

Permission to Appeal results – October 2014

Case name	Justices	PTA	Reasons given
Dato' Makudi (Appellant) <i>v</i> Baron Triesman of Tottenham in the London Borough of Haringey (Respondent) UKS 2014/-164 Neutral Citation No: 2014 EWCA Civ 179	Lord Neuberger Lord Sumption Lord Reed	Refused 30 Oct 2014	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. The Article 9 point is of real importance. However, in the light of the qualified privilege point, it would not be determinative of this appeal and therefore this is not an appropriate case.
Jet2.com Limited (Appellant) <i>v</i> Huzar (Respondent) UKSC 2014/0187 Neutral Citation No: 2014 EWCA Civ 791	Lord Neuberger Lord Sumption Lord Reed	Refused 30 Oct 2014	Permission to appeal be refused in <i>Thomson</i> because the application does not raise an arguable point of law Permission to appeal be refused in <i>Jet2.com</i> because the application does not raise a point of law of general public importance and, in relation to the point of European Union 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 Court's existing jurisprudence already provides a sufficient answer.
Thomson Airways Limited (Appellant) <i>v</i> Dawson (Respondent) UKSC 2014/0189 Neutral Citation No: 2014 EWCA Civ 845	Lord Neuberger Lord Sumption Lord Reed	Refused 30 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law.
Esporta Limited (Appellant) <i>v</i> Commissioners for Her Majesty's Revenue and Customs (Respondent) UKSC 2014/0099 Neutral Citation No: 2014 EWCA Civ 155	Lord Neuberger Lord Sumption Lord Reed	Refused 30 Oct 2014	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.
Peel Land and Property (Ports No3) Limited (Respondent) <i>v</i> TS Sheerness Steel Limited (Appellant) UKSC 2014/0088 Neutral Citation No: 2014 EWCA Civ 100	Lord Neuberger Lord Sumption Lord Reed	Refused 30 Oct 2014	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.
Game Retail Limited (Appellant) <i>v</i> Pillar Denton Limited and others (Respondents) UKSC 2014/0096 Neutral Citation No: 2014 EWCA Civ 180	Lord Neuberger Lord Sumption Lord Reed	Refused 30 Oct 2014	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.
R (on the application of Kamran Ahmed) (Appellant) <i>v</i> The Secretary of State for the Home Department (Respondent) UKSC 2014/0121 Neutral Citation No: 2014 EWCA Civ 196	Lord Neuberger Lord Sumption Lord Reed	Refused 30 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law.

Bailey and Another (Respondents) <i>v</i> Angove's PTY Limited (Appellant) UKSC 2014/0106 Neutral Citation No: 2014 EWCA Civ 215	Lord Neuberger Lord Sumption Lord Reed	Granted 30 Oct 2014	
Santander UK Plc (Respondent) <i>v</i> RA Legal Solicitors (Appellant) UKSC 2014/0095 Neutral Citation No: 2014 EWCA Civ 183	Lord Neuberger Lord Sumption Lord Reed	Refused 31 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Eclipse Film Partners No 35 LLP (Appellant) <i>v</i> The Commissioners for Her Majesty's Revenue & Customs (Respondent) UKSC 2014/0114 Neutral Citation No: 2014 EWCA Civ 184	Lady Hale Lord Clarke Lord Carnwath	Granted 30 Oct 2014	
In the matter of W (Children) UKSC 2014/0201 Neutral Citation No: 2014 EWCA Civ 401	Lady Hale Lord Clarke Lord Carnwath	Refused 30 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law. These cases all turn on their particular facts and circumstances and raise no point of law for determination by the Supreme Court.
Viackiene (Appellant) <i>v</i> London Borough of Tower Hamlets (Respondent) UKSC 2014/0049 Neutral Citation No: 2013 EWCA Civ 1764	Lady Hale Lord Clarke Lord Carnwath	Refused 30 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law. The decision turned ultimately on the facts as found by the officers and raises no arguable point of law
British Telecommunications PLC (BT) and others (Respondents) <i>v</i> British Sky Broadcasting Limited (Appellant) UKSC 2014/0098 Neutral Citation No: 2014 EWCA Civ 133	Lady Hale Lord Clarke Lord Carnwath	Refused 30 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law. On ground (1) the Court of Appeal was right to find that there is jurisdiction. Ground (2) is a factual issue not suitable for determination in the Supreme Court.
Swan Housing Association Limited (Respondent) <i>v</i> Gill (Appellant) UKSC 2014/0102 Neutral Citation No: 2013 EWCA Civ 1566	Lady Hale Lord Clarke Lord Carnwath	Refused 30 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered by the Supreme Court at this time. We consider that Coleridge J was right. The Appellant's own evidence was that his condition had no effect on his conduct.
Taiwo (Appellant) <i>v</i> Olaigbe and Another (Respondents) UKSC 2014/0105 Neutral Citation No: 2014 EWCA Civ 279	Lady Hale Lord Clarke Lord Carnwath	Granted 30 Oct 2014	
Ball (Appellant) <i>v</i> The Secretary of State for Communities and Local Government and Another (Respondents) UKSC 2014/0107	Lady Hale Lord Clarke Lord Carnwath	Refused 30 Oct 2014	Permission to appeal be refused because the application does not raise a point of law of general public importance.

Neutral Citation No: 2014 EWCA Civ 68			
Simon (Appellant) <i>v</i> Byford and Others (Respondents) UKSC 2014/0115 Neutral Citation No: 2014 EWCA Civ 280	Lady Hale Lord Clarke Lord Carnwath	Refused 30 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law.
Associated Newspapers Limited (Appellant) <i>v</i> Miller (Respondent) UKSC 2014/0076 Neutral Citation No: 2014 EWCA Civ 39	Lord Mance Lord Toulson Lord Hodge	Refused 31 Oct 2014	Permission to appeal be refused because the application does not raise a point of law of general public importance.
Flynn (Appellant) <i>v</i> Warrior Square Recoveries Limited (Respondent) UKSC 2014/0078 Neutral Citation No: 2014 EWCA Civ 68	Lord Mance Lord Toulson Lord Hodge	Refused 31 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Cox (Respondent) <i>v</i> The Ministry of Justice (Appellant) UKSC 2014/0089 Neutral Citation No: 2014 EWCA Civ 132	Lord Mance Lord Toulson Lord Hodge	Granted 31 Oct 2014	
R <i>v</i> Zinga (Appellant) UKSC 2014/0097 Neutral Citation No: 2014 EWCA Crim 52	Lord Mance Lord Toulson Lord Hodge	Refused 31 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered by the Supreme Court bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal.
Monaco Yatching & Technologies S.A.M and another (Appellants) <i>v</i> Swallowfalls Limited (Respondent) UKSC 2014/0100 Neutral Citation No: 2014 EWCA Civ 186	Lord Mance Lord Toulson Lord Hodge	Refused 31 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Cross (Appellant) <i>v</i> Greenbacks Limited (T/A Lazenby Insulation) (Respondent) UKSC 2014/0116 Neutral Citation No: 2013 EWCA Civ 1702	Lord Mance Lord Toulson Lord Hodge	Refused 31 Oct 2014	Permission to appeal be refused because the application does not raise a point of law of general public importance which ought to be considered by the Supreme Court
The Co-Operative Group Limited (Respondent) <i>v</i> Baddeley (Appellant) UKSC 2014/0192 Neutral Citation No: 2014 EWCA Civ 658	Lord Mance Lord Toulson Lord Hodge	Refused 31 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
In the matter of an application by Sally Gribben	Lord Kerr	Refused	Permission to appeal be refused because the application does not raise a point of law

for Judicial Review (AP) (Northern Ireland) UKSC 2014/0206 Neutral Citation No: 2014 NICA 42	Lord Wilson Lord Hughes	30 Oct 2014	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.
Crawford (Appellant) <i>v</i> Jenkins (Respondent) UKSC 2014/0199 Neutral Citation No: 2014 EWCA Civ 1035	Lord Kerr Lord Wilson Lord Hughes	Refused 30 Oct 2014	Permission to appeal be refused because the application does not raise a point of law which ought to be considered by the Supreme Court at this time. It is arguable that the reasoning of the Court of Appeal was erroneous but ultimately the Appellant will not succeed so this is not a case which ought to be considered at this time.
R <i>v</i> Dang and others (Appellants) UKSC 2014/0108 Neutral Citation No: 2014 EWCA Crim 348	Lord Kerr Lord Wilson Lord Hughes	Refused 30 Oct 2014	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 mind that the case had already been the subject of judicial decision and reviewed on appeal.
Mihail (Appellant) <i>v</i> Lloyds Banking Group (Respondent) (Northern Ireland) UKSC 2014/0104 Neutral Citation No: 2014 NICA 24	Lord Kerr Lord Wilson Lord Hughes	Refused 30 Oct 2014	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. No error of law is alleged.
Young (Appellant) <i>v</i> Russell and Others (Respondents)(Northern Ireland) UKSC 2014/0113 Neutral Citation No: 2014 NICA 12	Lord Clarke Lord Wilson Lord Hughes	Refused 31 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Northern Ireland Housing Executive (Appellant) <i>v</i> Healthy Buildings (Ireland) Limited (Respondents) (Northern Ireland) UKSC 2014/0084 Neutral Citation No: 2014 NICA 27	Lord Clarke Lord Wilson Lord Hughes	Refused 31 Oct 2014	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.