - (a) in a Technology and Construction Court; and
 - (b) by a TCC judge, unless –
 - (i) this Part or its practice direction permits otherwise, or
 - (ii) a TCC judge directs otherwise.

SPECIALIST LIST

- 60.2
- (1) TCC claims form a specialist list.
 - (2) A judge will be appointed to be the judge in charge of the TCC specialist list.

APPLICATION OF THE CIVIL PROCEDURE RULES

- 60.3
- These Rules and their practice directions apply to TCC claims unless this Part or a practice direction provides otherwise.

ISSUING A TCC CLAIM

- 60.4
- A TCC claim must be issued in –
- (a) the High Court in London;
 - (b) a district registry of the High Court; or
 - (c) a county court specified in the practice direction.

REPLY

- 60.5
- Part 15 (Defence and Reply) applies to TCC claims with the modification to rule 15.8 that the claimant must –
- (a) file any reply to a defence; and
 - (b) serve it on all other parties;
- within 21 days after service of the defence.

CASE MANAGEMENT

- 60.6
- (1) All TCC claims are treated as being allocated to the multi-track and Part 26 does not apply.
 - (2) Part 29 and its practice direction apply to the case management of TCC claims, except where they are varied by or inconsistent with the practice direction to this Part.

¹ 1981 c.54.