



IN THE FIRST-TIER TRIBUNAL (CHARITY)

Appeal no. CA/2019/0007

GENERAL REGULATORY CHAMBER

BETWEEN:

**SAMSON OCHIENG**

**Appellant**

- AND -

**THE CHARITY COMMISSION FOR ENGLAND AND WALES**

**Respondent**

Before:

**Judge Alison McKenna**

**Sitting in Chambers on 9 September 2019**

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**DIRECTIONS**

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Further to the Tribunal's Directions of 09 July 2019

And upon the Tribunal having received an application from the Appellant which is not opposed by the Respondent

**IT IS DIRECTED THAT:**

**Mode of hearing**

1. This appeal shall be determined by a 1 day oral hearing in London **on the first available date after 04 November 2019.**
2. The parties are to send the Tribunal a list of any dates to avoid between 04 November and 04 January by no later than **by 5pm on 20 September 2019.**

3. The Tribunal will notify the parties of the hearing date and venue as soon as practicable after 20 September 2019.

#### **Witness statements**

4. **By 5pm on 16 September 2019**, the Appellant is to serve any written witness statements on the Respondent which they wish to rely at the hearing. If the witness statements refers to any documents in the bundle, the relevant page number is to be used in the statement(s).
5. By **5pm on 26 September 2019**, the Respondent is to serve any written witness statement on the Appellant which they wish to rely at the hearing.
6. **By 5pm on 01 October 2019**, 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**

7. The parties are to exchange skeleton arguments with each other and send a copy to the Tribunal by no later than 14 days before the hearing date. When referring to any documents in the hearing bundle, the relevant page number is to be used in the skeleton argument.

#### **Bundle of authorities and statutory materials**

8. 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 must only be those specifically referred to in the written submissions.**
9. The first draft of the index to the authorities bundle is to be prepared by the Respondent and be sent to the Appellant **no later than 28 days before the hearing date.**
10. The Appellant is to notify the Respondent whether there are additional materials that they wish to be included in the authorities bundle by **no later than 21 days before the hearing date** and provide electron copies by the same time.
11. The Respondent is to serve a consolidated version of the authorities bundle on the Appellant **by no later than 14 days before the hearing date.**

#### **Lodging of bundles with the Tribunal**

12. 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 no later than 14 days before the hearing date.** A further copy is to be brought to the hearing by the Respondent for the use of any witnesses.
13. A consolidated version of the authorities bundle is to be prepared by the Respondent and **four** hard copies of the authorities bundle are to be lodged with the Tribunal **by no**

**later than 7 days before the hearing date. An electronic copy of the index to the authorities bundle is to be sent at the same time.**

**Other**

14. 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.
  
15. 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 **but routine correspondence between the parties is not to be copied to the Tribunal.**

**(Signed)**  
**Judge Alison McKenna**  
**Chamber President**

**Dated: 9 September 2019**