

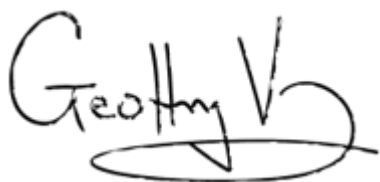
196th UPDATE – PRACTICE DIRECTION AMENDMENTS

The amendments to the Practice Directions which supplement the Civil Procedure Rules 1998 are 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 are approved by Sarah Sackman KC, Minister of State, by the authority of the Lord Chancellor.

The following amendments to the existing Practice Directions come into force in accordance with the commencement provisions, and subject to the transitional provisions, in this Update—
Commencement
Transitional Provision
Practice Direction 2A – Court Offices
Practice Direction 2B – Allocation of Cases to Levels of Judiciary
Practice Direction 2F – Court Sittings
Practice Direction 5A – Court Documents
Practice Direction 5B – Communication and Filing of Documents by E-mail
Practice Direction 5C – CE-File Electronic Filing and Case Management System
Practice Direction 7A – How to Start Proceedings – the Claim Form
Practice Direction 19A – Derivative Claims
Practice Direction 19B – Group Litigation
Practice Direction 29 – The Multi-Track
Practice Direction 30 – Transfer
Practice Direction 31A – Disclosure And Inspection
Practice Direction 37 – Miscellaneous Provisions About Payments into Court
Practice Direction 40D – 1. Court’s Powers in Relation to Land. 2. Conveyancing Counsel of the Court
Practice Direction 49A – Applications Under the Companies Acts and Related Legislation
Practice Direction 49B – Mesothelioma Claims
Practice Direction 49E – Alternative Procedure for Claims

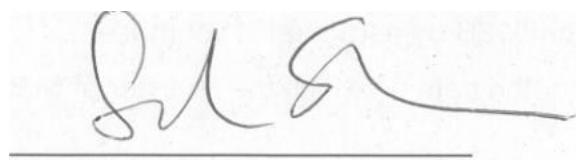
Practice Direction 51R – Online Civil Money Claims Pilot
Practice Direction 51ZB – The Damages Claims Pilot
Practice Direction 51ZE – Small Claims Track Automatic Referral to Mediation Pilot Scheme
Practice Direction 51ZG1 – Pilot Scheme for Cost Budgeting in Certain Business and Property Courts and Certain Business and Property Work in the County Court
Practice Direction 51ZH – Access to Public Domain Documents
Practice Direction 52A – Appeals: General Provisions
Practice Direction 52B – Appeals in the County Court and High Court
Practice Direction 52D – Statutory Appeals and Appeals Subject to Special Provision
Practice Direction 54D – Planning Court Claims and Appeals to the Planning Court
Practice Direction 55A – Possession Claims
Practice Direction 56 – Landlord and Tenant Claims and Miscellaneous Provisions About Land
Practice Direction 56A – Renting Homes (Wales) Claims
Practice Direction 57 – Probate
Practice Direction 57AA – Business and Property Courts
Practice Direction 57AB – Shorter And Flexible Trials Schemes
Practice Direction 57AC – Trial Witness Statements in the Business and Property Courts
Practice Direction 57AD – Disclosure in the Business and Property Courts
Practice Direction 57B – Proceedings Under the Presumption of Death Act 2013
Practice Direction 57C – Proceedings Under the Guardianship (Missing Persons) Act 2017
Practice Direction 58 – Commercial Court
Practice Direction 59 – Circuit Commercial Courts
Practice Direction 60 – Technology and Construction Court Claims
Practice Direction 62 – Arbitration
Practice Direction 63 – Intellectual Property Claims
Practice Direction 63AA – Financial List
Practice Direction 65 – Anti-social Behaviour and Harassment
Practice Direction 73 – Charging Orders, Stop Orders and Stop Notices

Practice Direction 74A – Enforcement of Judgments in Different Jurisdictions
Practice Direction 75 – Traffic Enforcement
Practice Direction – Competition Law – Claims Relating to the Application of Chapters I and II of Part I of The Competition Act 1998 and Claims Made Under Section 101 of The Digital Markets, Competition and Consumers Act 2024
Practice Direction – Application for a Warrant Under the Competition Act 1998 or Part 1 of The Digital Markets, Competition and Consumers Act 2024
Practice Direction – Application for a Warrant Under the Enterprise Act 2002
Practice Direction – Civil Recovery Proceedings
Practice Direction – County Court Closures



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

Signed by authority of the Lord Chancellor:

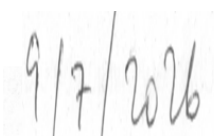


Sarah Sackman KC

Minister of State

Ministry of Justice

Date:



COMMENCEMENT

- 1) In this Update, “BPD changes” means the amendments made to Practice Directions 2A, 2B (amendments in paragraphs 1) a), 2) to 5) and 8) only), 2F, 5A, 5B, 5C, 7A, 19A, 19B, 29, 30, 37, 40D, 49A, 49E, 51ZG1, 51ZH, 52A, 52B, 52D (amendments in paragraphs 1) and 2) only), 55A, 56, 56A, 57, 57AA, 57AB, 57AC, 57AD, 57B, 57C, 58, 59, 60, 62 (amendments in paragraph 1) only), 63, 63AA, 73, 74A, Practice Direction – Competition Law – Claims Relating to the Application of Chapters I and II of Part I of The Competition Act 1998 and Claims Made Under Section 101 of The Digital Markets, Competition and Consumers Act 2024, Practice Direction – Application for a Warrant Under the Competition Act 1998 or Part 1 of The Digital Markets, Competition and Consumers Act 2024, Practice Direction – Application for a Warrant Under the Enterprise Act 2002, Practice Direction – Civil Recovery Proceedings and Practice Direction – County Court Closures.
- 2) These commencement provisions and the amendments in this Update come into force on 1 st October 2026, except as provided in paragraphs 3), 4) and 5).
- 3) Paragraph 1) of the transitional provisions in this Update, and the BPD changes come into force on the same date, and immediately after, the BPD changes made by the Civil Procedure (Amendment No. 2) Rules 2026 come into force.
- 4) The amendments made to Practice Direction 2B (amendments in paragraphs 1) b), 6) and 7) only) and Practice Direction 65 come into force on 26th October 2026.
- 5) The amendment made to Practice Direction 51ZB by paragraph 1) of those amendments comes into force the day after the date on which the Minister of State approves the amendments in this Update.

TRANSITIONAL PROVISIONS

- 1) Any claims, applications, petitions or appeals filed or issued in or transferred to the Admiralty Court, the Commercial Court, a Circuit Commercial Court, the Technology and Construction Court of the High Court or the Chancery Division before the date that the BPD changes come into force shall proceed from that date as if filed or issued in or transferred to the appropriate court or list of the Business and Property Division.

- 2) The amendments made in this Update to Practice Direction 54D – Planning Court Claims and Appeals to the Planning Court, apply only where the application for permission in a nationally significant infrastructure project challenge is filed on or after 1 October 2026.

PRACTICE DIRECTION 2A – COURT OFFICES

- 1) In paragraph 2.1(1)(f), for “Chancellor of the High Court” substitute “President of the Business and Property Division”.

PRACTICE DIRECTION 2B – ALLOCATION OF CASES TO LEVELS OF JUDICIARY

- 1) In the table of contents—
 - a) in the entry for paragraph 7B, for “Chancery” substitute “Business and Property Division”; and
 - b) in the entry for paragraph 8.1, after “Behaviour Orders,” insert “Respect Orders and”.
- 2) In paragraph 1.1B—
 - a) for “Chancellor of the High Court” substitute “President of the Business and Property Division”; and
 - b) for “Chancery” substitute “Business and Property Division”.
- 3) In paragraph 1.1C, for “Chancery” substitute “Business and Property”.
- 4) In paragraph 7B.1—
 - a) in the heading to that paragraph, for “Chancery” substitute “Business and Property Division”.
 - b) for “Chancery” substitute “Business and Property”;
 - c) for “Chancellor of the High Court” substitute “President of the Business and Property Division”.
- 5) In paragraph 7B.2—
 - a) for “Chancery” substitute “Business and Property”; and
 - b) in sub-paragraph (a), for “Chancellor of the High Court” substitute “President of the Business and Property Division”.
- 6) In paragraph 8.1—
 - a) in the heading, after “Behaviour Orders,” insert “Respect Orders and”.
 - b) at the end of sub-paragraph (c)(v), for the full stop, substitute a semi-colon; and

c) after sub-paragraph (c)(v), insert—

“(d) orders that are to be made under Part A1 of the Anti-Social Behaviour, Crime and Policing Act 2014.”.

7) In paragraph 8.2, after “injunction” insert “or a respect order or an interim respect order under Part A1 of the Anti-social Behaviour, Crime and Policing Act 2014,”.

8) In paragraph 14.1, for “save that” to “made by the”, substitute “but in cases proceeding in the BPD DRs (or in cases relating to Business and Property work proceeding in the County Court), those arrangements shall be made by the Business and Property Division”.

PRACTICE DIRECTION 2F – COURT SITTINGS

1) In the table of contents, for “Chancery Masters” substitute “Masters of the Business and Property Division”.

2) For paragraph 2.2 substitute—

“2.2 The directions in paragraph 2.1 shall not apply in relation to the trial or hearing of cases, claims, matters or applications outside the Royal Courts of Justice but the following judges may make such arrangements for vacation sittings in the courts for which they are respectively responsible as they think desirable—

(a) the senior Presiding Judge of each Circuit, with the concurrence of the Senior Presiding Judge; and

(b) the Vice-Chancellor of the County Palatine of Lancaster (the Business and Property Division Supervising Judge for the Northern and North-Eastern Circuits) and the Business and Property Division Supervising Judge for the Midland, Wales and Western Circuits, with the concurrence of the Business and Property Division.”.

3) In paragraph 2.4—

a) in the heading to that paragraph, for “Chancery Masters” substitute “Masters of the Business and Property Division” and

b) for “Chancery Masters” substitute “Masters of the Business and Property Division”; and

c) for “his” substitute “their”.

PRACTICE DIRECTION 5A – COURT DOCUMENTS

- 1) In paragraph 4.1(2), for “Chancery Chambers” substitute “the court office at the Rolls Building”.

PRACTICE DIRECTION 5B – COMMUNICATION AND FILING OF DOCUMENTS BY E-MAIL

- 1) For paragraph 1.2(a) substitute—

“(a) does not apply to proceedings in the Business and Property Division at the Rolls Building; and”.

PRACTICE DIRECTION 5C – CE-FILE ELECTRONIC FILING AND CASE MANAGEMENT SYSTEM

- 1) In paragraph 1.3—

- a) for sub-paragraph (a) substitute—

“(a) the Business and Property Division at the Rolls Building;”;

- b) in sub-paragraph (c), for “B&PCs District Registries as defined in paragraph 1.2 of Practice Direction 57AA (“B&PC DRs”)” substitute “the BDP DRs”; and

- c) in sub-paragraph (e)—

- i) omit “situated”;

- ii) after “Bristol,” insert “Cardiff,”; and

- iii) for “, Newcastle and Cardiff” substitute “and Newcastle”.

- 2) In paragraph 5.1, for “B&PC” substitute “BPD”.

- 3) In paragraph 9.1—

- a) in sub-paragraph (a), for “Rolls Building Jurisdictions” substitute “Business and Property Division at the Rolls Building”; and

- b) in sub-paragraph (c), for “B&PC” substitute “BPD”.

PRACTICE DIRECTION 7A – HOW TO START PROCEEDINGS – THE CLAIM FORM

- 1) After paragraph 2.5(2) insert—

“(Practice Direction 57AA specifies when proceedings which may be started in the Business and Property Division may instead be started in the County Court.)”.

3) Omit paragraph 2.6.

PRACTICE DIRECTION 19A – DERIVATIVE CLAIMS

1) In paragraph 3(1), for “the Chancery” substitute “an insolvency and Companies List of the Business and Property”.

PRACTICE DIRECTION 19B – GROUP LITIGATION

1) In paragraph 3.4, in the opening words, for “Chancellor of the High Court” substitute “President of the Business and Property Division”.

2) For paragraph 3.5 substitute—

“3.5 The application for the GLO should be made to—

- (a) the Senior Master in the King’s Bench Division;
- (b) the Chief Master of the Business and Property Division; or
- (c) for claims that are proceeding or are likely to proceed in a specialist court or list, the senior judge of that court or list.

3.5A The judges referred to in paragraph 3.5 may give directions for the application to be determined by another judge.”.

3) In paragraph 3.6—

- a) after “should be made to” insert “King’s Bench Division”; and
- b) for “Chancery” substitute “Business and Property Division”.

4) In paragraph 11(2)(b)—

- a) for “GLO-Chancery@justice.gov.uk” substitute “BPD.GLO@justice.gov.uk”; and
- b) for “Chancery” substitute “Business and Property”.

PRACTICE DIRECTION 29 – THE MULTI-TRACK

1) In paragraph 2.1—

- a) for “or Chancery Chambers in” substitute “of the King’s Bench Division at”; and

- b) after “Justice” insert “or in the Business and Property Division at the Rolls Building”.
- 2) In paragraph 2.2—
 - a) in the opening words, after “generally” insert “be transferred to the County Court”; and
 - b) for sub-paragraph (c) and the full-out which follows it, substitute—

“(c) it ought to be dealt with by a High Court Judge by reason of the complexity of the facts, legal issues, remedies or procedures involved or the importance of the outcome of the claim to the public in general.”.
- 4) In paragraph 2.6, at the end of that paragraph omit the sentence beginning “Such claims may”.
- 5) In paragraph 2.6A, omit “(i.e. Chancery, Commercial/Mercantile, or TCC)”.

PRACTICE DIRECTION 30 – TRANSFER

- 1) In paragraph 8.7, for “Chancery” to “Royal Courts of Justice” substitute “Competition List of the Business and Property Division at the Rolls Building”.
- 2) In paragraph 10.2, for “Chancery” to “Royal Courts of Justice” substitute “Competition List of the Business and Property Division at the Rolls Building”.

PRACTICE DIRECTION 31A – DISCLOSURE AND INSPECTION

- 1) In paragraph 4.3—
 - a) for “he holds” substitute “they hold”; and
 - b) for “he makes” substitute “they make”.
- 2) In paragraph 4.5—
 - a) in the opening words—
 - i) for “he has” substitute “they have”; and
 - ii) for “he must” substitute “they must”;
 - b) in sub-paragraph (1), for “he has” substitute “they have”; and
 - c) in sub-paragraph (2), for “he claims” substitute “they claim”.
- 3) After paragraph 4.7, insert—

“4.8 Where the Official Solicitor conducts the proceedings as litigation friend on behalf of a child or protected party, the disclosure statement may be signed by the Official Solicitor or their legal representative.”

- 4) In paragraph 5.1, for “he” substitute “they”.
- 5) In paragraph 7.1, for “he” substitute “they”.
- 6) In the Annex, in the first paragraph, in the opening words, for “he is” substitute “they are”.

PRACTICE DIRECTION 37 – MISCELLANEOUS PROVISIONS ABOUT PAYMENTS INTO COURT

- 1) In paragraph 4.2, for “at—” to the end of that paragraph, substitute “in the appropriate office of the Business and Property Division at the Rolls Building or a BPD DR.”.
- 2) In paragraph 6.2—
 - a) for “at—”, substitute “in—”;
 - b) for sub-paragraphs (1) and (2) substitute—

“(1) in the appropriate office of the Business and Property Division at the Rolls Building or a BPD DR; or”; and

- c) renumber sub-paragraph (3) as sub-paragraph (2).

PRACTICE DIRECTION 40D – 1. COURT’S POWERS IN RELATION TO LAND. 2. CONVEYANCING COUNSEL OF THE COURT

- 1) In paragraph 4.3(1) for “Chancery Chambers” substitute “the appropriate office of the Business and Property Division at the Rolls Building”.
- 2) In paragraph 6.2, for “Chancery Master” substitute “Master of the Business and Property Division”.
- 3) In paragraph 6.3, for “Chancery Master” substitute “Master of the Business and Property Division”.

PRACTICE DIRECTION 49A – APPLICATIONS UNDER THE COMPANIES ACTS AND RELATED LEGISLATION

- 1) In paragraph 5(2)(a), for “out of the Companies Court” to “district registry” substitute “in an Insolvency and Companies List of the Business and Property Division”

PRACTICE DIRECTION 49B – MESOTHELIOMA CLAIMS

- 1) In paragraph 2, in the definition of “standard interim payment”, omit the second sentence.

PRACTICE DIRECTION 49E – ALTERNATIVE PROCEDURE FOR CLAIMS

- 1) In paragraph 4.4, in the table below, in the third column, for “Chancery”, in each place it appears, substitute “Business and Property”.
- 2) In paragraph 9.2, for “Chancery Division sitting in private” substitute “Business and Property Division sitting in private in a Property, Trusts and Probate List”.
- 3) In paragraph 13.3(1), for “Chancery” to “High Court” substitute “a Property, Trusts and Probate List of the Business and Property Division”.
- 4) In paragraph 14.5, for “the Chancery” substitute “a Business List (Financial Services and Regulatory sub-list) of the Business and Property”.
- 5) In paragraph 22.2, for “the Chancery” substitute “a Business List (Financial Services and Regulatory sub-list) of the Business and Property”.

PRACTICE DIRECTION 51R – ONLINE CIVIL MONEY CLAIMS PILOT

- 1) In the table of contents—
 - a) in the entry for paragraph 6.2, omit the words “and not a road traffic accident claim,”;
 - b) in the entry for paragraph 6.3, omit “or is a road traffic accident claim”;
 - c) in the entry for paragraph 6A.5, omit “and claim is not a road traffic accident claim”; and
 - d) in the entry for paragraph 6A.6, omit “or is a road traffic accident claim”.
- 2) In paragraph 14.1(2), after paragraph (c), insert the following full-out—

“a judge must give directions to alter the time limit for submitting that form, document or email, so that the time limit does not expire until after the website or email software (as appropriate) is again functioning normally. The judge's directions may be expressed to apply to a specific claim, or may apply more generally, for example to any number of claims, or to claims of a particular type.”.

PRACTICE DIRECTION 51ZB – THE DAMAGES CLAIMS PILOT

- 1) In paragraph 1.3, for “1 October 2026” substitute “6 April 2027”.
- 2) For paragraph 1.6(3)(bd), substitute—

“(bd) if the claim is for damages together with an Other Remedy, it is not one that could be started under paragraph 4.1 of Practice Direction 57AA (Business and Property work in the County Court);”.

- 3) In paragraph 10.1(4), after paragraph (c), in the full-out in the first sentence—
 - a) for “that form or document” substitute “that form, document or email”; and
 - b) after “the website” insert “or email software (as appropriate)”.

PRACTICE DIRECTION 51ZE – SMALL CLAIMS TRACK AUTOMATIC REFERRAL TO MEDIATION PILOT SCHEME

- 1) In paragraph 3(b), for “Pilot—” to the end of that paragraph, substitute “Pilot that are suitable for allocation to the small claims track.”.

PRACTICE DIRECTION 51ZG1 – PILOT SCHEME FOR COST BUDGETING IN CERTAIN BUSINESS AND PROPERTY COURTS AND CERTAIN BUSINESS AND PROPERTY WORK IN THE COUNTY COURT

- 1) Rename this Practice Direction—

“PRACTICE DIRECTION 51ZG1 – PILOT SCHEME FOR COST BUDGETING IN BUSINESS AND PROPERTY CLAIMS”.

- 2) In paragraph 1, for “certain Business and Property Courts (“BPC”)” to “County Court and” substitute “the Business and Property Division and Business and Property work in the County Court. It”.

3) In paragraph 3(a), for paragraphs (i) and (iii) substitute—

- “(i) in the Business and Property Division; or
- (ii) as Business and Property work in the County Court at Central London, Birmingham, Bristol, Cardiff, Manchester, Newcastle, Leeds and Liverpool;”.

PRACTICE DIRECTION 51ZH – ACCESS TO PUBLIC DOMAIN DOCUMENTS

1) In paragraph 1(b)—

- a) in the opening words, after “following courts” insert “and lists of the Business and Property Division”;
- b) for paragraphs (i) and (ii) substitute—

- “(i) the Commercial Court;
- (ii) the London Circuit Commercial Court; and
- (iii) the Financial List;”.

PRACTICE DIRECTION 52A – APPEALS: GENERAL PROVISIONS

1) In paragraph 4.A1—

- a) for “judge” in both places it appears substitute “Judge”;
- b) for “Courts” substitute “Division”; and
- c) for “Chancellor of the High Court” substitute “President of the Business and Property Division”.

2) In paragraph 4.3(b), for “Chancellor of the High Court” substitute “President of the Business and Property Division”.

3) In paragraph 4.4(b)(iii)—

- a) for sub-paragraph (A), substitute—
 - “(A) the Group A Judge is a judge allocated to an Insolvency and Companies List of the Business and Property Division or is authorised by the President of the Business and Property Division to hear the appeal;”;
- b) in sub-paragraph (B)—
 - i) after “authorised by the” insert “relevant”; and
 - ii) for “Courts” substitute “Division”.

PRACTICE DIRECTION 52B – APPEALS IN THE HIGH COURT AND COUNTY COURT

- 1) In paragraph 2.3, for “Chancellor of the High Court”, in both places it appears, substitute “President of the Business and Property Division”.

PRACTICE DIRECTION 52D – STATUTORY APPEALS AND APPEALS SUBJECT TO SPECIAL PROVISION

- 1) In the table of contents, in the entry for paragraph 5.1, for “Chancery” substitute “Business and Property”.
- 2) In paragraph 5.1—
 - a) in the heading to the paragraph, for “Chancery” substitute “Business and Property”; and
 - b) in the opening words, for “the Chancery” substitute “and appeals list of the Business and Property”.
- 3) In paragraph 16.1(1), omit “and is made”.

PRACTICE DIRECTION 54D – PLANNING COURT CLAIMS AND APPEALS TO THE PLANNING COURT

- 1) After paragraph 3.7 insert—

“3.7A Where permission is sought in a nationally significant infrastructure project challenge—

- (a) the claim form must be served within 3 days after the date of issue;
- (b) the acknowledgement of service must be served not later than 3 days after it is filed; and
- (c) any reply must be served not later than 3 days after it is filed.

3.7B The target timescale for hearing applications for permission in nationally significant infrastructure project challenges is three weeks of the expiry of the time limit for filing of the Applicant’s reply to the acknowledgement of service.”.

- 2) After paragraph 3.8 insert—

“3.9 Where permission is granted in a nationally significant infrastructure project challenge, any detailed grounds for contesting the claim or supporting it on additional grounds and any written evidence must be filed and served within 28 days after service of the order granting permission.”.

PRACTICE DIRECTION 55A – POSSESSION CLAIMS

- 1) In paragraph 1.6, for “the Chancery” substitute “a Property, Trusts and Probate List of the Business and Property”.

PRACTICE DIRECTION 56 – LANDLORD AND TENANT CLAIMS AND MISCELLANEOUS PROVISIONS ABOUT LAND

- 1) In paragraph 2.6, for “the Chancery” substitute “a Property, Trusts and Probate List of the Business and Property”.
- 2) In paragraph 13.5, for “the Chancery” substitute “a Property, Trusts and Probate List of the Business and Property”.

PRACTICE DIRECTION 56A – RENTING HOMES (WALES) CLAIMS

- 1) In paragraph 2.6, for “the Chancery” substitute “a Property, Trusts and Probate List of the Business and Property”.

PRACTICE DIRECTION 57 – PROBATE

- 1) For paragraph 2.2, but not including the words in parentheses which immediately follow that paragraph, substitute—

“2.2 Claims must be started in accordance with Practice Direction 57AA.”.

PRACTICE DIRECTION 57AA – BUSINESS AND PROPERTY COURTS

- 1) Rename this Practice Direction—

“PRACTICE DIRECTION 57AA – BUSINESS AND PROPERTY DIVISION”.

- 2) In the table of contents—
 - a) in the entry for paragraph 1, omit the word “Scope”;

- b) in the entry for paragraph 4, for “Specialist” substitute “Business and Property”;
and
- c) for the entry for paragraph 5 substitute “Appeals in BDP DRs”.
- 3) Omit the heading “Scope”.
- 4) For paragraphs 1.1 to 1.7 substitute—

“1.1 The locations of the Business and Property Division and the courts, lists and sub-lists in which proceedings may be started in each of those locations are as follows—

Location	Courts, lists and sub-lists in which proceedings may be started
Royal Courts of Justice, Rolls Building, London (in this Practice Direction, “Rolls Building, London”)	• Admiralty Court • Appeals List • Business List (including a Financial Services and Regulatory List and a Pensions List) • Commercial Court (including the London Circuit Commercial Court) • Competition List • Financial List • Insolvency and Companies List • Intellectual Property List (comprising the Intellectual Property Enterprise Court, a General IP List and the Patents Court) • Property, Trusts and Probate List • Revenue List • Technology and Construction Court
District registries in Birmingham, Bristol, Cardiff, Leeds, Liverpool, Manchester and Newcastle	• Appeals List • Business List (including the Financial Services and Regulatory List and the Pensions List)

	• Circuit Commercial Court • Competition List • Insolvency and Companies List • Intellectual Property List (comprising the Intellectual Property Enterprise Court, the General IP List and the Patents Court) • Property, Trusts and Probate List • Revenue List • Technology and Construction Court
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1.2 Where appropriate, specialist judges may be made available for cases started in the Business and Property Division to be case managed and heard in Caernarfon, Mold, Preston, Wrexham and such other locations as the court may direct.

1.3 The district registries specified in paragraph 1.1 are BPD DRs.

1.4 Parties should note the following Parts and Practice Directions—

Practice Direction 49A – Applications under the Companies Acts and Related Legislation
Part 57 (Probate, Inheritance, Presumption of Death and guardianship of missing persons)

Part 58 (Commercial Court)

Part 59 (Circuit Commercial Courts)

Part 60 (Technology and Construction Court Claims)

Part 61 (Admiralty Claims)

Part 62 (Arbitration Claims)

Part 63 (Intellectual Property Claims)

Part 63A (Financial List)

Part 64 (Estates, Trusts and Charities)

Practice Direction – Insolvency Proceedings

Practice Direction: Directors Disqualification Proceedings

Practice Direction – Competition Law (Claims Relating to the Application of Chapters I and II of Part I of the Competition Act 1998 and Claims Made Under Section 101 of the Digital Markets, Competition and Consumers Act 2024).

1.5 In the event of inconsistency between this Practice Direction and any other Practice Direction the provisions of this Practice Direction shall prevail.

1.6 Parties will also need to give careful consideration to the court guides of the Chancery Business and Property Division.”.

5) In paragraph 2.1, for “Courts” substitute “Division”.

6) For paragraph 2.2(1) substitute—

“(1) A claimant wishing to issue a claim in the Business and Property Division must choose the court, list or sub-list in which to issue its claim, based (subject to sub-paragraph (2)) on the principal subject matter of the dispute.

(The courts, lists and sub-lists in which proceedings may be started are set out in the table at paragraph 1.1.)”.

7) In paragraph 2.3—

a) in sub-paragraph (1), for “Courts” substitute “Division”; and

b) in sub-paragraph (2)—

i) for “Courts” substitute “Division”; and

ii) for “B&PCs District Registry” substitute “BPD DR”.

8) In paragraph 2.4(1) for “In a claim” to “in a circuit” substitute “Where a claim is issued in the Rolls Building, London and in the following courts or lists, a hearing may, where appropriate, take place in a BPD DR”.

9) In paragraph 2.5—

a) in the opening words—

i) for “B&PCs District Registries” substitute “BPD DRs,”; and

ii) for “Business and Property Courts of England and Wales” substitute “Rolls Building, London”;

b) in sub-paragraph (1)—

i) for “the Revenue” substitute “a Revenue”;

ii) for “B&PCs District Registries” substitute “BPD DRs,”; and

- iii) for “Business and Property Courts of England and Wales” substitute “Rolls Building, London”;
 - c) in sub-paragraph (2)—
 - i) for “the EU Competition Law Practice Direction” substitute “Practice Direction – Competition Law”; and
 - ii) for “BPCs District Registry” substitute “BPD DR”; and
 - d) in sub-paragraph (3)—
 - i) in the first sentence—
 - aa) for “the Intellectual Property List, which includes the Patents Court” substitute “an Intellectual Property List, which comprises the Patents Court, a General IP List”; and
 - bb) for “BPCs District Registry” substitute “BPD DR”; and
 - ii) in the second sentence, for “Patents Court or the IPEC in the BPCs District Registry”, substitute “BPD DR”.
- 10) In paragraph 3.1—
- a) for sub-paragraph (1) substitute—
- “(1) Subject to rules 30.2, 30.5 and 59.3, a court may, having regard to the criteria in paragraph 3.1(3) below, order proceedings in the Rolls Building, London or in a BPD DR, or any part of such proceedings (such as a counterclaim or an application made in the proceedings), to be transferred—
- (a) from the Rolls Building, London to a BPD DR; or
 - (b) from a BPD DR to the Rolls Building, London or another BPD DR.”;
- b) in sub-paragraph (2)—
 - i) for “Business and Property Court”, where it first appears, substitute “court”;
 - ii) for “Business and Property Court court or list” substitute “court”; and
 - iii) for “Business and Property Court”, where it last appears, substitute “court”;
 - c) in sub-paragraph (3), in the opening words, omit “(transfer between” to “Business and Property Courts”.
- 11) In paragraph 3.2, in the opening words—
- a) for “Business and Property Courts Division” substitute “court”; and
 - b) for “Courts” where it next appears substitute “Division”.
- 12) For paragraph 4.1 substitute—

“Business and Property work in the County Court

4.1 Where the nature of the claim relates to the work of any court, list or sub-list of the Business and Property Division but the claim is suitable to be heard in the County Court, proceedings may instead be started in and heard by—

- (a) (for TCC claims) the County Court hearing centres specified at paragraph 3.4 of Practice Direction 60;
- (b) (for all other claims) the County Court hearing centres at Central London, Birmingham, Bristol, Cardiff, Manchester, Newcastle, Leeds, Liverpool and Preston.”.

- 13) In paragraph 4.2, in “The specialist work of” to “except for” substitute “The following proceedings, which must not be started in the Business and Property Division or under paragraph 4.1, may be started in any County Court hearing centre”.
- 14) In paragraph 4.3, for “Claims issued” to “Property Courts” substitute “Proceedings started or heard in the County Court under paragraph 4.1”.
- 15) For paragraph 4.4 substitute—

“4.4 Judges specialising in Business and Property work in the County Court must spend a minimum of 20 percent of their time either sitting in the Business and Property Division or handling Business and Property work in the County Court.”.

- 16) For the heading to paragraph 5.1 substitute, for “BPCs District Registries” substitute “BPD DRs”.
- 17) In paragraphs 5.1 and 5.2, for “BPCs District Registries”, in each place it appears, substitute “BPD DRs”.

PRACTICE DIRECTION 57AB – SHORTER AND FLEXIBLE TRIALS SCHEMES

- 1) In paragraph 1.2(b) substitute—

“(b) operate in the Business and Property Division;”

- 2) Omit paragraph 2.1.
- 3) In paragraph 2.5—

a) in sub-paragraph (b), for “chancery” substitute “Business and Property”; and

b) for sub-paragraph (c) substitute—

“(c) a case in a Business List, Property, Trusts and Probate List, Revenue List or Intellectual Property List may be case managed and tried by a Master of the Business and Property Division, or a District Judge in a BPD DR, with the consent of the parties.”.

4) In paragraph 2.7, for “registry in the appropriate Business and Property Court” substitute “court, list or sub-list of the Business and Property Division”.

5) For paragraph 2.8 substitute—

“2.8 As appropriate, the claim form must be marked in the top right hand corner as follows: “Business and Property Division”, the appropriate court, list or sub-list of the Business and Property Division and “Shorter Trials Scheme”.

6) For paragraph 2.11 substitute—

“2.11 An application to transfer a case into the Shorter Trials Scheme must be heard by a judge, save that in a Business List, Property, Trusts and Probate List or Intellectual Property List, an application may be heard by a Master of the Business and Property Division, or a District Judge in a BPD DR. If a judge or Master orders a case to be transferred into the Shorter Trials Scheme, they may give case management directions.”.

7) Omit paragraph 3.1.

PRACTICE DIRECTION 57AC – TRIAL WITNESS STATEMENTS IN THE BUSINESS AND PROPERTY COURTS

1) Rename this Practice Direction—

“PRACTICE DIRECTION 57AC – TRIAL WITNESS STATEMENTS IN THE BUSINESS AND PROPERTY DIVISION”

2) In paragraph 1.1—

- a) omit “is made under rule 57A.3. It”; and
- b) for “courts and” substitute “Division”.

- 3) In paragraph 1.3, in the definition of “trial”, omit “in any of the Business and Property Courts”.
- 4) In paragraph 2.2, for “Courts” substitute “Division”.

PRACTICE DIRECTION 57AD – DISCLOSURE IN THE BUSINESS AND PROPERTY COURTS

- 1) Rename this Practice Direction—

“PRACTICE DIRECTION 57AD – DISCLOSURE IN THE BUSINESS AND PROPERTY DIVISION”

- 2) In paragraph 1.1—
 - a) after “disclosure in” insert “proceedings in”; and
 - b) for “Courts” substitute “Division”.
- 3) In paragraph 1.2, omit “in the Business and Property Courts” to “Practice Direction 51U”.
- 4) In paragraph 1.3—
 - a) in the first sentence, for “a Business and Property Court” substitute “the Business and Property Division”; and
 - b) in the second sentence, for “one of the Business and Property Courts into a court that is not one of the Business and Property Courts” substitute “the Business and Property Division”.
- 5) In Appendix 5, in paragraph 1, omit “in the Business and Property Courts”.

PRACTICE DIRECTION 57B – PROCEEDINGS UNDER THE PRESUMPTION OF DEATH ACT 2013

- 1) In paragraph 2.1, in the court rubric—
 - a) for “[CHANCERY]” substitute “[BUSINESS AND PROPERTY]”; and
 - b) immediately below the amended court rubric insert “[PROPERTY, TRUSTS AND PROBATE LIST]”.

PRACTICE DIRECTION 57C – PROCEEDINGS UNDER THE GUARDIANSHIP (MISSING PERSONS) ACT 2017

- 1) In paragraph 4.1, in the court rubric—
 - a) for “[CHANCERY]” substitute “[BUSINESS AND PROPERTY]”; and
 - b) immediately below the amended court rubric insert “[PROPERTY, TRUSTS
AND PROBATE LIST]”.

PRACTICE DIRECTION 58 – COMMERCIAL COURT

- 1) In paragraph 1.1, for “King’s Bench” substitute “Business and Property”.
- 2) In paragraph 1.2(1), for “Chancery” substitute “Business and Property”.
- 3) In paragraph 2.3 for “King’s Bench” substitute “Business and Property”.

PRACTICE DIRECTION 59 – CIRCUIT COMMERCIAL COURTS

- 1) In paragraph 1.2, for sub-paragraphs (1) and (2) substitute—

“(1) the BPD DRs; and

(2) the Commercial Court of the Business and Property Division at the Rolls Building (called ‘The London Circuit Commercial Court’).”.

- 2) For paragraph 2.2 substitute—

“2.2 The claim form must be marked in the top right hand corner as appropriate—

(1) ‘In the High Court of Justice, Business and Property Division in [...], Circuit Commercial Court’; or

(2) ‘In the High Court of Justice, Business and Property Division, London Circuit Commercial Court’.”.

PRACTICE DIRECTION 60 – TECHNOLOGY AND CONSTRUCTION COURT CLAIMS

- 1) In paragraph 3.2—
 - a) omit “‘Technology and Construction Court (KBD)’ below the words”; and

- b) for “Courts [in/of]” substitute “Division [in...] Technology and Construction Court”.
- 2) In paragraph 3.3, for “district registry” to the end of that paragraph, substitute “BPD DR.”.

PRACTICE DIRECTION 62 – ARBITRATION

- 1) In paragraph 2.3—
 - a) for “the Chancery Division of the High Court” substitute “a Trusts and Probate List of the Business and Property Division”; and
 - b) in the table immediately below, in the first column—
 - i) in the entry for the Commercial list, for “at the Royal Courts of Justice” substitute “, Rolls Building”;
 - ii) in the first entry for the TCC list, for “St. Dunstan’s House” substitute “Rolls Building”;
 - iii) for the entry for the Circuit Commercial list, substitute “BPD DR”; and
 - iv) in the second entry for the TCC list, for “District Registry of the High Court” substitute “BPD DR”.
- 2) For paragraph 12.6, substitute –

“12.6

A respondent to an application for permission to appeal must file a respondent’s notice which –

- (1) sets out any grounds (but not the argument) on which the respondent either (a) opposes the application or (b) will resist the appeal if permission is granted; and
- (2) states whether the respondent wishes to contend either (a) in opposing the grant of permission to appeal or (b) in resisting the appeal, if permission is granted, that the award should be upheld for reasons not expressed (nor not fully expressed) in the award and, if so, states those reasons (but not the argument).”.

PRACTICE DIRECTION 63 – INTELLECTUAL PROPERTY CLAIMS

- 1) In paragraph 3.1(a), for “Chancery”, in both places it appears, substitute “Business and Property”.
- 2) Omit paragraphs 16.2 and 16.3.
- 3) In paragraph 25.1 for “the Chancery” substitute “a General IP List of the Business and Property”.

PRACTICE DIRECTION 63AA – FINANCIAL LIST

- 1) In 1.2(a) and (b), for “Chancery”, in both places it appears, substitute “Business and Property”.
- 2) In paragraph 1.4—
 - a) for “in the Royal Courts of Justice” substitute “, Rolls Building”; and
 - b) omit “commenced in the commercial court” to “Chancery Division”.
- 3) For paragraphs 2.2 and 2.3 substitute—

“2.2 A claim form must be marked in the top right hand corner “Business and Property Division, Financial List”.

2.3 A claimant starting proceedings in the Financial List, other than an arbitration claim, must use practice form N1(CCFL) for Part 7 claims or practice form N208(CCFL) for Part 8 claims.”.

- 4) Omit paragraph 5.2.

PRACTICE DIRECTION 65 – ANTI-SOCIAL BEHAVIOUR AND HARASSMENT

- 1) In the table of contents, after the entry for paragraph 16.1, insert—

“SECTION IX. APPLICATIONS FOR RESPECT ORDERS UNDER PART A1 OF THE 2014 ACT	
Procedural matters in relation to respect orders under Part A1 the 2014 Act	Para. 17.1
Form of application for a respect order	Para. 17.3
Form of respect order or interim respect	Para. 17.4”.

order	
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2) After paragraph 16.3, insert—

“SECTION IX. APPLICATIONS FOR RESPECT ORDERS UNDER PART A1 OF THE 2014 ACT

Procedural matters in relation to respect orders under Part A1 the 2014 Act

17.1

Part A1 of the 2014 Act sets out a statutory framework governing respect orders, some provisions in which deal with matters relating to court procedure. In particular –

- (1) section D1 contains evidence requirements which must be met with regard to respect orders; and
- (2) section K1 contains notification requirements for on-notice applications, and section K1(4) contains notification requirements where the claimant applies to vary or discharge a respect order.

17.2

The provisions in this practice direction and rules 65.50 to 65.55 reflect and sit alongside the primary legislation.

Form of application for a respect order

17.3

An application for a respect order must be made by Form N540 and for the purposes of applying Part 8 to such applications, Form N540 is to be treated as the Part 8 claim form.

Form of respect order or interim respect order

17.4

A respect order or interim order must be made by Form N541.”.

PRACTICE DIRECTION 73 – CHARGING ORDERS, STOP ORDERS AND STOP NOTICES

- 1) In paragraph 4.2 for “Chancery Chambers” to the end of that paragraph, including the words in parentheses which immediately follow, substitute “a Property, Trusts and Probate List of the Business and Property Division.”.

PRACTICE DIRECTION 74A – ENFORCEMENT OF JUDGMENTS IN DIFFERENT JURISDICTIONS

- 1) In paragraphs 4.2(1) and 4.3(1), for “Chancery”, in both places it appears, substitute “Business and Property”.

PRACTICE DIRECTION 75 – TRAFFIC ENFORCEMENT

- 1) In the table of contents—
 - a) in the entry for paragraph 3A.1, for “Order” substitute “order for recovery”;
 - b) in the entry for paragraph 6.1, for “Application” substitute “Request”; and
 - c) after the entry for paragraph 8.1, insert—

“Providing information under rule 75.9(3)	Para. 9.1”.
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- 2) After paragraph 2.1, for the words in parentheses substitute—

“(Form TEWS1: witness statement – unpaid penalty charge; Form TESD1: statutory declaration – unpaid penalty charge; and Form TEOT1: application to file witness statement out of time/extension of time/application to file statutory declaration out of time, can be filed electronically at tec@justice.gov.uk.)”.

- 3) In paragraph 3.A1—
 - a) in the heading to that paragraph, for “Order” substitute “order for recovery”; and
 - b) after “serve the order” insert “for recovery”.
- 4) In paragraph 5.2—
 - a) for sub-paragraph (1) substitute—

“(1) a completed application notice using form TEOT1; and”;
 - b) in sub-paragraph (2)—

- i) in paragraph (a), for “PE3” substitute “TESD1”; and
 - ii) in paragraph (b), for “TE9” substitute “TEWS1 (Witness Statement – unpaid penalty charge)”; and
 - c) in the words in parentheses which follow, for “PE2” to “Form Finder at <https://hmctsformfinder.justice.gov.uk/HMCTS/FormFinder.do>” substitute “TEOT1, TESS1 and TEWS1 can be obtained from Appeal against a penalty charge notice: If you get a court order – GOV.UK”.
- 5) Omit paragraph 5.6.
- 6) In the heading to paragraph 6.1, for “Application” substitute “Request”.
- 7) In paragraph 6.2—
 - a) before “Attention is drawn” insert “(1)”; and
 - b) after what, going forward, will be sub-paragraph (1), insert—

“(2) A respondent’s request to review a court officer’s refusal of an application for a longer period for filing a statutory declaration or witness statement may be refused by a district judge where—

 - (a) the order made by the court officer states the reasons for that refusal; and
 - (b) the request to review fails to address the reasons given for that refusal.”.
- 8) In paragraph 7.1—
 - a) for “transferred” substitute “sent”; and
 - b) in the second sentence omit “transfer”.
- 9) In paragraph 7.3 for “have been transferred, to the County Court hearing centre where the proceedings have been transferred” substitute “have already been sent by the Centre to the CNBC or a County Court hearing centre under rule 75.9(5), to the CNBC or the relevant County Court hearing centre as appropriate”.
- 10) After paragraph 8.1, insert—

“Providing information under rule 75.9(3)

- 9.1** (1) Where an application under rule 75.9(1) relates to more than one order for recovery made under rule 75.3(4), the information required under rule 75.9(3) must be provided by completing the schedule accompanying Form TE10.
- (2) The court officer may return an application under rule 75.9(1) if the schedule is incomplete.”.

**PRACTICE DIRECTION – COMPETITION LAW – CLAIMS RELATING TO THE
APPLICATION OF CHAPTERS I AND II OF PART I OF THE COMPETITION ACT 1998
AND CLAIMS MADE UNDER SECTION 101 OF THE DIGITAL MARKETS,
COMPETITION AND CONSUMERS ACT 2024**

- 1) In paragraph 2.1—
 - a) in sub-paragraph (a), for “High Court at the Royal Courts of Justice” substitute “Business and Property Division at the Rolls Building”; and
 - b) in sub-paragraph (b)—
 - i) for “Chancery Division” substitute “Competition List”; and
 - ii) omit “of the King’s Bench Division”.
- 2) In paragraph 2.2—
 - a) In sub-paragraph (b), for “Chancery Division at the Royal Courts of Justice” substitute “Competition List of the Business and Property Division at the Rolls Building”; and
 - b) In sub-paragraph (c), for “Chancery Division of the High Court at the Royal Courts of Justice” substitute “Competition List of the Business and Property Division at the Rolls Building”.
- 3) For paragraph 2.3 substitute—

“2.3

Rule 30.8 provides that where proceedings are not already taking place in a Competition List of the Business and Property Division, or in the Admiralty Court or Commercial Court of the Business and Property Division at the Rolls Building, the court must transfer the proceedings to the Competition List, Admiralty Court or Commercial Court of the Business and Property Division at the Rolls Building if this Practice Direction applies. However, if any such proceedings fall within the scope of rule 58.1(2), any party to those proceedings may apply for the transfer of the proceedings to the Commercial Court, in accordance with rules 58.4(2) and 30.5(3). If the application is refused, the proceedings must be transferred to the Competition List of the Business and Property Division at the Rolls Building.”.

- 4) In paragraph 2.4—

- a) in the opening words for “Chancery Division” to “paragraph, that” substitute “Business and Property Division at the Rolls Building, the”; and
 - b) in the words in parentheses that immediately follow, for “sets” substitute “and Practice Direction 57AA set”.
- 5) In paragraph 4.3, for “Chancery Chambers” to “WC2A 2LL)” substitute “the court office in which the claim is proceeding”.

PRACTICE DIRECTION – APPLICATION FOR A WARRANT UNDER THE COMPETITION ACT 1998 OR PART 1 OF THE DIGITAL MARKETS, COMPETITION AND CONSUMERS ACT 2024

- 1) In paragraph 2.2, for “Chancery Division at the Royal Courts of Justice” substitute “Business and Property Division at the Rolls Building”.
- 2) In Paragraph 10.2(2), for “Chancery Division at the Royal Courts of Justice” substitute “Competition List, Business and Property Division at the Rolls Building”.
- 3) After paragraph 10.2—
 - a) in the Explanatory Note to Warrant under sections 28 and 29 of the Competition Act 1998 (‘the 1998 Act’), after the heading “Application under section 59 Criminal Justice and Police Act 2001”, after “An application under section 59—”, in paragraph 2, for “Chancery Division at the Royal Courts of Justice,” substitute “Business and Property Division at the Rolls Building”;
 - b) in the Explanatory Note to Warrant under section 75 of the Digital Markets Competition and Consumers Act 2024 (“the 2024 Act”), after the heading “Application under section 59 Criminal Justice and Police Act 2001”, after “An application under section 59—”, in paragraph 2, for “Chancery Division at the Royal Courts of Justice,” substitute “Business and Property Division at the Rolls Building”; and
 - c) in the Explanatory Note to Warrant under paragraph 6 of Schedule 4 to the State Aid (EU Exit) Regulations 2019 (‘the Regulations’), after the heading “Application under section 59 Criminal Justice and Police Act 2001”, after “An application under section 59—”, in paragraph 2, for “Chancery Division at the Royal Courts of Justice,” substitute “Business and Property Division at the Rolls Building”.

PRACTICE DIRECTION – APPLICATION FOR A WARRANT UNDER THE ENTERPRISE ACT 2002

- 1) In this Practice Direction, for “OFT”, in each place it appears, substitute “CMA”.
- 2) In paragraph 1.1(2), for “Office of Fair Trading” substitute “The Competition and Markets Authority”.
- 3) In paragraph 2.2, for “Chancery Division at the Royal Courts of Justice,” substitute “Business and Property Division at the Rolls Building”.
- 4) In paragraph 9.4, for “Chancery Division,” substitute “Business and Property Division at the Rolls Building”.
- 5) After paragraph 11, in the Notice of the Powers to search premises and of the rights of occupiers under section 194 of the Enterprise Act 2002 (‘the Act’)—
 - a) after the heading “Subject matter and powers”, for “Office of Fair Trading” substitute “The Competition and Markets Authority”; and
 - b) after the heading “Application to vary or discharge the Warrant”, in the second paragraph which follows, for “Chancery Division,” substitute “Business and Property Division at the Rolls Building”.

PRACTICE DIRECTION – CIVIL RECOVERY PROCEEDINGS

- 1) In paragraph 2.3, for “Chancery” substitute “Business and Property”.

PRACTICE DIRECTION – COUNTY COURT CLOSURES

- 1) In paragraph 2.1, for “Chancellor of the High Court” substitute “the President of the Business and Property Division”.