



Appeal number: CA/2016/0006

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

KEITH COLMAN

Appellant

- and -

**THE CHARITY COMMISSION FOR ENGLAND AND
WALES**

Respondent

TRIBUNAL: JUDGE ALISON MCKENNA

Sitting in Chambers on 16 February 2018

DIRECTIONS

Upon the Appellant's application for a further stay of these proceedings
And Upon the Respondent not objecting

IT IS DIRECTED

1. That these proceedings are stayed for a further period of three months from the date below;

2. That the Appellant is to provide a written update to the Tribunal and the Respondent on (i) the likelihood of a sale being agreed and (ii) any anticipated exchange and completion dates, on the 16th March and on the 16th of every month thereafter until completion of the sale or further order;
3. That, unless the Appellant withdraws the appeal beforehand, the parties are both to provide the Tribunal with dates to avoid (for their representatives and witnesses) for a hearing during July or August 2018 by no later than 16 May 2018.

REASONS

1. The Appellant has requested that the hearing of this appeal be postponed for a further period as he considers that the property may be sold during that time. He appears content for the Respondent's Order to remain in place in the meantime. The Respondent agrees to the postponement.
2. If the property is sold, I understand that the extant Order will protect the charity's interest in the proceeds of sale. The Appellant will need to decide and inform the Tribunal and the Respondent whether, if a sale is made, he still wishes to appeal the Order.
3. The Tribunal's overriding objective requires me to consider the avoidance of delay. It is unlikely that I will permit a further postponement of the hearing without a very compelling case being made. For those reasons, a further hearing date must be fixed in good time.
4. The Appellant allowed the previous stay to expire without making an application to the Tribunal for its renewal. If that happens again, I will consider striking out the appeal under rule 8 (3) (a) and/or (b) of the Tribunal's Rules.
5. In the circumstances, I now agree to the postponement requested by the Appellant and have directed accordingly.

(Signed)
Alison McKenna
Principal Judge

Dated: 16 February 2018

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