STATUTORY INSTRUMENTS

2017 No. 100

CIVIL PROCEEDINGS, ENGLAND AND WALES

The Criminal Justice and Courts Act 2015 (Disapplication of Sections 88 and 89) Regulations 2017

Made - - - -	*2nd February 2017*
Laid before Parliament	*3rd February 2017*
Coming into force - -	*28th February 2017*

The Lord Chancellor, in exercise of the powers conferred by section 90(1) and (2) of the Criminal Justice and Courts Act 2015(**1**), makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Criminal Justice and Courts Act 2015 (Disapplication of Sections 88 and 89) Regulations 2017 and come into force on 28th February 2017.

Disapplication of sections 88 and 89 of the Criminal Justice and Courts Act 2015

2.—(1) Sections 88 and 89 of the Criminal Justice and Courts Act 2015 do not apply in relation to judicial review proceedings which are—

(a) an Aarhus Convention claim commenced on or after 28th February 2017; or

(b) an appeal against a decision made in such a claim.

(2) "Aarhus Convention claim" has the same meaning as in Section VII of Part 45 of the Civil Procedure Rules 1998(**2**).

Oliver Heald
Minister of State
Ministry of Justice

2nd February 2017

(**1**) 2015 c. 2.
(**2**) S.I. 1998/3132, to which there are relevant amendments in SI.95, L. 1.