

WHAT IS THE SMALL CLAIMS COURT?

- Technically not a court
- Procedure within county court
- The separate small claims procedure was first introduced for claims up to £75 in 1973
- Limit is now £10,000



Starting a claim

Starting a Claim

- CCMCC or Money Claims Online

Claim Form

- Name and address of Claimant
- Name and address of Defendant
- Brief Details of Claim
- Amount claimed (specified amount or unspecified amount)
- Interest (basis on which it is claimed)
- Particulars of claim (full details of claim) – all the info about complaint without life history!



How much does it cost?

Court fees

- Fee to issue claim
- Hearing fee



What happens after claim is issued?

- Acknowledging Service -14 day
- Defence - 14 days (or 28 days if not filed with the Acknowledgment of Service)
- Counterclaim?
- Defence to Counterclaim
- Directions Questionnaire
- Small claims mediation service



Timetable

Notice of Allocation and Hearing Date

- Date for filing and serving docs
- Notice of hearing date
- Which Court



Evidence

- Witness statements
- Experts



Hearing

- Hearing Procedure
- Do's and Don'ts
- Judgment and registration



Enforcement

- Bailiffs
- Bankruptcy and winding-up
- Attachment of earnings
- Charging Orders
- Third party debt order
- Oral examination



How can we help you?

- Collection scheme
- Dealing with the proceedings for you or DIY with assistance
- Fixed costs for assistance with documents
- General advice
- Advocacy only

