



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

**Appeal No. CA/2014/0011
CRR/2014/0007**

BETWEEN:

**THRIFT URBAN HOUSING LIMITED
PETER ALMAN**

Appellants

- and -

**THE CHARITY COMMISSION FOR ENGLAND AND
WALES**

Respondent

TRIBUNAL: TRIBUNAL JUDGE PETER HINCHLIFFE

RULING

1. The Tribunal has considered the application made under Rule 6(5) of The Tribunal Procedure (First-Tier Tribunal) (General Regulatory Chamber) Rules 2009 by the Charity Commission on 23rd February for the Tribunal to vary its direction at paragraph 7 of the Ruling issued on 29th January 2015 in order to exclude from disclosure one of the documents which falls within the scope of paragraph 7, namely an Intelligence Report dated 23 October 2013 (the 'Intelligence Report'). The Appellants received a copy of this application and have made no response.
2. The Tribunal accepts that the Intelligence Report was produced 10 months prior to the decisions which are the subjects of this appeal and review, that the relevance of the information contained in this report is questionable and that the Intelligence Report only falls within the scope of the paragraph 7 because the Charity Commission forwarded it to Trading Standards in January 2014. The Tribunal understands Mr Alman and Thrift Housing to be primarily interested in the information provided by Trading Standards to the Charity Commission and whether this formed a legitimate basis for the decisions that are the subject of the appeal and review. The Tribunal accepts that the prejudice that may be suffered by the Charity Commission in its dealings with other regulators, if the Intelligence Report was disclosed, outweighs the limited prejudice which Mr Alman and Thrift Housing may suffer in not being able to see this particular document.

3. In the all of the circumstances and in order to enable the Tribunal to deal with this case fairly and justly, The Tribunal rules that it would be fair and just for the Tribunal to amend paragraph 7 of the Ruling to specifically exclude disclosure of the Intelligence Report.

Tribunal Judge

Peter Hinchliffe

Dated 13th March 2015

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