

**Permission to Appeal results – December 2017 and January 2018**

<b>Case name</b>	<b>Justices</b>	<b>PTA</b>	<b>Reasons given</b>
Bhulanny (Appellant) <i>v</i> City of Edinburgh Council (Respondent) (Scotland) UKSC 2017/0088 Neutral Citation No: [2015] CSIH 84	Lady Hale Lord Reed Lady Black	Refused 28 Nov 2017	Permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered at this time.
R (on the application of Forsey) (Appellant) <i>v</i> Northern Derbyshire Magistrates' Court and others (Respondent) UKSC 2017/0122 Neutral Citation No: [2017] EWHC 1152	Lord Wilson Lord Reed Lord Hughes	Refused 6 Dec 2017	Permission to appeal be refused because the point of law is not arguable.
Hancock and another (Appellants) <i>v</i> Her Majesty's Revenue and Customs (Respondent) UKSC 2017/0111 Neutral Citation No: 2017 EWCA Civ 198; 2016 UKUT (TCC) 81; 2014 UKFTT (TC) 695	Lord Wilson Lord Reed Lord Hughes	Granted 6 Dec 2017	
In the matter of H-W (A Child) UKSC 2017/0133 Neutral Citation No: [2017] EWCA Civ 154	Lord Wilson Lord Reed Lord Hughes	Refused 6 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
R (on the application of Newby Foods Limited) (Appellant) <i>v</i> Food Standards Agency (Respondent) UKSC 2017/0110 Neutral Citation No: [2017] EWCA Civ 400	Lord Mance Lord Carnwath Lady Black	Granted 12 Dec 2017	
Potts (Appellant) <i>v</i> Her Majesty's Advocate (Respondent) (Scotland) UKSC 2017/0114 Neutral Citation No: [2017] HCJAC 8	Lord Wilson Lord Reed Lord Hughes	Refused 12 Dec 2017	Permission to appeal be refused because this appeal does not raise an arguable compatibility issue.
McCallum (Appellant) <i>v</i> The City of Edinburgh Council (Respondent) UKSC 2017/0119 Neutral Citation No: [2017] CSIH 24	Lord Wilson Lord Reed Lord Hughes	Refused 12 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law.

Emmott (Respondent) <i>v</i> Michael Wilson & Partners Limited (Appellant) UKSC 2017/0112 Neutral Citation No: [2017] EWCA Civ 367	Lady Hale Lord Sumption Lord Lloyd-Jones	Refused 14 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law.
KV (Sri Lanka) (AP) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) and another UKSC 2017/0124 Neutral Citation No: [2017] EWCA Civ 119	Lady Hale Lord Sumption Lord Lloyd-Jones	Granted 14 Dec 2017	
Britcits (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) UKSC 2017/0109 Neutral Citation No: [2017] EWCA Civ 368	Lady Hale Lord Sumption Lord Lloyd-Jones	Refused 14 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered at this time. This may well raise a point which ought to come here on a particular set of facts (or sets of facts).
Giambrone & Law (a firm) and others (Appellants) <i>v</i> Main and others (Respondents) UKSC 2017/0164 Neutral Citation No: [2017] EWCA Civ 1193	Lady Hale Lord Sumption Lord Lloyd-Jones	Refused 18 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law.
R (on the application of Association of Independent Meat Suppliers and another) (Appellants) <i>v</i> Food Standards Agency (Respondent) UKSC 2017/0126 Neutral Citation No: [2017] EWCA Civ 431	Lord Mance Lord Carnwath Lady Black	Granted 14 Dec 2017	
Cameron (Respondent) <i>v</i> Liverpool Victoria Insurance Co Limited (Appellant) UKSC 2017/0115 Neutral Citation No: [2017] EWCA Civ 368	Lord Mance Lord Carnwath Lady Black	Granted 14 Dec 2017	
Mac Mahon and another (Appellants) <i>v</i> Bank of New Zealand (Respondent) (Northern Ireland) UKSC 2017/0063 Neutral Citation No: [2017] NICA 18	Lord Kerr Lord Hodge Lord Briggs	Refused 14 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court at this time bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal.

Takhar (Appellant) <i>v</i> Gracefield Developments Limited and Others (Respondents) UKSC 2017/0072 Neutral Citation No: [2017] EWCA Civ 147	Lord Kerr Lord Hodge Lord Briggs	Granted 14 Dec 2017	
In the matter of an application by Sally Gribben for Judicial Review (AP) (Northern Ireland) UKSC 2017/0104 Neutral Citation No: [2017] NICA 16	Lord Kerr Lord Hodge Lord Briggs	Refused 14 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court at this time bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal.
Dexia Crediop S.P.A. (Respondent) <i>v</i> Comune di Prato (Appellant) UKSC 2017/0123 Neutral Citation No: [2017] EWCA Civ 428	Lord Mance Lord Carnwath Lady Black	Refused 18 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered at this time bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal. In relation to the point of European Law said to be raised by or in response to the application, it is not necessary to request the Court of Justice to give any ruling because the case involves the application of a clear set of words to specific facts and there is no reason to restrict “the elements relevant to the situation at the time of the choice” further; the Court of Appeal carefully identified the relevant elements.
LT (Kosovo) (AP) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) UKSC 2017/0116 Neutral Citation No: [2016] EWCA Civ 1246	Lord Kerr Lord Hodge Lord Briggs	Refused 18 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered at this time bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal. An Appeal is now academic.
Di Benedetto (Appellant) <i>v</i> Court of Palermo, Italy (Respondent) UKSC 2017/0136 Neutral Citation No: [2017] EWHC 1392  Kirsanov (Appellant) <i>v</i> Viru County Court, Estonia (Respondent) UKSC 2017/0181 Neutral Citation No: [2017] EWHC 2593	Lady Hale Lord Sumption Lord Lloyd-Jones	Refused 19 Dec 2017	Permission to appeal be refused because the applications do not raise an arguable point of law.
Clark (AP) (Appellant) <i>v</i> Greater Glasgow Health Board (Respondent) (Scotland) UKSC 2017/0138 Neutral Citation No: [2017] CSIH 17	Lady Hale Lord Hodge Lord Briggs	Refused 19 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law.

Halborg (Appellant) <i>v</i> EMW Law LLP (Respondent) UKSC 2017/0125 Neutral Citation No: [2017] EWCA Civ 793	Lady Hale Lord Hodge Lord Briggs	Refused 19 Dec 2017	Permission to appeal be refused because the application does not raise a point of law which ought to be considered at this time. This is an important point of principle which would be better considered by the Civil Procedure Rule Committee.
London Borough of Southwark and another (Respondents) <i>v</i> Transport for London (Appellant) UKSC 2017/0160 Neutral Citation No: [2017] EWCA Civ 1220	Lady Hale Lord Hodge Lord Briggs	Granted 19 Dec 2017	
An NHS Trust (Respondent) <i>v</i> Y (by his litigation friend, the Official Solicitor) and another (Appellant) UKSC 2017/0202 Neutral Citation No: [2017] EWHC 2866 GB	Lady Hale Lord Hodge Lord Briggs	Granted 19 Dec 2017	
In the matter of an application by Hugh Jordan for Judicial Review (AP) (Northern Ireland) UKSC 2017/0159 Neutral Citation No: [2015] NICA 66	Lady Hale Lord Hodge Lord Briggs	Granted 19 Dec 2017	
Shaw (The Personal Representative of the Estate of William Ewan (Deceased)) (Appellant) <i>v</i> Kovac and another (Respondents) UKSC 2017/0144 Neutral Citation No: [2017] EWCA Civ 1028	Lady Hale Lord Hodge Lord Briggs	Refused 19 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered at this time.
R <i>v</i> NP (Appellant) UKSC 2017/0149 Neutral Citation No: [2017] EWCA Crim 0925	Lord Mance Lord Reed Lord Lloyd-Jones	Refused 19 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Shebah Exploration & Production Company Limited and others (Appellants) <i>v</i> African Export-Import Bank and others (Respondents) UKSC 2017/0128 Neutral Citation No: [2017] EWCA Civ 845	Lord Mance Lord Reed Lord Lloyd-Jones	Refused 19 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.

Atlasjet Havacilik Anonim Sirketi (Appellant) <i>v</i> Kupeli and others (Respondents) UKSC 2017/0147 Neutral Citation No: [2017] EWCA Civ 1037	Lord Mance Lord Reed Lord Lloyd-Jones	Refused 19 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance. In relation to the point of European Law said to be raised by or in response to the application it is not necessary to request the Court of Justice to give any ruling because the answer is so obvious as to leave no scope for any reasonable doubt.
OWD Ltd trading as Birmingham Cash & Carry and another (Appellants) <i>v</i> Commissioners for Her Majesty's Revenue and Customs (Respondent) UKSC 2017/0156 Neutral Citation No: [2017] EWCA Civ 956  OWD Ltd trading as Birmingham Cash & Carry and another (Respondents) <i>v</i> Commissioners for Her Majesty's Revenue and Customs (Appellant) UKSC 2017/0157 Neutral Citation No: [2017] EWCA Civ 956	Lord Mance Lord Reed Lord Lloyd-Jones	Both Granted in part 20 Dec 2017	
Williams (Appellant) <i>v</i> The Trustees of Swansea University Pension & Assurance Scheme and another (Respondents) UKSC 2017/0141 Neutral Citation No: [2017] EWCA Civ 1008	Lord Wilson Lord Sumption Lady Black	Granted 19 Dec 2017	
R (on the application of Adewunmi) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) UKSC 2017/0145 Neutral Citation No: [2017] EWCA Civ 1253	Lord Wilson Lord Sumption Lady Black	Refused 19 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Bartels and another (Appellants) <i>v</i> Barclays Bank PLC (Respondent) UKSC 2017/0148 Neutral Citation No: [2017] EWCA Civ 1073  WW Property Investments Limited (Appellant) <i>v</i> National Westminster Bank PLC (Respondent)	Lord Wilson Lord Sumption Lady Black	Refused 19 Dec 2017	Permission to appeal be refused because the applications do not raise an arguable point of law. In relation to the point of European Law said to be raised on behalf of WW Property Investments Limited it is not necessary to request the Court of Justice to give any ruling because the question raised is irrelevant.

UKSC 2017/0150 Neutral Citation No: [2017] EWCA Civ 1073  CGL Group Limited (Appellant) <i>v</i> The Royal Bank of Scotland and another (Respondents) UKSC 2017/0153 Neutral Citation No: [2017] EWCA Civ 1073			
Dickinson and another (Appellants) <i>v</i> Casillas (Respondent) UKSC 2017/0163 Neutral Citation No: [2017] EWCA Civ 1254	Lord Wilson Lord Sumption Lady Black	Refused 19 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
R (on the application of NA (Sudan)) (AP) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) UKSC 2017/0168 Neutral Citation No: [2016] EWCA Civ 1060	Lord Wilson Lord Sumption Lady Black	Refused 19 Dec 2017	Permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered at this time bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal.
JSC BTA Bank (Respondent) <i>v</i> Khrapunov (Appellant) UKSC 2017/0043 Neutral Citation No: [2017] EWCA Civ 40	Lord Mance Lord Sumption Lord Hodge	Refused 18 Jan 2018	Permission to cross-appeal be refused because: <ol style="list-style-type: none"> <li>1. the proposed cross-claim concerns dealings with assets abroad in breach of the WFO to the prejudice of the bank's right to enforce its judgment against Mr A. The relevant test is clear in law, as set out most recently in this Court's judgment in <i>AMT v Marzillier</i> [2017] UKSC 13: the bank cannot found on the reduction in value of its chose in action in England which is simply the consequence of the initial damage caused by the dealing with the assets elsewhere which made enforcement more difficult;</li> <li>2. there are concurrent findings below as to the place where the damage was incurred;</li> <li>3. the claim to found jurisdiction on the basis of the place where the damage was sustained is a discrete issue, separate from the claim to found jurisdiction on the place where the wrongful act was committed, which is the subject of the appeal.</li> </ol>

Campbell (Appellant) <i>v</i> Bromley Magistrates Court and another (Respondents) UKSC 2017/0161 Neutral Citation No: [2017] EWCA Civ 1161	Lord Kerr Lord Carnwath Lord Hughes	Refused 22 Jan 2018	Permission to appeal be refused because the application does not raise an arguable point of law.
Bridgend County Borough Council (Appellant) <i>v</i> Boland and another (Respondents) UKSC 2017/0142 Neutral Citation No: [2017] EWCA Civ 1004	Lord Kerr Lord Carnwath Lord Hughes	Refused 22 Jan 2018	Permission to appeal be refused because the application does not raise an arguable point of law.
Matalia (Appellant) <i>v</i> Warwickshire County Council (Respondent) UKSC 2017/0139 Neutral Citation No: [2017] EWCA Civ 991	Lord Kerr Lord Carnwath Lord Hughes	Refused 22 Jan 2018	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance. The Council plainly had standing and the Court of Appeal correctly applied the test for breach of confidence in <i>Coco v A N Clark (Engineers)</i> .
S Franses Limited (Appellant) <i>v</i> The Cavendish Hotel (London) Ltd (Respondent) UKSC 2017/0151 Neutral Citation No: [2017] EWHC 1670 QB	Lord Kerr Lord Carnwath Lord Hughes	Granted 22 Jan 2018	
SAE Education Limited (Appellant) <i>v</i> The Commissioners of Her Majesty's Revenue and Customs (Respondent) UKSC 2017/0158 Neutral Citation No: [2017] EWCA Civ 1116	Lord Kerr Lord Carnwath Lord Hughes	Granted 22 Jan 2018	
McManus and another (Appellants) <i>v</i> City Link Development Company Limited and others (Respondents) (Scotland) UKSC 2017/0120 Neutral Citation No: [2017] CSIH 12	Lord Kerr Lord Hodge Lord Briggs	Refused 26 Jan 2018	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered at this time bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal.
R (on the application of Derry) (Respondent) <i>v</i> Commissioner for Her Majesty's Revenue and Customs (Appellant) UKSC 2017/0127 Neutral Citation No: [2017] EWCA Civ 435	Lord Mance Lord Carnwath Lady Black	Granted on terms 30 Jan 2018	