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STATUTORY INSTRUMENTS

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**2014 No. 610 (L. 10)**

**SENIOR COURTS OF ENGLAND AND WALES  
COUNTY COURTS, ENGLAND AND WALES**

**The Civil Procedure (Amendment No. 3) Rules 2014**

*Made* - - - - *12th March 2014*  
*Laid before Parliament* *14th March 2014*  
*Coming into force* - - *6th April 2014*

The Civil Procedure Rule Committee, having the power under section 2 of the Civil Procedure Act 1997(1) to make rules of court under section 1 of that Act, after consulting in accordance with section 2(6)(a) of that Act, makes the following Rules.

**Citation and commencement**

1. These Rules may be cited as the Civil Procedure (Amendment No. 3) Rules 2014.
2. These Rules come into force on 6<sup>th</sup> April 2014.

**Amendments to the Civil Procedure Rules**

3. In Part 54 of the Civil Procedure Rules 1998(2), after rule 54.20 insert the following new Section—

“II PLANNING COURT

**General**

**54.21.** (1) This Section applies to Planning Court claims.

(2) In this Section, “Planning Court claim” means a judicial review or statutory challenge which —

(a) involves any of the following matters —

(i) planning permission, other development consents, the enforcement of planning control and the enforcement of other statutory schemes;

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(1) 1997 c.12. Section 2(1) was substituted by the Constitutional Reform Act 2005 (c.4), section 15 and Schedule 4 Part 1. Section 1(3) was substituted by section 82(1) of the Courts Act 2003 (c.39) and further amended by the Constitutional Reform Act 2005 sections 15, 146, Schedule 4 Part 1 and Schedule 18 Part 2.

(2) SI 1998/3132.

- (ii) applications under the Transport and Works Act 1992;
  - (iii) wayleaves;
  - (iv) highways and other rights of way;
  - (v) compulsory purchase orders;
  - (vi) village greens;
  - (vii) European Union environmental legislation and domestic transpositions, including assessments for development consents, habitats, waste and pollution control;
  - (viii) national, regional or other planning policy documents, statutory or otherwise; or
  - (ix) any other matter the judge appointed under rule 54.22(2); and
- (b) has been issued or transferred to the Planning Court.
- (Part 30 (Transfer) applies to transfers to and from the Planning Court.)

#### **Specialist list**

- 54.22.** (1) The Planning Court claims form a specialist list.
- (2) A judge nominated by the President of the Queen’s Bench Division will be in charge of the Planning Court specialist list and will be known as the Planning Liaison Judge.

#### **Application of the Civil Procedure Rules**

- 54.23.** These Rules and their practice directions will apply to Planning Court claims unless this section or a practice direction provides otherwise.

#### **Further provision about Planning Court claims**

- 54.24.** Practice Direction 54E makes further provision about Planning Court claims, in particular about the timescales for determining such claims.”

#### **Transitional provision**

- 4.** (1) These Rules apply to all claims issued on or after 6th April 2014.
- (2) Where a claim issued before 6th April 2014 is transferred to the Planning Court after that date, these Rules apply to the claim from the date of transfer.

*Stephen Richards, LJ*  
*Peter Coulson, J*  
*Philip Sales, J*  
*Master Barbara Fontaine*  
*His Honour Judge Martin McKenna*  
*District Judge Michael Hovington*  
*District Judge Christopher Lethem*  
*Nicholas Bacon, QC*  
*Edward Pepperall, QC*  
*Qasim Nawaz*  
*Amanda Stevens*  
*Andrew Underwood*  
*Tim Lett*  
*Kate Wellington*

I allow these Rules  
Signed by the authority of the Lord Chancellor

12th March 2014

*Edward Faulks*  
Minister of State  
Ministry of Justice

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Rules)*

These Rules amend the Civil Procedure Rules to establish a new Planning Court within the High Court. A new Section II is inserted into Part 54 of the Civil Procedure Rules to provide for planning-related judicial reviews and statutory challenges to be dealt with in a specialist list forming the Planning Court. Provision is also made for the rules to be supplemented by provision made in a new Practice Direction 54E.

An Impact Assessment has not been prepared for this instrument; but the Impact Assessment for the consultation proposals of which this instrument forms a part can be found at <https://consult.justice.gov.uk/digital-communications/judicial-review>.