



IN THE COURT OF APPEAL, CIVIL DIVISION

REF: A3/2015/0561



Alexander (As a representative of the 'Property 118 Action Group') -v- West Bromwich Mortgage Company Limited

ORDER made by the Rt. Hon. Lord Justice Christopher Clarke

On consideration of the appellant's notice and accompanying documents, but without an oral hearing, in respect of an application for permission to appeal

Decision: granted, refused, adjourned. An order granting permission may limit the issues to be heard or be made subject to conditions.	
Permission is granted.	

Reasons The arguments put forward in Counsel's skeleton have a realistic prospect of success.

Information for or directions to the parties When the bundles are prepared for the Full Court they must be copied in such a way that the critical passages are not, e.g. page 8 of the Mortgage Conditions, copies of document that have been highlighted (thus rendering the copy difficult to read in respect of the most important passages). This case falls within the Court of Appeal Mediation Scheme automatic pilot categories*. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Recommended for mediation Yes <input type="checkbox"/> No <input type="checkbox"/> If not, please give reason:

Where permission has been granted, or the application adjourned a) time estimate (excluding judgment) 1 day b) any expedition
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By the Court

Signed: *C.S.C. Clarke*
Date: 14th May 2015

- Notes:
- Rule 52.3(6) provides that permission to appeal may be given only where –
a) the Court considers that the appeal would have a real prospect of success; or
b) there is some other compelling reason why the appeal should be heard.
 - Rule 52.3(4) and (5) provide that where the appeal court, without a hearing, refuses permission to appeal that decision may be reconsidered at a hearing, provided that the request for such a hearing is filed in writing within 7 days after service of the notice that permission has been refused. Note the requirement imposed on advocates by paragraph 16(1) of CPR PD 52C.
 - Where permission to appeal has been granted you must serve the proposed bundle index on every respondent within 7 days of the date of the listing window notification letter and seek to agree the bundle within 21 days of the date of the listing window notification letter (see paragraph 21 of CPR PD 52C).