



STATUTORY INSTRUMENTS.

**S.I. No. 496 of 2020**



DISTRICT COURT (ORDER 36) RULES 2020

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The District Court Rules Committee, in exercise of the powers conferred on them by section 91 of the Courts of Justice Act 1924, section 72 of the Courts of Justice Act 1936, section 34 of the Courts (Supplemental Provisions) Act 1961, section 24 of the Interpretation Act 2005, and of all other powers enabling them in this behalf, do hereby, with the concurrence of the Minister for Justice and Equality, make the following rules of court.

Dated this 29<sup>th</sup> day of September 2020.

Colin Daly

Chairperson

Riobard Pierse

Ciara McMahon

James Finn

I concur in the making of the following rules of court.

Dated this 30<sup>th</sup> day of October 2020.

HELEN MCENTEE

Minister for Justice and Equality

S.I. No. 496 of 2020

DISTRICT COURT (ORDER 36) RULES 2020

1. (1) These Rules, which shall come into operation on the 10<sup>th</sup> day of November 2020, may be cited as the District Court (Order 36) Rules 2020.
- (2) These Rules shall be construed together with the District Court Rules 1997 (S.I. No. 93 of 1997) and all other District Court Rules.
- (3) The District Court Rules as amended by these Rules may be cited as the District Court Rules 1997 to 2020.

2. The District Court Rules 1997 (S.I. No. 93 of 1997) are amended:
  - (i) by the substitution for rule 1 of Order 36 of the following rule:

“1. Where the Court makes an order in any case of summary jurisdiction (including an order to "strike out" for want of jurisdiction) it may make an order in accordance with law ordering any party to the proceedings to pay to the other party such costs and witnesses' expenses as it shall think fit to award.”

EXPLANATORY NOTE

*(This note is not part of the Instrument and does not purport to be a legal interpretation)*

These rules amend Order 36 rule 1 arising from the judgment in DPP v McGrath [2019] IECA 320.

BAILE ÁTHA CLIATH  
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR  
Le ceannach díreach ó  
FOILSEACHÁIN RIALTAIS,  
52 FAICHE STIABHNA, BAILE ÁTHA CLIATH 2,  
D02 DR67.

Teil: 076 110 6834  
r-post: publications@opw.ie

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