



**First-tier Tribunal
(General Regulatory Chamber)
Charity**

Tribunal Reference: CA/2017/0008
Appellant: Ms Linda Ferguson
Respondent: The Charity Commission for England and Wales
Judge: Jonathan Holbrook

CASE MANAGEMENT NOTE

1. Upon preliminary consideration of a notice of appeal presented on behalf of Ms Linda Ferguson, it does not appear to me that the appeal concerns a decision, direction or order of the Charity Commission which is capable of being appealed to the Tribunal. I am therefore proposing to strike out the appeal on the ground that the Tribunal does not have jurisdiction in relation to the proceedings.
2. The Tribunal may only hear appeals against the decisions, directions or orders of the Charity Commission that are listed in column one of schedule 6 to the Charities Act 2011 (as amended). The schedule can be found by following this link: <http://www.legislation.gov.uk/ukpga/2011/25/schedule/6>
3. I note that the appeal concerns an *anticipated* direction of the Charity Commission (given under section 42 of the Charities Act 2011) requiring the name of a charity to be changed. Although such a direction may be appealed to the Tribunal once it has been made, by understanding is that no such direction has yet been made in this case. The appeal is therefore premature.
4. Accordingly, I direct that, unless the appeal is withdrawn, Ms Ferguson must give reasons why the Tribunal has jurisdiction to deal with it and thus why the appeal should not be struck out. Such reasons must be sent to the Tribunal in writing by no later than 2 October 2017.

5. In the meantime, the Charity Commission is not required to file a response to the notice of appeal.

Signed: J W HOLBROOK
Date: 18 September 2017

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