

Permission to Appeal results – June, July and August 2019

Case name	Justices	PTA	Reasons given
Alexander Devine Children's Cancer Trust (Respondent) <i>v</i> Housing Solutions Ltd (Appellant) UKSC 2019/0006 Neutral Citation No: [2018] EWCA Civ 2679	Lord Reed Lord Briggs Lady Arden	Granted 24 June 2019	
Bresco Electrical Services Ltd (in Liquidation) (Appellant) <i>v</i> Michael J Lonsdale (Electrical) Ltd (Respondent) UKSC 2019/0036 Neutral Citation No: [2019] EWCA Civ 27	Lord Reed Lord Briggs Lady Arden	Granted 24 June 2019	
XX (Respondent) <i>v</i> Whittington Hospital NHS Trust (Appellant) UKSC 2019/0013 Neutral Citation No: [2018] EWCA Civ 2832	Lady Hale Lord Reed Lord Kerr	Granted 26 June 2019	
Bakhshiyeva (in her capacity as the Foreign Representative of the OJSC International Bank of Azerbaijan) (Appellant) <i>v</i> Sberbank of Russia and others (Respondents) UKSC 2019/0012 Neutral Citation No: [2018] EWCA Civ 2802	Lord Reed Lord Briggs Lady Arden	Refused 26 June 2019	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.
Secretary of State for the Home Department and another (Appellants) <i>v</i> Sargeant and others (Respondents) UKSC 2019/0014 Neutral Citation No: [2018] EWCA Civ 2844	Lady Hale Lord Kerr Lord Carnwath	Refused 27 June 2019	Permission to appeal be refused because the applications do not raise an arguable point of law.

<p>Lord Chancellor and others (Appellants) <i>v</i> McCloud and others (Respondents) UKSC 2019/0015 Neutral Citation No: [2018] EWCA Civ 2844</p> <p>London Fire and Emergency Planning Authority and others (Appellants) <i>v</i> Sargeant and others (Respondents) UKSC 2019/0016 Neutral Citation No: [2018] EWCA Civ 2844</p>			
<p>Large (Appellant) <i>v</i> The Advocate General for Scotland and another (Respondents) (Scotland) UKSC 2019/0007 Neutral Citation No: [2018] HCJAC 61</p>	<p>Lord Reed Lord Briggs Lady Arden</p>	<p>Refused 27 June 2019</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law. Even on the hypothesis that this Court has jurisdiction to entertain the appeal, it declines to grant permission where the points sought to be argued were not raised below and have not been considered by the Scottish Courts.</p>
<p>ABC (AP) (Appellant) <i>v</i> Principal Reporter and another (Respondents) (Scotland) UKSC 2019/0063 Neutral Citation No: [2018] CSIH 72</p>	<p>Lord Reed Lord Briggs Lady Arden</p>	<p>Granted 27 June 2019</p>	
<p>Martin (Appellant) <i>v</i> Martin (Respondent) UKSC 2019/0023 Neutral Citation No: [2018] EWCA Civ 2866</p>	<p>Lord Wilson Lord Carnwath Lord Kitchin</p>	<p>Refused 27 June 2019</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>Brack (Respondent) <i>v</i> Brack (Appellant) UKSC 2019/0024 Neutral Citation No: [2018] EWCA Civ 2862</p>	<p>Lord Wilson Lord Carnwath Lord Kitchin</p>	<p>Refused 27 June 2019</p>	<p>Permission to appeal be refused because the application does not raise a point of law of general public importance.</p>

Davies (Appellant) v Hertfordshire County Council (Respondent) UKSC 2019/0018 Neutral Citation No: [2018] EWCA Civ 379	Lord Wilson Lord Carnwath Lord Kitchin	Refused 27 June 2019	Permission to appeal be refused because the application does not raise an arguable point of law.
Connors and others (Appellants) v Secretary of State for Communities and Local Government and others (Respondents) UKSC 2017/0233 Neutral Citation No: [2017] EWCA Civ 1850	Lord Wilson Lord Carnwath Lord Kitchin	Refused 27 June 2019	Permission to appeal be refused because the application does not raise an arguable point of law.
R (on the application of Jimenez) (Appellant) v Commissioners for Her Majesty's Revenue and Customs (Respondent) UKSC 2019/0043 Neutral Citation No: [2019] EWCA Civ 51	Lord Wilson Lord Carnwath Lord Kitchin	Granted 27 June 2019	
In the matter of P (Children) (AP) UKSC 2019/0082 Neutral Citation No: [2019] EWCA Civ 206	Lady Hale Lady Black Lord Sales	Refused 1 July 2019	Permission to appeal be refused because the application does not raise an arguable point of law.
Khan (Respondent) v Meadows (Appellant) UKSC 2019/0011 Neutral Citation No: [2018] EWCA Civ 2609	Lady Hale Lady Black Lord Sales	Granted 1 July 2019	
T W Logistics Ltd (Appellant) v Essex County Council & another (Respondents) UKSC 2018/0234 Neutral Citation No: [2018] EWCA Civ 2172	Lady Hale Lady Black Lord Sales	Granted 1 July 2019	

<p>Worley (Appellant) v Secretary of State for Work and Pensions (Respondent) UKSC 2019/0050 Neutral Citation No: [2019] EWCA Civ 15</p>	<p>Lady Hale Lady Black Lord Sales</p>	<p>Refused 1 July 2019</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law.</p>
<p>Manchester Building Society (Appellant) v Grant Thornton UK LLP (Respondent) UKSC 2019/0040 Neutral Citation No: [2019] EWCA Civ 40</p>	<p>Lady Hale Lady Black Lord Sales</p>	<p>Granted 1 July 2019</p>	
<p>British Telecommunications Plc (Appellant) v BT Pension Scheme Trustees Ltd and another (Respondents) UKSC 2019/0020 Neutral Citation No: [2018] EWCA Civ 2694</p>	<p>Lady Hale Lady Black Lord Sales</p>	<p>Refused 1 July 2019</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.</p>
<p>R (on the application of Shirley and another) (Appellants) v Secretary of State for Communities and Local Government and others (Respondents) UKSC 2019/0037 Neutral Citation No: [2019] EWCA Civ 22</p>	<p>Lord Wilson Lord Carnwath Lord Kitchin</p>	<p>Refused 1 July 2019</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law. In relation to the points 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 question raised is irrelevant.</p>
<p>Robinson (Jamaica) (AP) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2019/0010 Neutral Citation No: [2018] EWCA Civ 85</p>	<p>Lady Hale Lady Black Lord Sales</p>	<p>Granted in part 4 July 2019</p>	<p>Permission to appeal be granted on ground 1 only (whether exceptional circumstances need to be established before a <i>Zambrano</i> carer could be deported).</p>

W Nagel (A Firm) (Respondent) <i>v</i> Pluczenik Diamond Company NV (Appellant) UKSC 2019/0005 Neutral Citation No: [2018] EWCA Civ 2640	Lord Hodge Lord Lloyd-Jones Lord Kitchin	Refused 29 July 2019	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
ARB (Appellant) <i>v</i> IVF Hammersmith Ltd (Respondent) UKSC 2019/0027 Neutral Citation No: [2018] EWCA Civ 2803	Lady Hale Lord Hodge Lord Kitchin	Refused 17 July 2019	Permission to appeal be refused because the application does not raise a point of law which ought to be considered at this time.
Kennedy (Appellant) <i>v</i> Royal Bank of Scotland Plc (Respondent) (Scotland) UKSC 2019/0038 Neutral Citation No: [2018] CSIH 70	Lady Hale Lord Hodge Lord Kitchin	Refused 17 July 2019	Permission to appeal be refused because the application does not raise a point of law which ought to be considered at this time.
AAA and others (Appellants) <i>v</i> Unilever plc and another (Respondents) UKSC 2018/0181 Neutral Citation No: [2018] EWCA Civ 1532	Lord Reed Lady Black Lord Briggs	Refused 17 July 2019	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. The relevant principles have now been clarified in <i>Vedanta</i> , and in so far as this case raises distinct issues, the factual conclusions both of the judge and of the Court of Appeal create such formidable obstacles to success that the refusal of permission to appeal will not cause injustice
Antoine (Administrator of the Estate of Joseph Antoine, Deceased) (Appellant) <i>v</i> Barclays Bank plc and another (Respondents) UKSC 2019/0017 Neutral Citation No: [2018] EWCA Civ 2846	Lord Reed Lord Briggs Lady Arden	Refused 17 July 2019	Permission to appeal be refused because the application does not raise an arguable point of law.

<p>In the matter of an application by Deborah McGuinness for Judicial Review (Northern Ireland) UKSC 2019/0032 Neutral Citation No: [2019] NIQB 10</p> <p>In the matter of an application by Deborah McGuinness for Judicial Review (AP) (Northern Ireland) No 2 UKSC 2019/0033 Neutral Citation No: [2019] NIQB 10</p>	<p>Lord Hodge Lord Lloyd-Jones Lord Kitchin</p>	<p>Granted 17 July 2019</p>	
<p>McLaren (AP) (Appellant) v Her Majesty's Advocate (Respondent) (Scotland) UKSC 2019/0021</p> <p>McLaren (AP) (Appellant) v Her Majesty's Advocate (Respondent) (Scotland) (No 2) UKSC 2019/0022</p>	<p>Lord Hodge Lord Lloyd-Jones Lord Kitchin</p>	<p>Refused 17 July 2019</p>	<p>Permission to appeal be refused because the applications do not raise an arguable point of law of general public importance.</p>
<p>Khaliq (Respondent) v Gutowski (Appellant) (Scotland) UKSC 2019/0026 Neutral Citation No: [2018] CSIH 66</p>	<p>Lord Hodge Lord Lloyd-Jones Lord Kitchin</p>	<p>Refused 17 July 2019</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.</p>

Cooper (Appellant) v National Crime Agency (Respondent) UKSC 2019/0034 Neutral Citation No: [2019] EWCA Civ 16	Lord Hodge Lord Lloyd-Jones Lord Kitchin	Refused 17 July 2019	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 and the question of the stay does not therefore arise.
Eze (Appellant) v Conway and another (Respondents) UKSC 2019/0045 Neutral Citation No: [2019] EWCA Civ 88	Lord Hodge Lord Lloyd-Jones Lord Kitchin	Refused 17 July 2019	Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Mastercard Incorporated and others (Appellants) v Walter Hugh Merricks CBE (Respondent) UKSC 2019/0118 Neutral Citation No: [2019] EWCA Civ 674	Lord Carnwath Lady Arden Lord Sales	Granted 24 July 2019	
Croke (Appellant) v Secretary of State for Communities and Local Government (Respondent) UKSC 2019/0048 Neutral Citation No: [2019] EWCA Civ 54	Lord Carnwath Lady Arden Lord Sales	Refused 24 July 2019	Permission to appeal be refused because the application does not raise an arguable point of law.
Secretary of State for Health and others (Respondents) v Servier Laboratories Ltd and others (Appellants) UKSC 2019/0150 Neutral Citation No: [2019] EWCA Civ 1096	Lord Kerr Lord Briggs Lord Kitchin	Granted in part 25 July 2019	
Serafin (Respondent) v Malkiewicz and others (Appellants) UKSC 2019/0156 Neutral Citation No: [2019] EWCA Civ 852	Lord Kerr Lord Briggs Lord Kitchin	Granted 26 July 2019	

Trustees of the Morrison 2002 Maintenance Trust and others (Appellants) <i>v</i> Commissioners for Her Majesty's Revenue and Customs (Respondent) UKSC 2019/0049 Neutral Citation No: [2019] EWCA Civ 93	Lord Reed Lord Briggs Lord Sales	Refused 31 July 2019	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.
R (on the application of Faulkner) (AP) (Appellant) <i>v</i> Director of Legal Aid Casework (Respondent) UKSC 2019/0025 Neutral Citation No: [2018] EWCA Civ 1656	Lord Reed Lord Briggs Lords Sales	Refused 31 July 2019	Permission to appeal be refused because the application does not raise an arguable point of law.
Sequana SA (Appellant) <i>v</i> BAT Industries Plc and others (Respondents) UKSC 2019/0047 Neutral Citation No: [2019] EWCA Civ 112	Lord Reed Lord Briggs Lords Sales	Refused 31 July 2019	Permission to appeal be refused because the application does not raise an arguable point of law.
BTI 2014 LLC (Appellant) <i>v</i> Sequana SA (Respondent) UKSC 2019/0046 Neutral Citation No: [2019] EWCA Civ 112	Lord Reed Lord Briggs Lords Sales	Granted 31 July 2019	
Asda Stores Ltd (Appellant) <i>v</i> Brierly and others (Respondents) UKSC 2019/0039 Neutral Citation No: [2019] EWCA Civ 44	Lord Wilson Lady Black Lord Lloyd-Jones	Granted 31 July 2019	

<p>Medsted Associates Ltd (Respondent) <i>v</i> Canaccord Genuity Wealth (International) Ltd (Appellant) UKSC 2019/0044 Neutral Citation No: [2019] EWCA Civ 83</p>	<p>Lord Wilson Lady Black Lord Lloyd-Jones</p>	<p>Refused 31 July 2019</p>	<p>Permission to appeal be refused because the application does not raise an arguable point of law of general public importance.</p>
<p>DR (Jamaica) (Appellant) <i>v</i> Secretary of State for the Home Department (Respondent) UKSC 2017/0130 Neutral Citation No: [2017] EWCA Civ 271</p>	<p>Lord Kerr Lord Hodge Lord Briggs</p>	<p>Refused 12 August 2019</p>	<p>Permission to appeal be refused because the application does not raise a point of law of general public importance.</p>
<p>In the matter of M (Children) UKSC 2019/0169 Neutral Citation No: [2019] EWCA Civ 1364</p>	<p>Lady Hale Lord Wilson Lord Lloyd-Jones</p>	<p>Refused 29 August 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.</p>