



IN THE FIRST-TIER TRIBUNAL (CHARITY)

Appeal no. CA/2018/0007

GENERAL REGULATORY CHAMBER

BETWEEN:

DAVID SWETTENHAM AND HELEN KING

Appellants

- AND -

THE CHARITY COMMISSION FOR ENGLAND AND WALES

Respondent

DIRECTIONS

**Before
Judge Alison McKenna
Sitting in Chambers on 19 November 2018**

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

Mode of hearing

1. This appeal shall be determined by a 1 day oral hearing in London **on the first available date after 18 February 2019.**

Agreed bundle of documents

2. The parties are to use their best endeavours to agree the contents of a bundle of documents for the Tribunal, in accordance with the arrangements set out below.
3. The first draft of the index to the hearing bundle is to be prepared by the Respondent and sent to the Appellant **by 5pm on 23 November 2018.** This shall include documents that the Respondent relied upon in its decision dated 2 October 2018

4. **By 5pm on 3 December 2018**, the Appellant is to notify the Respondent whether there are any additional documents in his possession which he wishes to add to the bundle and provide electronic copies of the documents (in pdf, word or other format agreed with the Respondent in advance). Should the Appellant notify the Respondent of additional documents following this date, these will not be added to the bundle unless permission is given by the Respondent or the Tribunal.
5. A consolidated version of the bundle is to be prepared by the Respondent and be sent to the Appellant **by 5pm on 14 December 2018**.

Witness statements

6. **By 5pm on 21 December 2018**, the parties are to exchange any written witness statements on which they wish to rely. If the witness statements refer to any documents in the bundle, the relevant page number is to be used in the statement(s). Should the Appellant (or the Respondent) wish to provide any written witness statements following this date, this can only be permitted by the Respondent (or the Appellant) or the Tribunal.
7. **By 5pm on 28 December 2018**, each party is to notify the other if they wish to cross examine any witness in respect of whom a statement has been filed.

Skeleton arguments

8. **By 5pm on 14 January 2019**, parties are to exchange skeleton arguments with each other and to send a copy to the Tribunal.

Bundle of authorities and statutory materials

9. 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.
10. 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 21 January 2019**.
11. 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 28 January 2019** and provide electronic copies by the same time.
12. The Respondent is to serve a consolidated version of the authorities bundle on the Appellant **by 5pm on 7 February 2019**.

Lodging of bundles with the Tribunal

13. 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 8 February 2019**.
14. 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 8 February 2019**.

Other

15. 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.
16. Unless specified under The Tribunal Procedure (First-tier Tribunal) (General Regulatory Chamber) Rules 2009 (as amended), all written correspondence sent to the Tribunal must be copied to all other parties or sent to the other parties as soon as reasonably practicable.

Signed:

Alison McKenna

Chamber President

Dated: 19 November 2018