

1 **Rule 81. Applicability of rules in general.**

2 *Effective: [11/1/2024](#)*

3 (a) Special statutory proceedings. These rules ~~shall~~ apply to all special statutory
4 proceedings, except insofar as such rules are by their nature clearly inapplicable. Where
5 a statute provides for procedure by reference to any part of the former Code of Civil
6 Procedure, such procedure ~~shall~~will be in accordance with these rules.

7 (b) Probate and guardianship. These rules ~~shall~~do not apply to proceedings in
8 uncontested probate and guardianship matters, but ~~shall~~ apply to all proceedings
9 subsequent to the joinder of issue therein, including the enforcement of any judgment
10 or order entered.

11 (c) Application to small claims. These rules ~~shall~~do not apply to small claims
12 proceedings except as expressly incorporated in the Small Claims Rules.

13 (d) Application to business and chancery court. These rules apply in the business and
14 chancery court except where there is a rule of the same number in the Utah Rules of
15 Business and Chancery Procedure, or where the Utah Rules of Business and Chancery
16 Procedure exclude application of these rules by specific rule number.

17 (e) Administrative proceedings. On appeal from or review of a ruling or order of an
18 administrative board or agency. These rules ~~shall~~ apply to the practice and procedure in
19 appealing from or obtaining a review of any order, ruling or other action of an
20 administrative board or agency, except insofar as the specific statutory procedure in
21 connection with any such appeal or review is in conflict or inconsistent with these rules.

22 (f) Application in criminal proceedings. These rules ~~of procedure shall~~ also govern in
23 any aspect of criminal proceedings where there is no other applicable statute or rule,
24 provided, that any rule so applied does not conflict with any statutory or constitutional
25 requirement.

26