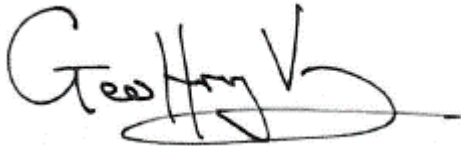


175th UPDATE – PRACTICE DIRECTION AMENDMENTS

The amendments to Practice Direction 51ZB – The Damages Claims Pilot, which supplement the Civil Procedure Rules 1998, are made by the Master of the Rolls under the powers delegated to him by the Lady Chief Justice under Schedule 2, Part 1, paragraph 2(2) of the Constitutional Reform Act 2005, and are approved by Heidi Alexander, Minister of State (Ministry of Justice), by the authority of the Lord Chancellor.

The amendments come into force on 20 November 2024.



The Right Honourable Sir Geoffrey Vos
Master of the Rolls and Head of Civil Justice



Signed by authority of the Lord Chancellor:

Heidi Alexander

Minister of State

Date: 18 November 2024

PRACTICE DIRECTION 51ZB – DAMAGES CLAIMS PILOT

1. In the table of contents, after the entry for paragraph 3.14, insert –

“

Sub-section F Extension to notification longstop date	Paragraph 3.15
---	----------------

”

2. In paragraph 1.1—
 - a) in the definition of “MyHMCTS”, after “Service” replace “.” with “,”;
 - b) after the definition of “MyHMCTS”, insert –

““notification longstop date” means 12 midnight at the end of the calendar day four months after the date of issue of the claim.”.

3. In paragraph 1.7, substitute “notification longstop date” for “date specified in paragraph 3.4”.
4. In paragraph 3.4, substitute “the notification longstop date” for “12 midnight at the end of the calendar day four months after the date of issue of the claim form”.
5. In paragraph 3.9(1A), substitute “notification longstop date” for “latest time for notifying the defendant of the claim”.
6. In paragraph 3.11—
 - a) for paragraph 3.11(1), substitute—

“(1) The claimant must comply with Sub-section A above, subject to the modifications in sub-paragraphs (1A) and 1(B).

(1A) A claimant complies with paragraph 3.3(1) (notification of claim) by –

- (a) serving the claim form that is generated by the DCP in accordance with CPR rule 7.5(1); and
- (b) notifying the court of service of the claim form before the earlier of—
 - (i) 4pm on the 14th day after compliance with paragraph (a); and

(ii) the notification longstop date.

(1B) A claimant complies with paragraph 3.6(1) (notification of details of claim) by –

(a) serving the details of the claim in accordance with CPR rule 6.20; and

(b) notifying the court of service of details of the claim before the earlier of—

(i) 4pm on the 14th day after compliance with paragraph (a); and

(ii) the notification longstop date.”.

b) in paragraph 3.11(2), for “paragraph (1)(b)(i)” substitute “sub-paragraph (1B)(a)”.

c) in paragraph 3.11(3), for “paragraph (1)(b)(i)” substitute “sub-paragraph (1B)(a)”.

7. After paragraph 3.14, (below “(Paragraph 8.7 sets out how else notice of change of representation can be given.)”), insert—

“Sub-section F Extension to Notification Longstop Date

3.15

If an order is made before the notification longstop date extending the time for notification of the claim or details of claim then the court must transfer the claim out of the DCP to the CNBC to continue as if it had started under CPR Part 7.”.

8. In paragraph 4.1—

a) for paragraph 4.1(1), substitute—

“(1) Subject to sub-paragraph (2), if the claimant has not before the notification longstop date notified the defendant of the claim and where sub-section 3B applies complied with paragraph 3.11(1A)(b), then the claim against the defendant will be automatically dismissed without the need for any further order.”;

b) in paragraph 4.1(2), substitute “notification longstop date” for “time specified

in paragraph 3.4 has expired”.

9. In paragraph 4.3—

a) for paragraph 4.3(1), substitute—

“(1) Subject to sub-paragraph (2), if the claimant has not by the time calculated in accordance with paragraph 3.9 notified the defendant of the details of the claim and where sub-section 3B applies complied with paragraph 3.11(1B)(b), the claim against the defendant will be automatically dismissed.”;

b) in paragraph 4.3(2), substitute “calculated in accordance with paragraph 3.9” for “specified in paragraph 3.9 has expired”.

10. After paragraph 8.1, renumber as paragraph 8.2 the following paragraph that currently appears as sub-paragraph (2) “Any application for an order under paragraph 8.1 must be made in accordance with Section 7A”.