

Permission to Appeal results – December 2015

Case name	Justices	PTA	Reasons given
Hainsworth (Appellant) v Ministry of Defence (Respondent) Case No: UKSC 2015/0164 Neutral Citation No: [2014] EWCA Civ 763	Lady Hale Lord Clarke Lord Wilson Lord Hughes Lord Hodge	Refused 1 Dec 2015	Permission to appeal and reference to the CJEU both be refused for extended reasons communicated to the parties following the oral hearing of 14 July 2015.
In the matter of N (Children) (AP) Case No: UKSC 2015/0232 Neutral Citation No: [2015] EWCA Civ 1022	Lady Hale Lord Wilson Lord Reed	Refused 2 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law. The children clearly did object to returning to Australia and for rational reasons, there being nothing there for them now. It is urgently necessary for contact with their mother to be restored, so the proceedings here should be pursued with utmost despatch.
The Charity Commission for Northern Ireland (Respondent) v Bangor Provident Trust Limited (Appellant) (Northern Ireland) Case No: UKSC 2015/0131 Neutral Citation No: [2015] NICA 21	Lord Neuberger Lord Sumption Lord Hughes	Refused 7 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Arbuthnott (Appellant) v Bonnyman and others (Respondents) Case No: UKSC 2015/0149 Neutral Citation No: [2015] EWCA Civ 536	Lord Neuberger Lord Sumption Lord Hughes	Refused 7 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law.
Wood and another (Respondents) v Waddington (Appellant) Case No: UKSC 2015/0167 Neutral Citation No: [2015] EWCA Civ 538	Lord Neuberger Lord Sumption Lord Hughes	Refused 7 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Kahiga (Appellant) v London Borough of Barnet (Respondent) Case No: UKSC 2015/0190 Neutral Citation No: [2015] EWCA Civ 857	Lady Hale Lord Reed Lord Toulson	Refused 7 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law.

<p>R v Guraj (Respondent) Case No: UKSC 2015/0152 Neutral Citation No: [2015] EWCA Crim 305</p>	<p>Lady Hale Lord Reed Lord Toulson</p>	<p>Granted 7 Dec 2015</p>	
<p>R (on the application of Delezuch) (AP) (Appellant) v Chief Constable of Leicestershire Police (Respondent) Case No: UKSC 2015/0172 Neutral Citation No: [2014] EWCA Civ 1635</p> <p>R (on the application of Duggan) (AP) (Appellant) v Association of Chief Police Officers (Respondent) Case No: UKSC 2015/0185 Neutral Citation No: [2014] EWCA Civ 1635</p>	<p>Lord Neuberger Lord Sumption Lord Hughes</p> <p>(Joint order for Delezuch and Duggan)</p>	<p>Refused 8 Dec 2015</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>R (on the application of Sarkandi and others) (Appellants) v Secretary of State for Foreign and Commonwealth Affairs (Respondent) Case No: UKSC 2015/0192 Neutral Citation No: [2015] EWCA Civ 687</p> <p>McGartland and another (Appellants) v Secretary of State for the Home Department (Respondent) Case No: UKSC 2015/0193 Neutral Citation No: [2015] EWCA Civ 686</p>	<p>Lord Neuberger Lord Sumption Lord Hughes</p>	<p>Refused 8 Dec 2015</p>	<p>Permission to appeal be refused in <i>Sarkandi</i> because the application does not raise an arguable point of law which ought to be considered by the Supreme Court at this time; the issue of section 6 application is obviously important but the Panel believes it would be more appropriate to consider it when the practice has developed.</p> <p>Permission to appeal be refused in <i>McGartland</i> because the application does not raise an arguable point of law; this was a case management decision for the Judge.</p>
<p>R (on the application of Coll) (AP) (Appellant) v Secretary of State for Justice (Respondent) Case No: UKSC 2015/0148 Neutral Citation No: [2015] EWCA Civ 328</p>	<p>Lady Hale Lord Reed Lord Toulson</p>	<p>Granted 8 Dec 2015</p>	

Webster (Appellant) <i>v</i> Lord Chancellor (Respondent) Case No: UKSC 2015/0194 Neutral Citation No: [2015] EWCA Civ 742	Lady Hale Lord Reed Lord Toulson	Refused 8 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law. The Court of Appeal were right for the reasons they gave.
Prest (Appellant) <i>v</i> Prest (Respondent) Case No: UKSC 2015/0184 Neutral Citation No: [2015] EWCA Civ 714	Lady Hale Lord Reed Lord Toulson	Refused 8 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law.
African Minerals Limited (Respondent) <i>v</i> Renaissance Capital Limited (Appellant) Case No: UKSC 2015/0140 Neutral Citation No: [2015] EWCA Civ 448	Lord Mance Lord Wilson Lord Hodge	Refused 8 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered by the Supreme Court at this time.
Lowick Rose LLP (Appellant) (in Liquidation) <i>v</i> Swynson Limited and another (Respondents) Case No: UKSC 2015/0170 Neutral Citation No: [2015] EWCA Civ 629	Lord Mance Lord Wilson Lord Hodge	Granted 8 Dec 2015	
The Trustees of the BT Pension Scheme (Appellant) <i>v</i> Commissioners for Her Majesty's Revenue and Customs (Respondent) Case No: UKSC 2015/0188 Neutral Citation No: [2014] EWCA Civ 23 The Trustees of the BT Pension Scheme (Appellant) <i>v</i> Commissioners for Her Majesty's Revenue and Customs (Respondent) (No 2) Case No: UKSC 2015/0189 Neutral Citation No: [2015] EWCA Civ 713	Lord Mance Lord Wilson Lord Hodge	Refused 8 Dec 2015	Permission to appeal be refused because the applications do not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court at this time bearing in mind that the cases have already been the subject of judicial decision and reviewed on appeal. In relation to the point of European Union Law said to be raised by or in response to the application it is not necessary to request the Court of Justice to give any ruling because (i) as regards the points of EU law relied on to avoid any time bar, the principles are clear, their application is a matter for the domestic courts, the courts below have dealt with the matter fully, properly and correctly and there is in any event no point of law of general importance; (ii) as regards the other issues of EU law identified, they do not in the circumstances arise.
In the matter of an application by Jason Loughlin for Judicial Review (AP) (Northern Ireland) Case No: UKSC 2015/0110 Neutral Citation No: [2015] NIQB 33	Lady Hale Lord Reed Lord Toulson	Granted 9 Dec 2015	

Dransfield (Appellant) <i>v</i> Information Commissioner and another (Respondents) Case No: UKSC 2015/0173 Neutral Citation No: [2015] EWCA Civ 454	Lord Clarke Lord Wilson Lord Carnwath	Refused 14 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law. In relation to the point of European law said to be raised by or in response to the application it is not necessary to request the Court of Justice to give any ruling, because the question raised is irrelevant.
R (on the application of Mehmood) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) Case No: UKSC 2015/0195 Neutral Citation No: [2015] EWCA Civ 744 R (on the application of Ali) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) Case No: UKSC 2015/0195 Neutral Citation No: [2015] EWCA Civ 744	Lord Clarke Lord Wilson Lord Carnwath	Refused 14 Dec 2015	Permission to appeal be refused because the applications do not raise an arguable point of law which ought to be considered by the Supreme Court at this time.
Tunnel Tech Limited (Appellant) <i>v</i> Reeves (Valuation Officer) (Respondent) Case No: UKSC 2015/0180 Neutral Citation No: [2015] EWCA Civ 718	Lord Clarke Lord Wilson Lord Carnwath	Refused 14 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court at this time.
O'Leary (Appellant) <i>v</i> Her Majesty's Advocate (Respondent) (Scotland) Case No: UKSC 2015/0150 Neutral Citation No: [2014] HCJAC 45	Lord Neuberger Lady Hale Lord Reed Lord Hodge	Refused 17 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law. No compatibility issue arises on the facts of this case.
Littlewoods Limited and others (Appellants) <i>v</i> Commissioners for Her Majesty's Revenue and Customs (Respondent) Case No: UKSC 2015/0177 Neutral Citation No: [2015] EWCA Civ 515 Littlewoods Limited and others (Respondents) <i>v</i> Commissioners for Her Majesty's Revenue and Customs (Appellant) Case No: UKSC 2015/0178 Neutral Citation No: [2015] EWCA Civ 515	Lord Neuberger Lord Toulson Lord Hodge	Granted 23 Dec 2015	

<p>Teva UK Limited and another (Appellants) <i>v</i> Leo Pharma A/S and another (Respondents) Case No: UKSC 2015/0207 Neutral Citation No: [2015] EWCA Civ 779</p>	<p>Lord Neuberger Lord Toulson Lord Hodge</p>	<p>Refused 23 Dec 2015</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.</p>
<p>Volkswagen Financial Services (UK) Limited (Respondent) <i>v</i> Commissioners for Her Majesty's Revenue and Customs (Appellant) Case No: UKSC 2015/0224 Neutral Citation No: [2015] EWCA Civ 832</p>	<p>Lord Neuberger Lord Toulson Lord Hodge</p>	<p>Granted 23 Dec 2015</p>	
<p>Nicholas (AP) (Appellant) <i>v</i> Secretary of State for Defence (Respondent) Case No: UKSC 2015/0227 Neutral Citation No: [2015] EWCA Civ 53</p>	<p>Lord Neuberger Lord Toulson Lord Hodge</p>	<p>Refused 23 Dec 2015</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>R (on the application of Apvco 19 Limited and others) (Appellants) <i>v</i> Her Majesty's Treasury and another (Respondents) Case No: UKSC 2015/0164 Neutral Citation No: [2015] EWCA Civ 648</p>	<p>Lord Neuberger Lord Toulson Lord Hodge</p>	<p>Refused 23 Dec 2015</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law. While it is arguable that A1P1 is engaged, the lawfulness of the legislative changes is not impugnable on the facts of this case.</p>
<p>Dowling and others (Appellants) <i>v</i> Bennett Griffin (a firm) (Respondent) Case No: UKSC 2015/0182 Neutral Citation No: [2014] EWCA Civ 1545</p>	<p>Lord Neuberger Lord Toulson Lord Hodge</p>	<p>Refused 23 Dec 2015</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>Mian (Appellant) <i>v</i> Coventry University (Respondent) Case No: UKSC 2015/0206 Neutral Citation No: [2014] EWCA Civ 1275</p>	<p>Lord Neuberger Lord Toulson Lord Hodge</p>	<p>Refused 23 Dec 2015</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court at this time bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal.</p>
<p>Taurus Petroleum Limited (Appellant) <i>v</i> State Oil Marketing Company of the Ministry of Oil, Republic of Iraq ("SOMO") (Respondent) Case No: UKSC 2015/0199 Neutral Citation No: [2015] EWCA Civ 835</p>	<p>Lord Neuberger Lord Toulson Lord Hodge</p>	<p>Granted 23 Dec 2015</p>	

<p>Credit & Mercantile plc and another (Respondents) <i>v</i> Wishart (Appellant) Case No: UKSC 2015/0198 Neutral Citation No: [2015] EWCA Civ 655</p>	<p>Lord Neuberger Lord Toulson Lord Hodge</p>	<p>Refused 23 Dec 2015</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court at this time bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal.</p>
<p>Chinnock (Appellant) <i>v</i> Wasborough and another (Respondents) Case No: UKSC 2015/0165 Neutral Citation No: [2015] EWCA Civ 441</p>	<p>Lady Hale Lord Carnwath Lord Hughes</p>	<p>Refused 23 Dec 2015</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>R (on the application of EV) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) Case No: UKSC 2015/0003 Neutral Citation No: [2014] EWCA Civ 874</p>	<p>Lady Hale Lord Carnwath Lord Hughes</p>	<p>Refused 23 Dec 2015</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law having regard to the way in which the case was dealt with by the First-Tier Tribunals and the concessions made.</p>
<p>R (on the application of Mirza) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) Case No: UKSC 2015/0209 Neutral Citation No: [2015] EWCA Civ 838</p> <p>R (on the application of Iqbal) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) Case No: UKSC 2015/0210 Neutral Citation No: [2015] EWCA Civ 828</p> <p>R (on the application of Ehsan) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) Case No: UKSC 2015/0211 Neutral Citation No: [2015] EWCA Civ 838</p>	<p>Lady Hale Lord Carnwath Lord Hughes</p>	<p>Granted 23 Dec 2015</p>	

R (on the application of A) (A Child) (by her litigation Friend B) (Appellant) <i>v</i> Secretary of State for Health (Respondent) Case No: UKSC 2015/0220 Neutral Citation No: [2015] EWCA Civ 771	Lady Hale Lord Carnwath Lord Hughes	Granted 23 Dec 2015	
Homes and Communities Agency (Respondent) <i>v</i> J S Bloor (Wilmslow) Limited (Appellant) Case No: UKSC 2015/0153 Neutral Citation No: [2015] EWCA Civ 540	Lady Hale Lord Carnwath Lord Hughes	Granted 23 Dec 2015	
In the matter of an application by RS for Judicial Review (AP) (Northern Ireland) Case No: UKSC 2015/0225 Neutral Citation No: [2015] NICA 30	Lady Hale Lord Carnwath Lord Hughes	Refused 23 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law.
R (on the application of Tesco Stores Limited) (Appellant) <i>v</i> Asda Stores Limited and another (Respondents) Case No: UKSC 2015/0201 Neutral Citation No: [2015] EWCA Civ 800	Lady Hale Lord Carnwath Lord Hughes	Refused 23 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law.
Minshall (Appellant) <i>v</i> Her Majesty's Revenue and Customs and another (Respondents) Case No: UKSC 2015/0200 Neutral Citation No: [2015] EWCA Civ 741	Lady Hale Lord Carnwath Lord Hughes	Refused 23 Dec 2015	Permission to appeal be refused because the application does not raise an arguable point of law.