

Special Civil Part – Actions in Lieu of Prerogative Writs

Directive # 2-01
Issued by:

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Administrative Director

At the request of the Conference of Assignment Judges, the Civil Practice Committee considered the question of whether the Rules of Court permit actions in lieu of prerogative writs to be filed in the Special Civil Part, as is apparently being done by some law firms in at least one vicinage. The Practice Committee's conclusion was that since Rule 6:1-2 sets forth with specificity those types of actions that are cognizable in the Special Civil Part and since actions in lieu of prerogative writs are not included among the types of actions listed, such actions are not cognizable in the Special Civil Part and thus may not be filed there. The Conference of Assignment Judges concurred with that conclusion. This Directive is intended to inform the bench, court staff, and the bar as to that conclusion.

This Directive will be published in the *New Jersey Law Journal* and the *New Jersey Lawyer* and will be posted on the Judiciary's Internet homepage. Any questions regarding the provisions of this directive may be directed to the AOC Civil Division at 609-292-8470.

EDITOR'S NOTE

The final paragraph has been edited to delete the name of the contact person.