

## QICDRC PRACTICE DIRECTION No. 1/2021: PERMISSION TO APPEAL APPLICATIONS (REFERENCES TO BUNDLES)

## Introduction

- 1. This Practice Direction is issued pursuant to Article 37.2 of the Regulations and Procedural Rules of the Court ('the Rules').
- 2. The purpose of this Practice Direction is to help ensure that parties make appropriate references to Bundles / eBundles within their notices of appeal.

## Permission to Appeal Applications

3. In accordance with Article 35.3 of the Rules, in cases where a party is seeking permission to appeal a decision of the First Instance Circuit of the Court or Regulatory Tribunal, an application for permission to appeal, together with a notice of appeal, must be filed with the Registry of the Court within 60 days of the date of the decision sought to be appealed.

## References within Notices of Appeal to Bundles

4. It is expected that an agreed Bundle will have been provided to the First Instance Circuit of the Court or Regulatory Tribunal which made the decision sought to be appealed. This will, in most cases, have been an eBundle, filed with the First Instance Circuit of the Court or Regulatory Tribunal in accordance with their standard case management directions.

5. Where such a Bundle, or eBundle, was filed, it is important that references within the

notice of appeal to pleadings, witness statements, and/or other documents, are

appropriately cross-referenced with the paginated Bundle, or eBundle, that was before

the First Instance Circuit of the Court or Regulatory Tribunal. This is to ensure that the

Appellate Division of the Court can easily locate documentary material that is being

referred to within the notice of appeal.

6. In circumstances, which will be unusual, where no Bundle or eBundle was provided to

the First Instance Circuit of the Court or Regulatory Tribunal, a party filing a notice of

appeal must ensure that any relevant documents that were before the First Instance

Circuit of the Court or Regulatory Tribunal, and which are relied upon as part of the

application seeking permission to appeal, are filed alongside the notice of appeal.

Failure to Comply

7. The Registry of the Court may refuse to accept a notice of appeal if it does not comply

with the above.

Lord Thomas of Cwmgiedd 6 January 2021