

Permission to Appeal results – End of June and July 2018

Case name	Justices	PTA	Reasons given
R (on the application of The Friends of Finsbury Park) (Appellant) v Haringey London Borough Council and others (Respondents) UKSC 2017/0227 Neutral Citation No: [2017] EWCA Civ 1831	Lord Wilson Lord Carnwath Lord Lloyd-Jones	Refused 26 June 2018	Permission to appeal be refused because the application does not raise an arguable point of law.
In the matter of D (A Child) (AP) UKSC 2018/0064 Neutral Citation No: [2017] EWCA Civ 1695	Lady Hale Lord Carnwath Lord Lloyd-Jones	Granted 3 July 2018	
Welsh Ministers (Respondent) v PJ (Appellant) UKSC 2018/0037 Neutral Citation No: [2017] EWCA Civ 194	Lady Hale Lord Carnwath Lord Lloyd-Jones	Granted 3 July 2018	
Telereal Trillium (Respondent) v Hewitt (Valuation Officer) (Appellant) UKSC 2018/0031 Neutral Citation No: [2018] EWCA Civ 26	Lady Hale Lord Carnwath Lord Lloyd-Jones	Granted 3 July 2018	
R (on the application of RSM (A child by his litigation friend ZAM) and another) (AP) (Appellants) v Secretary of State for the Home Department (Respondent) UKSC 2018/0059 Neutral Citation No: [2018] EWCA Civ 18	Lady Hale Lord Carnwath Lord Lloyd-Jones	Refused 9 July 2018	Permission to appeal be refused because the case is moot.

Ukegheson (Appellant) v London Borough of Haringey (Respondent) UKSC 2017/0155 Neutral Citation No: [2017] EWCA Civ 1140	Lady Hale Lord Carnwath Lord Lloyd-Jones	Refused 9 July 2018	Permission to appeal be refused because the application does not raise an arguable point of law.
Secretary of State for the Home Department (Respondent) v Onuorah (Appellant) UKSC 2017/0219 Neutral Citation No: [2017] EWCA Civ 1757	Lord Reed Lord Sumption Lady Black	Refused 9 July 2018	Permission to appeal be refused because the application does not raise a point of law.
JM (Appellant) v Aberdeenshire Council (Respondent) (Scotland) UKSC 2018/0028 Neutral Citation No: [2017] CSIH 65	Lord Reed Lord Sumption Lady Black	Refused 9 July 2018	Permission to appeal be refused because the application does not raise an arguable point of law.
R (on the application of Igwe) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2018/0042 Neutral Citation No: [2018] EWCA Civ 65 R (on the application of Negbenebor) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2018/0041 Neutral Citation No: [2-18] EWCA Civ 65 R (on the application of Talpada) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2018/0112 Neutral Citation No: [2018] EWCA Civ 841	Lord Reed Lord Sumption Lady Black	Refused 9 July 2018	Permission to appeal be refused because the applications do not raise arguable points of law on the facts found.

GSD Law Ltd (Appellant) v Craig Wardman of St Gobain Building Distribution and others (Respondents) UKSC 2018/0032 Neutral Citation No: [2017] EWCA Civ 2144	Lord Kerr Lord Lloyd-Jones Lord Briggs	Refused 9 July 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
Singularis Holdings Ltd (In Official Liquidation) (A Company Incorporated in the Cayman Islands) (Respondent) v Daiwa Capital Markets Europe Ltd (Appellant) UKSC 2018/0039 Neutral Citation No: [2018] EWCA Civ 84	Lord Kerr Lord Sumption Lord Lloyd-Jones	Granted in part 9 July 2018	
In the matter of an application by Dennis Hutchings for Judicial Review (Northern Ireland) UKSC 2018/0040 Neutral Citation No: [2017] NIQB 121	Lord Kerr Lord Lloyd Jones Lord Briggs	Granted 9 July 2018	
Stocker (Appellant) v Stocker (Respondent) UKSC 2018/0045 Neutral Citation No: [2018] EWCA Civ 170	Lord Kerr Lord Lloyd Jones Lord Briggs	Granted 9 July 2018	
Donelien (Appellant) v Liberata UK Ltd (Respondent) UKSC 2018/0044 Neutral Citation No: [2018] EWCA Civ 129	Lord Wilson Lord Hughes Lord Hodge	Refused 12 July 2018	Permission to appeal be refused because the application does not raise an arguable point of law.
Khanty-Mansiysk Recoveries Ltd (Appellant) v Forsters LLP (Respondent) UKSC 2018/0043 Neutral Citation No: [2018] EWCA Civ 89	Lord Wilson Lord Hughes Lord Hodge	Refused 12 July 2018	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.

<p>Leibson Corporation and others (Respondents) v TOC Investments Corporation and another (Appellants) UKSC 2018/0101 Neutral Citation No: [2018] EWCA Civ 763</p>	<p>Lord Kerr Lord Lloyd Jones Lord Briggs</p>	<p>Refused 16 July 2018</p>	<p>Permission to appeal be refused because the application does not raise a 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.</p>
<p>Svergies Anfgartygs Assurans Forening (The Swedish Club) and others (Appellants) v Connect Shipping Inc and another (Respondents) UKSC 2018/0054 Neutral Citation No: [2018] EWCA Civ 230</p>	<p>Lord Kerr Lord Sumption Lord Hughes</p>	<p>Granted in part 25 July 2018</p>	
<p>Iiyama (UK) Ltd and others (Respondents) v Samsung Electronics Co Ltd and others (Appellants) UKSC 2018/0049 Neutral Citation No: [2018] EWCA Civ 220</p> <p>Iiyama (UK) Ltd and others (Respondents) v Koninklijke Philips NV and another (Appellants) UKSC 2018/0050 Neutral Citation No: [2018] EWCA Civ 220</p> <p>Iiyama (UK) Ltd and others (Respondents) v Samsung SDI Co Ltd and another (Appellants) UKSC 2018/0051 Neutral Citation No: [2018] EWCA Civ 220</p> <p>Iiyama (UK) Ltd and others (Respondents) v LG Display Co Ltd (Appellant) UKSC 2018/0052 Neutral Citation No: [2018] EWCA Civ 220</p> <p>Iiyama (UK) Ltd and others (Respondents) v LG Electronics Inc and others (Appellants) UKSC 2018/0053 Neutral Citation No: [2018] EWCA Civ 220</p>	<p>Lord Kerr Lord Sumption Lord Hughes</p>	<p>Refused 24 July 2018</p>	<p>Permission to appeal be refused because the applications do not raise a 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.</p>

<p>Property Alliance Group Ltd (Appellant) v NatWest Markets PLC (Formerly The Royal Bank of Scotland PLC) (Respondent) UKSC 2018/0063 Neutral Citation No: [2018] EWCA Civ 355</p>	<p>Lord Kerr Lord Sumption Lord Hughes</p>	<p>Refused 24 July 2018</p>	<p>Permission to appeal be refused because the application does not raise a 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.</p>
<p>R v Henry (Appellant) UKSC 2018/0022 Neutral Citation No: [2017] EWCA Crim 1228</p> <p>R v Johnson UKSC 2018/0057 Neutral Citation No: [2016] EWCA Crim 1613</p>	<p>Lord Wilson Lord Hughes Lord Hodge</p>	<p>Refused 25 July 2018</p>	<p>Permission to appeal be refused because the Court has no jurisdiction:</p> <ol style="list-style-type: none"> 1) insofar as the Appellant was refused permission to appeal by the Court of Appeal, there is no “decision of the Court of Appeal on an appeal to that Court” (section 33(1) of the Criminal Appeal Act 1968) 2) insofar as the Court of Appeal did hear an appeal by the Appellant Johnson on limited points, there is no certificate of that Court under section 33(2) of that Act 3) it is not arguable that section 33(2) violates Convention rights. There is no unfettered right to a second appeal and the limits imposed by that section are proportionate to the legitimate aim of the effective administration of justice: <i>Dunn v UK</i> (2013) 56 EHRR SE5.
<p>Barker (Respondent) v Baxendale-Walker and another (Appellants) UKSC 2018/0026 Neutral Citation No: [2017] EWCA Civ 2056</p> <p>Barker (Respondent) v Baxendale-Walker and another (Appellants) UKSC 2018/0036 Neutral Citation No: [2017] EWCA Civ 2056</p>	<p>Lady Hale Lady Black Lord Briggs</p>	<p>Refused 30 July 2018</p>	<p>Permission to appeal be refused because the applications do not raise an arguable point of law.</p>
<p>R (on the application of Duggan) (AP) (Appellant) v Her Majesty’s Assistant Coroner for the Northern District of Greater London (Respondent) UKSC 2018/0072</p>	<p>Lady Hale Lady Black Lord Briggs</p>	<p>Refused 30 July 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>

Neutral Citation No: [2017] EWCA Civ 142			
R (on the application of Hayes) (Appellant) v Crown Prosecution Service (Respondent) UKSC 2018/0056 Neutral Citation No: [2018] EWHC 327	Lady Hale Lady Black Lord Briggs	Refused 31 July 2018	Permission to appeal be refused because the application does not raise a point of law which ought to be considered at this time because the decision that the prosecution was not in the public interest was obviously correct.
Farrar (Respondent) v Miller (Appellant) UKSC 2018/0047 Neutral Citation No: [2018] EWCA Civ 172	Lady Hale Lady Black Lord Briggs	Refused 31 July 2018	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 a case in which the facts should be found before the important points of law are finally determined.
Frederick and others (Appellants) v Positive Solutions (Financial Services) Ltd (Respondent) UKSC 2018/0067 Neutral Citation No: [2018] EWCA Civ 431	Lady Hale Lady Black Lord Briggs	Granted 31 July 2018	
C (AP) (Appellant) v N (AP) (Respondent) (Scotland) UKSC 2018/0143 Neutral Citation No: [2018] CSIH 34	Lady Hale Lady Black Lord Briggs	Refused 31 July 2018	Permission to appeal be refused because the application does not raise an arguable point of law (i) the House of Lords' decision in <i>Re M</i> is authoritative throughout the United Kingdom (ii) settlement is a question of fact and there was ample material on which to conclude that the children were settled.
Lilburn (Appellant) v Pensions Ombudsman and others (Respondents) (Scotland) UKSC 2018/0070 Neutral Citation No: [2018] CSIH 2	Lord Reed Lord Hodge Lord Lloyd-Jones	Refused 31 July 2018	Permission to appeal be refused because the application does not raise an arguable point of law.

<p>Commissioners for Her Majesty's Revenue and Customs (Appellant) v Frank A Smart & Sons Ltd (Respondent) (Scotland) UKSC 2018/0073 Neutral Citation No:</p> <ul style="list-style-type: none"> • [2017] CSIH 77 • [2016] UKUT TCC 121 • [2014] UKFTT TC 1090 	<p>Lord Reed Lord Hodge Lord Lloyd-Jones</p>	<p>Granted 31 July 2018</p>	
<p>Dow (Appellant) v Amec Group Ltd (Respondent) (Scotland) UKSC 2018/0060 Neutral Citation No: [2017] CSIH 75</p>	<p>Lord Reed Lord Hodge Lord Lloyd-Jones</p>	<p>Refused 31 July 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>Lee (Appellant) v Her Majesty's Advocate (Respondent) (Scotland) UKSC 2017/0093 Neutral Citation No: [2016] HCJAC 39</p>	<p>Lord Reed Lord Hodge Lord Lloyd-Jones</p>	<p>Refused 31 July 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>Michael Wilson & Partners Ltd (Respondent) v Emmott (Appellant) UKSC 2018/0071 Neutral Citation No: [2018] EWCA Civ 51</p>	<p>Lord Reed Lord Hodge Lord Lloyd-Jones</p>	<p>Refused 31 July 2018</p>	<p>Permission to appeal be refused because the application does not raise a point of law of general public importance.</p>
<p>Birmingham City Council (Respondent) v Amey Birmingham Highways Ltd (Appellant) UKSC 2018/0058 Neutral Citation No: [2018] EWCA Civ 264</p>	<p>Lord Wilson Lord Carnwath Lady Black</p>	<p>Refused 31 July 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>

<p>Kerman (Appellant) v Akhmedova (Respondent) UKSC 2018/0055 Neutral Citation No: [2018] EWCA Civ 307</p>	<p>Lord Wilson Lord Carnwath Lady Black</p>	<p>Refused 31 July 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered at this time.</p>
<p>Peninsula Securities Ltd (Respondent) v Dunnes Stores (Bangor) Ltd (Appellant) (Northern Ireland) UKSC 2018/0062 Neutral Citation No: [2018] NICA 7</p>	<p>Lord Wilson Lord Carnwath Lady Black</p>	<p>Granted 31 July 2018</p>	