

Permission to Appeal results – November and December 2018 and January 2019

Case name	Justices	PTA	Reasons given
R (on the application of Samuel Smith Old Brewery (Tadcaster) and another) (Respondents) v North Yorkshire County Council (Appellant) UKSC 2018/0077 Neutral Citation No: [2018] EWCA Civ 489	Lady Hale Lord Carnwath Lady Arden	Granted 5 Nov 2018	
Edwards on behalf of the estate of the late Arthur Watkins (Respondent) v Hugh James Ford Simey Solicitors (Appellant) UKSC 2018/0132 Neutral Citation No: [2018] EWCA Civ 1299	Lady Hale Lord Carnwath Lady Arden	Granted 5 Nov 2018	Granted on the single ground whether, in an action brought against a lawyer in respect of the negligent loss of a claim, the prospects of success of that claim are to be judged as at the date when the claim was lost or as at the date when damages are awarded against the lawyer.
Spire Healthcare Ltd (Appellants) v Royal & Sun Alliance Insurance Plc (Respondent) UKSC 2018/0066 Neutral Citation No: [2018] EWCA Civ 317	Lord Reed Lord Sumption Lord Kitchin	Refused 5 Nov 2018	Permission to appeal be refused because the application does not raise an arguable point of law.
Lasysya (Appellant) v Inter Export LLC (Respondent) UKSC 2018/0189 Neutral Citation No: [2018] EWCA Civ 2068	Lord Kerr Lord Carnwath Lord Lloyd-Jones	Refused 14 Nov 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.
Wightman and others (Respondents) v Secretary of State for Exiting the European Union (Appellant) UKSC 2018/0209 Neutral Citation No: [2018] CSIH 62	Lady Hale Lord Reed Lord Hodge	Refused 20 Nov 2018	Permission to appeal be refused (see reasons for the determination on the UKSC website at www.supremecourt.uk).
R (on the application of DN (Rwanda)) (AP) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2018/0140 Neutral Citation No: [2018] EWCA Civ 273	Lord Wilson Lord Carnwath Lord Lloyd-Jones	Granted 26 Nov 2018	

R (on the application of IJ (Liberia)) (Respondent) v Secretary of State for the Home Department (Appellant) UKSC 2018/0137 Neutral Citation No: [2018] EWCA Civ 1260	Lord Wilson Lord Carnwath Lord Lloyd-Jones	Granted 26 Nov 2018	
R (on the application of Conway) (Appellant) v Secretary of State for Justice (Respondent) UKSC 2018/0168 Neutral Citation No: [2018] EWCA Civ 1431	Lady Hale Lord Reed Lord Kerr	Refused 27 Nov 2018	Permission to appeal be refused (see order on the UKSC website at www.supremecourt.uk).
R (on the application of Oates) (Appellant) v Wealden District Council and another (Respondents) UKSC 2018/0134 Neutral Citation No: [2018] EWCA Civ 1304	Lord Wilson Lord Carnwath Lord Lloyd-Jones	Refused 27 Nov 2018	Permission to appeal be refused because the application does not raise a point of law of general public importance.
Hasbro European Trading BV (Respondent) v Commissioners for Her Majesty's Revenue & Customs (Appellant) UKSC 2018/0123 Neutral Citation No: [2018] EWCA Civ 1221	Lord Wilson Lord Carnwath Lord Lloyd-Jones	Refused 27 Nov 2018	Permission to appeal be refused because the application does not raise an arguable point of law. 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.
Burns (Appellant) v Financial Conduct Authority (Respondent) UKSC 2018/0096 Neutral Citation No: [2017] EWCA Civ 2140	Lord Reed Lord Briggs Lady Arden	Refused 27 Nov 2018	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Haddad (Appellant) v Strandview Ltd and another (Respondents) UKSC 2018/0081 Neutral Citation No: [2018] EWCA Civ 539	Lord Reed Lord Briggs Lady Arden	Refused 27 Nov 2018	Permission to appeal be refused because the application does not raise an arguable point of law.

<p>Constandas (Appellant) v Lysandrou and another (protected parties by their litigation friend and son Mr Michael Lysandrou) and another (Respondents) UKSC 2018/0120 Neutral Citation No: [2018] EWCA Civ 613</p>	<p>Lord Reed Lord Briggs Lady Arden</p>	<p>Refused 27 Nov 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>Kafagi (Appellant) v JBW Group Ltd (Respondent) UKSC 2018/0111 Neutral Citation No: [2018] EWCA Civ 1157</p>	<p>Lord Reed Lord Briggs Lady Arden</p>	<p>Refused 27 Nov 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>The Manchester Ship Canal Company Ltd (Respondent) v Vauxhall Motors Ltd (Formerly General Motors UK Ltd) (Appellant) UKSC 2018/0115 Neutral Citation No: [2018] EWCA Civ 1100</p>	<p>Lord Reed Lord Briggs Lady Arden</p>	<p>Refused 27 Nov 2018</p>	<p>Permission be refused because the application does not raise an arguable point of law of general public importance.</p>
<p>The Manchester Ship Canal Company Ltd (Appellant) v Vauxhall Motors Ltd (Formerly General Motors UK Ltd) (Respondent) UKSC 2018/0116 Neutral Citation No: [2018] EWCA Civ 1100</p>	<p>Lord Reed Lord Briggs Lady Arden</p>	<p>Granted 27 Nov 2018</p>	
<p>AM (Zimbabwe) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2018/0048 Neutral Citation No: [2018] EWCA Civ 64</p>	<p>Lady Hale Lady Black Lord Kitchin</p>	<p>Granted 28 Nov 2018</p>	
<p>Frackman (Appellant) v Secretary of State for Communities and Local Government and others (Respondents) UKSC 2018/0119 Neutral Citation No: [2018] EWCA Civ 9</p>	<p>Lord Wilson Lord Carnwath Lord Lloyd-Jones</p>	<p>Refused 28 Nov 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>

<p>Ayodele (Appellant) v Citylink Ltd and another (Respondents) UKSC 2017/0234 Neutral Citation No: [2017] EWCA Civ 1913</p>	<p>Lady Hale Lady Black Lord Kitchin</p>	<p>Refused 29 Nov 2018</p>	<p>Permission to appeal be refused because the point of law ought not to be considered by the Supreme Court at this time.</p>
<p>R (on the application of Palestine Solidarity Campaign Ltd and another) (Appellants) v Secretary of State for the Communities and Local Government (Respondent) UKSC 2018/0133 Neutral Citation No: [2018] EWCA Civ 1284</p>	<p>Lady Hale Lady Black Lord Kitchin</p>	<p>Granted 29 Nov 2018</p>	
<p>Leekes Ltd (Appellant) v Commissioners for Her Majesty's Revenue and Customs (Respondent) UKSC 2018/0121 Neutral Citation No: [2018] EWCA Civ 1185</p>	<p>Lady Hale Lady Black Lord Kitchin</p>	<p>Refused 29 Nov 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>Nottingham City Council and another (Appellants) v M Abrahall and others (Respondent) UKSC 2018/0113 Neutral Citation No: [2018] EWCA Civ 796</p>	<p>Lady Hale Lady Black Lord Kitchin</p>	<p>Refused 29 Nov 2018</p>	<p>Permission to appeal be refused because the application does not raise a point of law of general public importance.</p>
<p>Lithuanian Beer Ltd (Appellant) v Commissioners for Her Majesty's Revenue and Customs (Respondent) UKSC 2018/0141 Neutral Citation No: [2018] EWCA Civ 1406</p>	<p>Lord Kerr Lord Sumption Lord Hodge</p>	<p>Refused 29 Nov 2018</p>	<p>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.</p>
<p>Travelers Insurance Company Ltd (Appellant) v XYZ (Respondent) UKSC 2018/0117 Neutral Citation No: [2018] EWCA Civ 1099</p>	<p>Lord Kerr Lord Sumption Lord Hodge</p>	<p>Granted 29 Nov 2018</p>	
<p>Regeneron Pharmaceuticals Inc (Respondent) v Kymab Ltd (Appellant) UKSC 2018/0131 Neutral Citation No: [2018] EWCA Civ 671</p>	<p>Lord Kerr Lord Sumption Lord Hodge</p>	<p>Granted 29 Nov 2018</p>	

<p>Salekipour and another (Respondents) v Parmar (in her own right and as executrix of Mohinder Singh Parmar, deceased) (Appellant) UKSC 2018/0010 Neutral Citation No: [2017] EWCA Civ 2141</p>	<p>Lord Kerr Lord Sumption Lord Hodge</p>	<p>Refused 29 Nov 2018</p>	<p>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.</p>
<p>Halliburton Company (Appellant) v Chubb Bermuda Insurance Ltd (Formerly known as Ace Bermuda Insurance Ltd) (Respondent) UKSC 2018/0100 Neutral Citation No: [2018] EWCA Civ 817</p>	<p>Lord Kerr Lord Sumption Lord Hodge</p>	<p>Granted 29 Nov 2018</p>	
<p>Stokes (AP) (Appellant) v Sunday Newspapers Ltd (Respondent) (Northern Ireland) UKSC 2018/0110 Neutral Citation No: GIL 10105 2012</p>	<p>Lord Kerr Lord Sumption Lord Hodge</p>	<p>Refused 29 Nov 2018</p>	<p>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.</p>
<p>Clay (Appellant) v TUI UK Ltd (Respondent) UKSC 2018/0118 Neutral Citation No: [2018] EWCA Civ 1177</p>	<p>Lord Kerr Lord Sumption Lord Hodge</p>	<p>Refused 29 Nov 2018</p>	<p>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.</p>
<p>Sainsbury's Supermarkets Ltd (Respondent) v Visa Europe Services LLC and others (Appellants) UKSC 2018/0154 Neutral Citation No: [2018] EWCA Civ 1536</p> <p>Sainsbury's Supermarkets Ltd (Appellant) v Visa Europe Services LLC and others (Respondents) UKSC 2018/0155 Neutral Citation No: [2018] EWCA Civ 1536</p> <p>Sainsbury's Supermarkets Ltd and others (Respondents) v MasterCard Incorporated and others (Appellants) UKSC 2018/0156 Neutral Citation No: [2018] EWCA Civ 1536</p>	<p>Lord Kerr Lord Sumption Lord Hodge</p>	<p>Granted 29 Nov 2018</p>	<p>Granted (except for UKSC 2018/0155).</p>

<p>Heaney, as Executrix of the Estate of Grace McEvoy (Respondent) v McEvoy (Appellant) (Northern Ireland) UKSC 2018/0027 Neutral Citation No: [2018] NICA 4</p>	<p>Lord Kerr Lord Sumption Lord Hodge</p>	<p>Refused 29 Nov 2018</p>	<p>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.</p>
<p>R (on the application of O'Connell) (Appellant) v Westminster Magistrates Court and another (Respondents) UKSC 2018/0065 Neutral Citation No: [2017] EWCA Admin 3120</p>	<p>Lord Wilson Lord Carnwath Lord Lloyd-Jones</p>	<p>Refused 29 Nov 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>Balogun (Appellant) v Boyes Sutton and Perry (A Firm) (Respondent) UKSC 2018/0138 Neutral Citation No: [2017] EWCA Civ 75</p>	<p>Lord Reed Lord Briggs Lady Arden</p>	<p>Refused 18 Dec 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>Société Générale (Appellant) v Goldas Kuyumculuk Sanayhthalat Ihracat A.S and others (Respondents) UKSC 2018/0125 Neutral Citation No: [2018] EWCA Civ 1093</p> <p>Société Générale (Respondent) v Goldas Kuyumculuk Sanayhthalat Ihracat A.S and others (Appellants) UKSC 2018/0126 Neutral Citation No: [2018] EWCA Civ 1093</p>	<p>Lord Reed Lord Briggs Lady Arden</p>	<p>Refused 18 Dec 2018</p>	<p>Permission to appeal be refused because the applications do not raise a point of law of general public importance.</p>
<p>The Republic of Kazakhstan and another (Appellants) v The Bank of New York Mellon SA/NV, London Branch (Respondent) UKSC 2018/0135 Neutral Citation No: [2018] EWCA Civ 1390 [2017] EWHC 3512</p>	<p>Lord Reed Lord Briggs Lady Arden</p>	<p>Refused 18 Dec 2018</p>	<p>Permission to appeal be refused because the applications do not raise a point of law of general public importance.</p>

<p>Loson (Appellant) v Stack and another (Respondents) UKSC 2018/0089 Neutral Citation No: [2018] EWCA Civ 803</p>	<p>Lord Reed Lord Hodge Lord Briggs</p>	<p>Refused 18 Dec 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>Zipvit Ltd (Appellant) v Commissioners for Her Majesty's Revenue and Customs (Respondent) UKSC 2018/0152 Neutral Citation No: [2018] EWCA Civ 1515</p>	<p>Lord Reed Lord Hodge Lord Briggs</p>	<p>Granted 18 Dec 2018</p>	
<p>Murin (Appellant) v District Court in Prague, Czech Republic (Respondent) UKSC 2018/0163 Neutral Citation No: [2018] EWHC 1532</p>	<p>Lord Kerr Lord Carnwath Lord Lloyd-Jones</p>	<p>Refused 18 Dec 2018</p>	<p>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.</p>
<p>Stevenson (AP) (Appellant) v Secretary of State for Work and Pensions (Respondent) UKSC 2018/0153 Neutral Citation No: [2017] EWCA Civ 2123</p>	<p>Lord Kerr Lord Carnwath Lord Lloyd-Jones</p>	<p>Refused 18 Dec 2018</p>	<p>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.</p>
<p>In the matter of S (A Child) (AP) (Scotland) UKSC 2018/0199 Neutral Citation No: [2018] CSIH 52 [2018] SAC Civ 5</p>	<p>Lady Hale Lord Reed Lord Hodge</p>	<p>Refused 19 Dec 2018</p>	<p>Permission to appeal be refused because the application does not raise a point of law which ought to be considered at this time.</p>
<p>Centenary 6 Ltd (Appellant) v Caven and another (Respondents) (Scotland) UKSC 2018/0144 Neutral Citation No: [2018] CISH 27</p>	<p>Lord Reed Lord Hodge Lord Briggs</p>	<p>Refused 19 Dec 2018</p>	<p>Permission to appeal be refused because the application does not raise a point of law of general public importance.</p>
<p>J H & W Lamont of Heathfield Farm (Respondent) v Chattisham Ltd (Appellant) (Scotland) UKSC 2018/0149 Neutral Citation No: [2018] CSIH 33</p>	<p>Lord Reed Lord Hodge Lord Briggs</p>	<p>Refused 19 Dec 2018</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law, having regard to Clause 11 of the contract.</p>

<p>R (on the application of Joshi and another) (Appellants) v Secretary of State for the Home Department (Respondent) UKSC 2018/0148 Neutral Citation No: [2018] EWCA Civ 1108</p>	<p>Lord Kerr Lord Carnwath Lord Lloyd-Jones</p>	<p>Refused 19 Dec 2018</p>	<p>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.</p>
<p>Villiers (Appellant) v Villiers (Respondent) UKSC 2018/0114 Neutral Citation No: [2018] EWCA Civ 1120</p>	<p>Lord Wilson Lord Carnwath Lord Lloyd-Jones</p>	<p>Granted 19 Dec 2018</p>	
<p>MS (AP) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2018/0127 Neutral Citation No: [2017] EWCA Civ 1190</p> <p>MBT (AP) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2018/0128 Neutral Citation No: [2017] EWCA Civ 1190</p>	<p>Lord Wilson Lord Carnwath Lord Lloyd-Jones</p>	<p>Refused 19 Dec 2018</p>	<p>Permission to appeal be refused because the applications do not raise an arguable point of law.</p>
<p>First Tower Trustees Ltd and another (Appellants) v CDS (Superstores International) Ltd (Respondent) UKSC 2018/0139 Neutral Citation No: [2018] EWCA Civ 1396</p>	<p>Lady Hale Lady Black Lord Kitchin</p>	<p>Refused 10 Jan 2019</p>	<p>Permission to appeal be refused because the application does not raise a 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.</p>
<p>R (on the application of Kaur) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2018/0142 Neutral Citation No: [2018] EWCA Civ 1423</p>	<p>Lady Hale Lady Black Lord Kitchin</p>	<p>Refused 10 Jan 2019</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>

Unite the Union (Appellant) v Nailard (Respondent) UKSC 2018/0122 Neutral Citation No: [2018] EWCA Civ 1203	Lady Hale Lady Black Lord Kitchin	Refused 10 Jan 2019	Permission to appeal be refused because the application does not raise an arguable point of law.
Shalaby (Appellant) v London North West Healthcare NHS Trust (Respondent) UKSC 2018/0136 Neutral Citation No: [2018] EWCA Civ 1323	Lady Hale Lady Black Lord Kitchin	Refused 10 Jan 2019	Permission to appeal be refused because the application does not raise a point of law.