

PART 2

APPLICATION AND INTERPRETATION OF THE RULES

CONTENTS OF THIS PART

Application of the Rules	Rule 2.1
The glossary	Rule 2.2
Interpretation	Rule 2.3
Power of judge, Master or district judge to perform functions of the court	Rule 2.4
Court staff	Rule 2.5
Court documents to be sealed	Rule 2.6
Court's discretion as to where it deals with cases	Rule 2.7
Time	Rule 2.8
Dates for compliance to be calendar dates and to include time of day	Rule 2.9
Meaning of 'month' in judgments, etc.	Rule 2.10
Time limits may be varied by parties	Rule 2.11

APPLICATION OF THE RULES

- 2.1 | (1) Subject to paragraph (2), these Rules apply to all proceedings in –
- (a) county courts;
 - (b) the High Court; and
 - (c) the Civil Division of the Court of Appeal.
- (2) These Rules do not apply to proceedings of the kinds specified in the first column of the following table (proceedings for which rules may be made under the enactments specified in the second column) except to the extent that they are applied to those proceedings by another enactment –

PROCEEDINGS	ENACTMENTS
1. Insolvency proceedings	Insolvency Act 1986 ⁽¹⁾ , ss.411 and 412
2. Non-contentious or common form probate proceedings	Supreme Court Act 1981 ⁽²⁾ , s.127
3. Proceedings in the High Court when acting as a Prize Court	Prize Courts Act 1894 ⁽³⁾ , s.3
4. Proceedings before the judge within the meaning of Part VII of the Mental Health Act 1983 ⁽⁴⁾	Mental Health Act 1983, s.106
5. Family proceedings	Matrimonial and Family Proceedings Act 1984 ⁽⁵⁾ , s.40
6. Adoption proceedings	Adoption Act 1976, s.66

THE GLOSSARY

- 2.2 |
- (1) The glossary at the end of these Rules is a guide to the meaning of certain legal expressions used in the Rules, but is not to be taken as giving those expressions any meaning in the Rules which they do not have in the law generally.
 - (2) Subject to paragraph (3), words in these Rules which are included in the glossary are followed by ^(GL).
 - (3) The words ‘counterclaim’, ‘damages’, ‘practice form’ and ‘service’, which appear frequently in the Rules, are included in the glossary but are not followed by ^(GL).

INTERPRETATION

- 2.3 |
- (1) In these Rules –
 - ‘child’ has the meaning given by rule 21.1(2);
 - ‘claim for personal injuries’ means proceedings in which there is a claim for damages in respect of personal injuries to the claimant or any other person or in respect of a person’s death, and ‘personal injuries’ includes any disease and any impairment of a person’s physical or mental condition;
 - ‘claimant’ means a person who makes a claim;
 - ‘CCR’ is to be interpreted in accordance with Part 50;
 - ‘court officer’ means a member of the court staff;
 - ‘defendant’ means a person against whom a claim is made;

(1) 1986 c.45.

(2) 1981 c.54.

(3) 1894 c.39

(4) 1983 c.20.

(5) 1984 c.42. Section 40 was amended by the Courts and Legal Services Act 1990 (c.41), Schedule 18, paragraph 50.

(6) 1976 c.36.