



**IN THE FIRST-TIER TRIBUNAL (CHARITY)
GENERAL REGULATORY CHAMBER
BETWEEN:**

Appeal no. CA/2018/0014

ICRI LIMITED

Appellants

- AND -

THE CHARITY COMMISSION FOR ENGLAND AND WALES

Respondent

DIRECTIONS

The Tribunal having received a Notice of Appeal on 30 November 2018.

Upon the parties agreeing the form of directions **IT IS DIRECTED** as follows:

1. The Respondent must send its Response by **21 February 2019**.
2. The Appellant must send any Reply (which is optional) to the Response by **21 March 2019**.
3. The Respondent is to confirm any secondary disclosure by **4 April 2019**.
4. The parties are to use their best endeavours to bring this matter to a hearing during the month of July 2019.
5. The parties are to use their best endeavours to agree Directions based on the model paragraphs below. Agreed Directions are to be sent to the Tribunal by the date that the Appellant is due to send its Reply [paragraph 2 above]. If any matters are not agreed by the parties at that date, the Tribunal will rule on them.

6. Preliminary Issues

The Appellant/Respondent wishes to raise a preliminary issue / request directions for the following reasons...

7. Hearing

- (a) The parties require an oral hearing.

- (b) It is anticipated that the hearing will last one day.
- (c) If there is to be an oral hearing:
 - (i) The parties request it to be held in London.
 - (ii) The parties are to send the Tribunal a list of any dates in the month of July when they, their representative or any witnesses will **not** be available to attend a hearing, by no later than **5pm on 21 March 2019**.
- (d) The Tribunal will inform the parties of the hearing date and location (if an oral hearing) as soon as possible.

8. Agreed bundle of documents

- (a) The parties are to use their best endeavours to agree the contents of a bundle of documents for the Tribunal hearing (whether oral or on the papers), in accordance with the arrangements set out below:
 - (i) The first draft of the index to the hearing bundle is to be prepared by the Respondent and served on the Appellant by 5pm on **18 April 2019**;
 - (ii) By 5pm on **25 April 2019**, the Appellant is to notify the Respondent whether there are any additional documents in its possession that it wishes to add to the bundle. The Appellant is to supply a copy of any documents to the Respondent if requested;
- (b) A consolidated version of the bundle is to be prepared by the Respondent and forwarded to the Appellant by 5pm on **9 May 2019**.

9. Witness statements

- (a) By 5pm on **23 May 2019** the Appellant is to serve on the Respondent any written witness statements on which it wishes to rely at the hearing or confirm that it will not be calling witness evidence. (If witness statements refer to any documents in the bundle, the relevant page number is to be used in the final version of the hearing bundle (but this can be done by adding a note to the margin of the witness statement once the page numbers of the bundle are known).
- (b) By 5pm on **30 May 2019** the Respondent is to serve on the Appellant any written witness statements on which it wishes to rely at the hearing or to confirm that it will not be calling witness evidence.
- (c) The witness statements (which must contain a statement of truth) are to stand as evidence in chief at the hearing, although supplementary questions may be asked with the permission of the Tribunal. (No party is to call any witness in respect of whom a written statement has not been exchanged without the Tribunal's permission).
- (d) Each party is to notify the other if they wish to cross examine any witness in respect of whom a statement has been filed by 5pm on **6 June 2019**.

10. Skeleton arguments

- (a) **By 5pm on 20 June 2019**, parties are to exchange skeleton arguments with each other and to send a copy to the Tribunal.

11. Bundle of authorities and statutory materials

- (a) The parties are to use their best endeavours to agree a bundle of authorities and statutory materials, in accordance with the directions below. The authorities should only be those specifically referred to in the written submissions.

- (b) The first draft of the index to the authorities bundle is to be prepared by the Respondent and be sent to the Appellant by **5pm on 27 July 2019**.
- (c) The Appellant is to notify the Respondent whether there are additional materials that they wish to be included in the authorities bundle by **5pm on 4 July 2019** and provide electronic copies by the same time.
- (d) The Respondent is to serve a consolidated version of the authorities bundle on the Appellant **by 5pm on 11 July 2019**.

Lodging of bundles with the Tribunal

- (e) A final version of the hearing bundle and a consolidated witness statement bundle including any exhibits, is to be prepared by the Respondent and four hard copies are to be lodged with the Tribunal **by 5pm on 18 July 2019**.
- (f) A consolidated version of the authorities bundle is to be prepared by the Respondent and 3 hard copies of the authorities bundle are to be lodged with the Tribunal **by 5pm on 18 July 2019**.

Other

- (g) Each party has permission to apply to vary these directions or to apply for further directions. Any such application is to be in writing, to set out the full reasons for the application and (where applicable) to be filed before the time limit for complying with the direction has been reached.

(Signed)

Judge J. Holbrook
(Acting) Chamber President

Dated: 11 February 2018