



Appeal number: CA.2020.0015

**FIRST-TIER TRIBUNAL
GENERAL REGULATORY CHAMBER
(CHARITY)**

SHAZIA BASHIR

Appellant

**(A Trustee of the Mohiuddin Trust,
charity number 1105585)**

- and -

THE CHARITY COMMISSION FOR ENGLAND AND WALES **Respondent**

- and -

TARIQ MAHMOOD

Second Respondent

(Vice Chair and a Trustee of the Mohiuddin Trust)

DIRECTIONS

UPON Ms Bashir and the Charity Commission for England and Wales having agreed directions for the progress of this appeal;

AND UPON Mr Mahmood having provided a response to the appeal and asked that he be permitted to withdraw from involvement in the appeal;

IT IS DIRECTED THAT:

Mr Mahmood's further involvement

1. To deal with this appeal fairly and justly and to make the right decision for the Mohiuddin Trust, the Tribunal needs to have relevant and specific information about the Mohiuddin Trust. Even though Mr Mahmood does not want to be further involved in the proceedings, I consider it important that the Tribunal does not remove him as a respondent: he is clearly able to contribute significant information – by submissions and/or by evidence – about the situation in the Mohiuddin Trust. Therefore, I do not remove him as a respondent.
2. In the directions below I have sought to ensure that Mr Mahmood is not obliged to provide information (submissions / evidence) in addition to that provided by Ms Bashir and the Charity Commission – each of whom are obliged to provide additional submissions/evidence. This is to enable his involvement to be as proportionate as it can be, given that he is a Trustee of the Mohiuddin Trust, the Charity which is being litigated about.

Agreed bundle of documents

3. The parties are to use their best endeavours to agree the contents of a bundle of documents for the Tribunal hearing, in accordance with the arrangements set out below:
 - 3.1. By **5pm on 19 March 2021**, the first draft of the index to the hearing bundle is to be prepared by the Charity Commission and served on Ms Bashir and Mr Mahmood.
 - 3.2. By **5pm on 26 March 2021**, Ms Bashir and Mr Mahmood are to each notify the Charity Commission whether there are any additional documents in their possession that they wish to add to the bundle. Ms Bashir and Mr Mahmood are to supply a copy of any documents to the Charity Commission in pdf, word or other agreed format.
 - 3.3. A consolidated version of the bundle is to be prepared by the Charity Commission and forwarded to Ms Bashir and Mr Mahmood electronically by **5pm on 9 April 2021**.

Witness statements

4. By **5 p.m. on 23 April 2021**, Ms Bashir is to:
 - 4.1. EITHER serve on the Charity Commission and Mr Mahmood and the Tribunal any written statement from any witness on whose evidence she relies. This includes, if relevant, a written witness statement from herself. If any witness statement refers to a document in the hearing bundle, the relevant page number is to be used in the statement – if necessary by adding a note to the margin of the witness statement once the page numbers of the bundle are known.
 - 4.2. OR state that, in these proceedings, she does not rely on witness evidence.
5. By **5 p.m. on 07 May 2021**, the Charity Commission and Mr Mahmood are each to:

- 5.1. EITHER serve on Ms Bashir, the other party and the Tribunal a written statement from any witness on whose evidence they rely.
- 5.2. OR state that, in these proceedings, they do not rely on witness evidence.

Skeleton arguments

6. By **5 p.m. on 01 June 2021**, Ms Bashir and the Charity Commission are to exchange statements of case (skeleton arguments) with each other; they must each also by that date send a copy to Mr Mahmood and deliver a copy to the Tribunal.
7. By **5 p.m. on 11 June 2021**, Mr Mahmood may send to Ms Bashir, the Charity Commission and the Tribunal his statement of case, dealing with any issues raised by either of the other parties. If nothing is received from him, the appeal will proceed on the basis that he has nothing to add in addition to what he has already supplied – at present his Response and, potentially, witness evidence (per paragraph 5 above).

Bundle of Authorities and Statutory Materials

8. A Bundle of Authorities and Statutory Materials is to be prepared and provided. Only those authorities and statutory materials referred to in skeleton argument are to be included in the Bundle.
9. The Bundle is to be prepared and provided by the Charity Commission and delivered to Ms Bashir and Mr Mahmood and the Tribunal by **5 p.m. on 25 June 2021**.

Lodging of bundle with the Tribunal

10. A consolidated bundle is to be prepared by the Charity Commission and electronic copy lodged with the Tribunal by **5 p.m. on 25 June 2021**.

Other

11. The parties have permission to apply to vary these directions or to apply for further directions provided such application is in writing setting out the full reasons for the application and (where applicable) before the time limit for complying with the direction has been reached.

DDJ Worth, authorised to sit as a Tribunal Judge in the GRC
Dated: 07 February 2021