

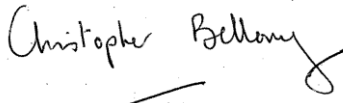
154th UPDATE – PRACTICE DIRECTION AMENDMENTS

The amendments to Practice Direction 51R – Online Civil Money Claims Pilot and 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 Lord Chief Justice under Schedule 2, Part 1, paragraph 2(2) of the Constitutional Reform Act 2005, and are approved by Lord Bellamy KC, Parliamentary Under-Secretary of State for Justice, by the authority of the Lord Chancellor.

The amendments to the Practice Directions come into force as follows –	
Practice Direction 51R – Online Civil Money Claims Pilot amendments other than the omission of paragraph 5.4 and the introduction of paragraph 6A.4(3) to (5)	11 am on 1 st March 2023
Practice Direction 51R – Online Civil Money Claims Pilot, the omission of paragraph 5.4 and the introduction of paragraph 6A.4(3) to (5)	11 am on 8 th March 2023
Practice Direction 51ZB – the Damages Claims Pilot amendments other than the substitution of paragraphs 7.1 and 7.2, the omission of paragraph 7.3 and the amendments to paragraph 7.4	11 am on 1 st March 2023
Practice Direction 51ZB – the Damages Claims Pilot, the substitution of paragraphs 7.1 and 7.2, the omission of paragraph 7.3 and the amendments to paragraph 7.4	11 am on 8 th March 2023



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



Signed by authority of the Lord Chancellor:

Lord Bellamy KC

Parliamentary Under-Secretary of State for Justice

Ministry of Justice

Date: 24 February 2023

PRACTICE DIRECTION 51R – ONLINE CIVIL MONEY CLAIMS PILOT

1) In the table of contents –

- a) in the entry for paragraph 4.3, omit “by the court”;
- b) in the entry for Section 5, before “Defendant’s” insert “Parties acting in person –”;
- c) before the entry for paragraph 5.1, insert –

“

Application of this Section	Paragraph 5.A1
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”;

- d) omit the entries for paragraphs 5.3 and 5.4;
- e) in the entry for Section 6, before “Defendant’s response” insert “Parties acting in person –”;
- f) before the entry for Section 7 insert –

“

SECTION 6A – Represented parties – Defendant’s response to the claim	
Application of this Section	Paragraph 6A.1
Defendant’s response to the claim	Paragraph 6A.2
Defendant’s response – defence and counterclaim	Paragraph 6A.3
Defendant’s response – defend the whole of the claim	Paragraph 6A.4

”;

- g) in the heading for Section 7, before “Defendants’ ” insert “Parties acting in person –”;
- h) after the entry for paragraph 7.47, insert –

“

SECTION 7A – Represented parties - Admissions	
Represented defendant indicates that they admit the claim in whole or part or admit part and defend the rest of the claim	Paragraph 7A.1

”;

- i) in the heading for Section 10, after “Section 10 –” insert “Parties acting in person –”;
- j) before the entry for paragraph 10.1, insert –

“

Application of this Section	Paragraph 10.A1
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”;

- k) in the entry for paragraph 11.1, for “Consequences” substitute “Defendant acting in person – consequences”;
- l) in the entry for paragraph 11.1A, for “When” substitute “Defendant acting in person – when”;
- m) after the entry for paragraph 11.1A, insert –

“

Represented defendant – consequences of the defendant failing to respond to the court on time: judgment in default of responding	Paragraph 11.1B
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”;

- n) in the entry for Section 12, for “What” substitute “Parties acting in person – what”. ”;

- o) in the entry for paragraph 12.1, for “What” substitute “Parties acting in person – what”;
- p) in the entry for Section 14, after “ON TIME” insert “– EVIDENCE”.
- q) after the entry for paragraph 14.3, insert –

“

Represented Parties – Evidence and other documents to be filed at court	Paragraph 14.4
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”.

- r) after the entry for paragraph 16A.1, insert –

“

Section 16B – Represented parties – Applications	
Represented parties – applications	Paragraph 16B.1

”.

- s) in the entry for Section 17, before “Procedure” insert “Parties acting in person –”; and
 - t) in the entry for paragraph 17.1, before “Procedure” insert “Parties acting in person –”.
- 2) In paragraph 1.1 –
- a) in the definition of “Form OCON180”, after “parties” insert “acting in person”;
 - b) after the definition of “legal representative” insert –

““MyHMCTS” means the online case management tool managed by HMCTS;”;

- c) in the definition of “online claim form” –
 - i) after “means” insert “, if the claimant is acting in person,”; and
 - ii) after “an online claim” insert “, or if the claimant is being legally represented, the claim form that is completed using the relevant screens on the OCMC website”;

- d) in the definition of “the OCMC website” –
 - i) after “accessible for claimants” insert “acting in person”;
 - ii) for the words after “and for defendants” substitute “acting in person at www.gov.uk/respond-money-claim, and accessible for legal representatives through MyHMCTS”;
- e) in the definition of “preferred court” –
 - i) in subparagraph (a), after “to the court” insert “or the claimant’s legal representative has submitted the online directions questionnaire using the OCMC website,”; and
 - ii) in subparagraph (b), after “by the defendant” insert “or specified in the online directions questionnaire submitted by the defendant’s legal representative using the OCMC website”; and
- f) for the definition of “response form” substitute –

““response form” means –

(a) in the case of a defendant acting in person, the relevant form that a defendant who is able to use the OCMC website must use to provide the detail of their response to the claim and as set out in Table A to paragraph 5.1(3);

(b) in the case of a defendant who is legally represented, the response form that has been completed using the relevant screens on the OCMC website;”.

- 3) In paragraph 1.2(2), after “signing” insert “or typing their name”.
- 4) In paragraph 2.1(3)(a), for “paragraph 2.1(6)” substitute “subparagraph (6)”.
- 5) In paragraph 2.1(3)(d) before “either” insert “subject to subparagraph (7),”.
- 6) In paragraph 2.1(3)(d)(ii), after “legal representative” insert “who is registered with MyHMCTS”.
- 7) In paragraph 2.1(3)(f) –
 - a) in subparagraph (i) for “paragraph 2.1(3)(d)(i)” substitute “subparagraph (d)(i)”;
 - and
 - b) in subparagraph (ii) for “paragraph 2.1(3)(d)(ii)” substitute “subparagraph (d)(ii)”.

8) For paragraph 2.1(3)(i) substitute –

“(i) the claimant’s postal address for service is within –

(i) the United Kingdom if the claimant is acting in person;

(ii) England and Wales if the claimant is represented by a legal representative;”.

9) In paragraph 2.1(6) –

a) in subparagraph (a), for “paragraph 2.1(3)(d)(i)” substitute “subparagraph (3)(d)(i)”; and

b) in subparagraph (b), for “paragraph 2.1(3)(d)(ii)” substitute “subparagraph (3)(d)(ii)”.

10) After paragraph 2.1(6) insert –

“(7) If –

(a) the claimant is represented and the claim is suitable for the pilot except that the defendant is not represented; or

(b) both the claimant and the defendant are represented, and the claim is suitable for the pilot except that the defendant’s legal representative is not registered with MyHMCTS,

the claimant may nevertheless start the claim using the OCMC website and Sections 2A to 4 of this practice direction apply, but as modified by subparagraphs (8) to (12).

(8) The court is to issue the claim and provide the issued claim form to the claimant using the OCMC website.

(9) The claimant must serve the online claim form by sending a paper version of it to the defendant at the postal address given for the defendant.

(10) At the same time that the claimant serves the claim form on the defendant, they must also notify the defendant as to what the date of issue is.

(11) Once the claimant has served the claim form, they must file a certificate of service at the CCBC in accordance with Civil Procedure Rule 6.17.

(12) Once the certificate of service has been filed, the court is to send the claim out of Online Civil Money Claims to the CCBC for the claim to continue as if it had been started under Part 7.”.

11) For paragraph 4.1(1)(a) substitute –

“(a) if acting in person, complete form number OCON1, or if being represented by a legal representative complete the claim form using the relevant claim form screens, found on the OCMC website (“the online claim form”);”.

12) In the heading to paragraph 4.3, omit “by the court”.

13) In paragraph 4.3(3) –

- a) for “The court” substitute “If the claimant is acting in person, the court”; and
- b) after “(“the defendant”)” insert “, and subparagraphs (4) and (5) apply”.

14) After paragraph 4.3(5), insert –

“(6) If the claimant is legally represented –

(a) the court is to use the OCMC website to –

(i) serve the claim form on the defendant of the claim; and

(ii) provide to the claimant a copy of the issued claim form;

(b) the claim is brought for the purpose of the Limitation Act 1980 and any other period of limitation at the point at which the claim is issued, and not before. CPR Practice Direction 7A paragraph 6.1 does not apply; and

(c) service of the claim form in accordance with subparagraph (a)(i) constitutes service of the claim form in accordance with Civil Procedure Rule 7.5(1).”.

15) In the heading to Section 5, before “DEFENDANT’S” insert “PARTIES ACTING

IN PERSON –”.

16) Before the heading to paragraph 5.1, insert –

“Application of this Section

5.A1 This Section applies only where the parties are acting in person.”.

17) Omit paragraphs 5.3 to 5.5.

18) In the heading to Section 6, before “DEFENDANT’S RESPONSE” insert
“PARTIES ACTING IN PERSON –”.

19) In paragraph 6.1(1) after “applies” insert “where the parties are acting in person
and”.

20) After Section 6 insert –

“SECTION 6A – REPRESENTED PARTIES – DEFENDANT’S RESPONSE
TO THE CLAIM

Application of this Section

6A.1 This Section applies only where all the parties are represented by a legal
representative.

Defendant’s response to the claim

6A.2-(1) Unless the parties have agreed a time extension under subparagraph
(2), the defendant must respond to the claim by completing and submitting the
response form to the court using the OCMC website by 4pm on the 28th day
after the issue of the claim form.

(2) The parties may agree an extension of time of up to 28 days in total. The
defendant must record on the OCMC website any such agreed extension of
time before the expiry of the original 28 day time limit.

(3) If a time extension has been agreed and recorded under subparagraph
(2), the defendant must respond to the claim using the OCMC website by 4pm
on the last day of the agreed extended time.

(4) If the parties have agreed an extension of time of less than 28 days but

then wish to increase the extension up to 28 days in total, the defendant must file an application at the CTSC.

(5) On receipt of the application under subparagraph (4), the court is to send the claim out of Online Civil Money Claims.

Defendant's response – defence and counterclaim

6A.3 If the defendant responds to defend the claim and make a counterclaim, the court must send the claim out of the pilot to the CCBC for the claim to continue as if it had started under CPR Part 7.

Defendant's response – defend the whole of the claim

6A.4(1) If the defendant responds to defend the whole of the claim, at the same time that they submit their response form, they must submit the directions questionnaire, by completing and submitting the relevant screens using the OCMC website.

(2) The defendant's response must include the information required by CPR 16.5.

(3) If the defendant responds to the claim with a defence, the claimant must –

(a) indicate whether they want to continue with the claim; and

(b) if they do want to continue with the claim, complete the directions questionnaire using the OCMC website,

before 4pm on the 28th day after date of notification of the defendant's response.

(4) Civil Procedure Rule 26.4A does not apply to claims started using Online Civil Money Claims.

(5) If the claimant does not comply with subparagraph (3) within the time specified in that subparagraph—

- (a) the claim will, at that point, be sent out of Online Civil Money Claims to a County Court Hearing Centre under paragraph 19.1;
- (b) the claim will be treated in the same way as if the claimant had failed to comply with a notice served under CPR 26.3(1); and
- (c) an order will be made under CPR 26.3(8).”.

- 21) In the heading to Section 7, before “DEFANDANT’S ” insert “PARTIES ACTING IN PERSON –”.
- 22) In paragraph 7.1(1) for “where” substitute “only where the parties are acting in person and”.
- 23) After Section 7 insert –

“7A REPRESENTED PARTIES – ADMISSIONS

Represented defendant indicates that they admit the claim in whole or part or admit part and defend the rest of the claim

7A.1(1) Where the defendant is legally represented and indicates electronically that they wish to admit the whole or part of the claim, or admit part and defend the rest of the claim, the court must notify the claimant.

(2) Before 4pm on the 28th day after date of notification of the defendant’s response, the claimant must, through the OCMC website, indicate to the court whether they wish to proceed.

(3) If the claimant indicates that they wish to proceed, the court is to transfer the claim out of Online Civil Money Claims to the CTSC.

(4) If the claimant indicates that they do not wish to proceed, the court must stay the proceedings.”.

- 24) In the heading to Section 10, after “SECTION 10 –” insert “PARTIES ACTING IN PERSON –”.

25) Before the heading for paragraph 10.1, insert –

“Application of this Section

10.A1 This Section applies only if the parties are acting in person.”.

26) In the heading to paragraph 11.1, for “Consequences” substitute “Defendant acting in person – consequences”.

27) Before paragraph 11.1(1), insert –

“(A1) This paragraph applies only when the defendant is acting in person.”.

28) In the heading to paragraph 11.1A, for “When” substitute “Defendant acting in person – when”.

29) Before paragraph 11.1A(1), insert –

“(A1) This paragraph applies only when the defendant is acting in person.”.

30) After paragraph 11.1A, insert –

“Represented defendant – consequences of the defendant failing to respond to the court on time: judgment in default of responding

11.1B(1) This paragraph applies only when the defendant is legally represented.

(2) Unless sub-paragraph (8) applies, if the defendant does not respond to the claim by the time specified in paragraph 6A.2(1), or paragraph 6A.2(3) if relevant, the claimant may ask for judgment in default of a response to the claim by requesting judgment through the OCMC website.

(3) A claimant requests judgment through the OCMC website by –

(a) completing the relevant screens on the website; and

(b) submitting the completed screens using the website.

(4) Judgment is to be entered following a request made under

subparagraph (3) if at the date of making the request –

- (a) the defendant has not responded to the claim;
- (b) the defendant has not applied to strike out the claim, or, if the defendant has applied to strike out the claim, that application has been disposed of;
- (c) no party has applied for summary judgment under Civil Procedure Rules Part 24, or, if any party has applied for summary judgment under Part 24, that application has been disposed of; and
- (d) the defendant has not satisfied the whole claim, including costs.

(5) If the claimant has specified a repayment plan in the request for judgment, the judgment must state that repayment must be made in accordance with that repayment plan.

(6) If the claimant has not specified a repayment plan in the request for judgment, the judgment must state that the whole amount owed must be paid in immediately.

(7) The judgment will be made for the amount of –

- (a) the claim;
- (b) any interest that the claimant is entitled to and has claimed on the claim form; and
- (c) court fees or any other costs,

minus any payments of the amount owed on the claim form that the defendant has already paid.

(8) If the defendant does not respond to the claim by the time specified in paragraph 6A.2(1) or 6A.2(3) if relevant and –

- (a) CPR rule 12.11 would apply if the claim had been started under

Civil Procedure Rule Part 7; or

(b) there is a moratorium in place under the Debt Respite Scheme (Breathing Space Moratorium and Mental Health Crisis Moratorium) (England and Wales) Regulations 2020,

the claimant may not request judgment in default through the OCMC website but may instead make an application on paper for default judgment using the procedure set out in Civil Procedure Rules Part 23.

(9) An application made under subparagraph (8) is to be made to the CTSC.

(10) If an application is made, the claim is to be referred to a judge for directions, which may include that the claim is to be sent out of Online Civil Money Claims.”.

31) In the heading to Section 12, for “WHAT” substitute “PARTIES ACTING IN PERSON – WHAT”.

32) In the heading to paragraph 12.1, for “What” substitute “Parties acting in person – what”.

33) In paragraph 12.1, after “If” insert “the parties are acting in person and”.

34) In paragraph 13.1(1) –

- a) after “When the claimant” insert “or the claimant’s legal representative”;
- b) after “signed” insert “or otherwise verified”; and
- c) after “by the claimant” insert “or their legal representative”.

35) In the statement of truth in paragraph 13.1(1) –

- a) for “I believe” substitute “[I believe] [The claimant believes]”; and
- b) for “I understand” substitute “[I understand] [the claimant understands]”.

36) In paragraph 13.1(2) –

- a) after “When the defendant” insert “or the defendant’s legal representative”;
- b) after “signed” insert “or otherwise verified”; and
- c) after “by the defendant” insert “or their legal representative”.

37) In the statement of truth in paragraph 13.1(2) –

- a) for “I believe” substitute “[I believe] [The defendant believes]”; and
- b) for “I understand” substitute “[I understand] [the defendant understands]”.

38) In paragraph 13.1(3) after “signing” insert “or typing their name”.

39) After paragraph 13.1(3) insert –

“(3A) A statement of truth is otherwise verified for the purposes of Civil Procedure

Rules Part 22 and rule 32.14 by the person making the statement clicking a checkbox confirming the statement of truth where provided for on the OCMC website and then submitting the statement of truth through the OCMC website.”.

- 40) In paragraph 13.1(4), for “or defendant” substitute “, defendant or legal representative”.
- 41) In the heading to Section 14, after “ON TIME” insert “– EVIDENCE”.
- 42) In paragraph 14.1(3), after “imposed by” insert “or set in accordance with”.
- 43) After paragraph 14.3, insert –

“Represented Parties – Evidence and other documents to be filed at court

14.4 Where the parties are represented and unless the document cannot be uploaded to the OCMC website, any document which a party wishes to file or is required to file at court must be uploaded to the OCMC website, and must be in one of the machine-readable formats accepted by the OCMC website.”.

- 44) After Section 16A, insert –

“SECTION 16B – REPRESENTED PARTIES – APPLICATIONS

Represented parties - applications

16B.1 (1) Where all parties are represented by a legal representative, if a party wishes to make an application that is not otherwise covered by a provision of this practice direction, the application must be made using the procedure set out in Civil Procedure Rules Part 23.

(2) Any application made under subparagraph (1) is to be made to the CTSC.

(3) If an application is made, the claim is to be referred to a judge for directions, which may include that the claim is to be sent out of Online Civil Money Claims.”.

- 45) In the heading to Section 17, before “Procedure” insert “Parties acting in person –”.

- 46) In the heading to paragraph 17.1, before “Procedure” insert “Parties acting in person –”.
- 47) In paragraph 17.1(1), after “If the” insert “parties are acting in person and the”.
- 48) In paragraph 20.1(1)(b), after “OCON180” insert “or online directions questionnaires,”.
- 49) In the Schedule to Section 20 Table A entry 1, after “OCON180” each time it appears insert “or online directions questionnaires”.

PRACTICE DIRECTION 51ZB – THE DAMAGES CLAIMS PILOT

- 1) In paragraph 1.2(2), for “county court” substitute “County Court”.
- 2) After paragraph 1.6(3)(b), insert –

“(ba) the claim is not one that could be started online using the Production Centre under Practice Direction 7B Production Centre;

(bb) the claim is not one that could be started online using Money Claim Online under Practice Direction 7C – Money Claim Online;”.
- 3) In paragraph 1.6(3)(c), for “7B” substitute “49C”.
- 4) After paragraph 1.6(3)(g), insert –

“(ga) the claimant will not, before submitting their claim, apply for remission or part remission of a fee prescribed by the Civil Proceedings Fees Order 2008;”.
- 5) In paragraph 1.8 –
 - a) in subparagraph (b) for “contents” substitute “content”;
 - b) at the end of subparagraph (b), for the comma, substitute –

“; or

(c) a party otherwise provides information to the court using the DCP,”

and

c) after “the statement of truth” insert “or clicking a checkbox confirming the statement of truth”.

6) After paragraph 1.8, insert –

“1.8A

(1) Where a document is uploaded to the DCP it is for all purposes filed with the court.

(2) If a document is to be served and can be uploaded to the DCP, the document may only be served by uploading it to the DCP.

(3) Service is deemed to have taken place at the time and date at which the notification is sent by the DCP to the party being served that the document has been uploaded to the DCP.”.

7) In paragraph 2.1(3) –

a) for “Any documents” substitute “Unless the document cannot be uploaded to the DCP, any document”;

b) for “may” substitute “must”; and

c) for “but” substitute “and”.

8) In paragraph 2.2(4), for “5.1” substitute “6.1”.

9) In paragraph 2.2(6), for “to the CCMCC” substitute “to continue in the CCMCC as if it had been started under CPR Part 7”.

10) In paragraph 2.2(7), for “pursuant to” substitute “under”.

11) In paragraph 3.1(3)(a), for “both” substitute “all”.

12) In each of the examples following paragraph 3.2, for “Claim must be notified” substitute “The claimant must notify the defendant of the claim”.

13) After paragraph 3.2 insert –

“3.2A Notification of the claim, or any documents provided, may be amended or added to, using the DCP, at any time before they have been notified to the defendant.”.

14) In paragraph 3.4 –

a) for “pursuant to” substitute “under”;

- b) for “provided for” substitute “allowed”; and
 - c) after “7.6” insert “, which must be”.
- 15) In paragraph 4.1(2) –
- a) for “Any documents” substitute “Unless the document cannot be uploaded to the DCP, any document”;
 - b) for “may” substitute “must”; and
 - c) for “but” substitute “and”.
- 16) In paragraph 4.4(2), for “Both” substitute “All”.
- 17) In paragraph 4.6 –
- a) for “provided for” substitute “allowed”;
 - b) for “pursuant to” substitute “under”; and
 - c) after “application” insert “which must be”.
- 18) In paragraph 5.1(2), for “Acknowledgment” substitute “An acknowledgement under sub-paragraph (1)”.
- 19) In paragraph 5.1(3) after “Subject” insert “to”.
- 20) In paragraph 5.1(4) for “pursuant to” insert “under”.
- 21) In paragraph 5.1(5) for “to the CCMCC” substitute “to continue in the CCMCC as if it had been started under CPR Part 7”.
- 22) In paragraph 6.1, for “specified by” substitute “stated on”.
- 23) Renumber paragraph 6.2 as paragraph 6.2(1).
- 24) In paragraph 6.2(1), for “specified by” substitute “stated on”.
- 25) After paragraph 6.2(1), insert –
- “(2) If the parties have agreed an extension of time of less than 28 days but then wish to increase the extension up to 28 days in total, the defendant must file an application at the CCMCC.
- (3) On receipt of an application under subparagraph (1), the court is to send the claim out of the DCP.”.
- 26) In paragraph 6.3 for “specified by” substitute “stated on”.
- 27) In paragraph 6.3(c), for “6.2” substitute “6.2(1)”.
- 28) In paragraph 6.4(2) for “to the CCMCC” substitute “to continue in the CCMCC”.
- 29) In paragraph 6.5(3) –

- a) for “Any documents” substitute “Unless the document cannot be uploaded to the DCP, any document”;
 - b) for “may” substitute “must”; and
 - c) for “but” substitute “and”.
- 30) In paragraph 6.5(4)(b), for “both” substitute “all”.
- 31) For paragraph 6.6, substitute –

“6.6

(1) Unless sub-paragraph (4) applies, if the defendant does not respond to the claim by the time specified in paragraph 6.3, the claimant may ask for judgment in default of a response to the claim by requesting judgment through the DCP.

(2) A claimant requests judgment through the DCP by –

(a) completing the relevant screens on the DCP; and

(b) submitting the completed screens using the DCP.

(3) Judgment is to be entered following a request made under sub-paragraph (2) if at the date of making the request –

(a) the defendant has not responded to the claim;

(b) the defendant has not applied to strike out the claim, or, if the defendant has applied to strike out the claim, that application has been disposed of;

(c) no party has applied for summary judgment under CPR Part 24, or, if any party has applied for summary judgment under Part 24, that application has been disposed of; and

(d) the defendant has not satisfied the whole claim, including costs.

(4) If the defendant does not respond to the claim by the time specified in paragraph 6.3 and –

(a) CPR rule 12.11 would apply if the claim had been started under CPR

Part 7; or

(b) there is a moratorium in place under the Debt Respite Scheme (Breathing Space Moratorium and Mental Health Crisis Moratorium) (England and Wales) Regulations 2020,

the claimant may not request judgment in default through the DCP but may instead make an application on paper for default judgment in accordance with Part 23 to the CCMCC.

(5) If an application is made, the claim to which the application relates is to be transferred out of the DCP to the CCMCC to continue as if it had been started under CPR Part 7.”.

32) In paragraph 6.7(2), for “pursuant to” substitute “under”.

33) For paragraph 7.1, substitute –

“7.1

(1) If the defendant responds to the claim with a defence, the claimant must –

(a) indicate whether they want to continue with the claim; and

(b) if they do want to continue with the claim, provide hearing information using the DCP,

before 4pm on the 28th day after date of notification of the defendant’s response.”.

34) For paragraph 7.2, substitute –

“7.2 CPR 26.4A does not apply to claims started using the DCP.”.

35) Omit paragraph 7.3.

36) In paragraph 7.4 –

a) for “paragraph 7.2 within the time specified by the DCP” substitute “paragraph 7.1 within the time specified in that paragraph”; and

b) in subparagraph (a), after “transferred” insert “out of the DCP”.

37) For paragraph 8.1, substitute –

“8.1

A claim may, at any time, be transferred out of the DCP.

(If a claim is to be transferred to a hearing centre but is not also specified as

being transferred out of the DCP, responsibility for managing the claim will transfer to the hearing centre, but the DCP will continue to be used to help manage the claim and so the claim will remain within the Pilot and so subject to this practice direction.)”.

38) In paragraph 8.3, for “commenced” substitute “started”.

39) For paragraph 8.4, substitute –

“Unless otherwise stated, a claim which is transferred out of the DCP under paragraph 8.1 or otherwise, continues as if it had been started under the CPR Part 7.”.

40) In paragraph 8.6(2), for “to the CCMCC” substitute “to continue in the CCMCC as if it had been started under CPR Part 7.”.

41) In paragraph 8.7(2), for “the CCMCC” substitute “continue in the CCMCC as if it had been started under CPR Part 7.”.