

Insertion of new rule 7.1(1A)

8. After rule 7.1(1) (application and interpretation) insert—

“(1A) This Part is subject to any provision made by or pursuant to Part 41 (proceeding by electronic means).”.

Substitution of rule 9.1

9. For rule 9.1 (application) substitute—

“Application

9.1.—(1) The rules in this Part apply to an application for a financial remedy.

(2) This Part is subject to any provision made by or pursuant to Part 41 (proceeding by electronic means).

(“Financial remedy” and “financial order” are defined in rule 2.3.)”.

Amendment of rule 9.17

10. In rule 9.17(9) (the FDR appointment)—

- (a) in sub-paragraph (a) omit “and”;
- (b) in sub-paragraph (b) for “.” substitute “; and”; and
- (c) after sub-paragraph (b) insert—

“(c) any necessary directions for the filing of open proposals for settlement under rule 9.27A or rule 9.28.”.

Amendment of rule 9.20

11. In rule 9.20(5)(b) (consideration of the application at the first hearing) for “paragraphs (7) and (9) do” substitute “paragraph (7) does”.

Substitution of rule 9.27

12. For rule 9.27 (estimates of costs) substitute—

“9.27.—(1) Except where paragraph (4) applies, not less than one day before every hearing or appointment, each party must file with the court and serve on each other party an estimate of the costs incurred by that party up to the date of that hearing or appointment.

(2) Not less than one day before the first appointment, each party must file with the court and serve on each other party an estimate of the costs that party expects to incur up to the FDR appointment if a settlement is not reached.

(3) Not less than one day before the FDR appointment, each party must file with the court and serve on each other party an estimate of the costs that party expects to incur up to the final hearing if a settlement is not reached.

(4) Not less than 14 days before the date fixed for the final hearing of an application for a financial remedy, each party (“the filing party”) must (unless the court directs otherwise) file with the court and serve on each other party a statement giving full particulars of all costs in respect of the proceedings which the filing party has incurred or expects to incur, to enable the court to take account of the parties’ liabilities for costs when deciding what order (if any) to make for a financial remedy.

(5) A costs estimate filed and served in accordance with paragraph (1), (2) or (3) and particulars of costs filed and served in accordance with paragraph (4) must include confirmation—

- (a) that they have been served on each other party; and