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STATUTORY INSTRUMENTS

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**2007 No. 90**

**The Claims Management Services Tribunal Rules 2007**

**PART 1**

**Introduction**

**Citation and commencement**

1. These Rules may be cited as the Claims Management Services Tribunal Rules 2007 and shall come into force on 14th February 2007.

**Interpretation**

2.—(1) A reference in these Rules—

- (a) to a regulation by number alone means the regulation so numbered in the Compensation (Claims Management Services) Regulations(1);
- (b) to a rule by number alone means the rule so numbered in these Rules; and
- (c) to a section or Schedule by number alone means the section or Schedule so numbered in the Compensation Act 2006.

(2) In these Rules, unless the context requires otherwise—

“the 2000 Act” means the Financial Services and Markets Act 2000(2);

“the 2006 Act” means the Compensation Act 2006;

“appeal” means an appeal to the Tribunal under section 13(1);

“appeal notice” means an appeal filed under rule 4(1);

“appellant” means a person who makes an appeal to the Tribunal;

“applicant” means an appellant who seeks permission to bring an appeal, or who appeals against, the decision of the Tribunal to the Court of Appeal;

“chairman” means the person who from time to time acts as chairman of the Tribunal in respect of an appeal;

“direction” includes any direction, summons or order given or made by the Tribunal;

“document” means information recorded in any form and, in relation to information recorded otherwise than in legible form, references to its production include references to producing a copy of the information—

(i) in legible form; or

(ii) in a form from which it can readily be produced in a legible form;

“file” means send to the Tribunal;

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(1) S.I. 2006/3322.

(2) 2000 c.8.

“member of the Tribunal staff” means a person appointed by the Lord Chancellor in accordance with paragraph 6 of Schedule 13 to the 2000 Act as applied by section 12(5) of the 2006 Act;

“party” means the appellant or the Regulator;

“President” means the President of the Tribunal when acting under section 12(2)(b);

“Regulations” means the Compensation (Claims Management Services) Regulations 2006;

“Regulator” means the person exercising the functions of the Regulator under section 5(9);

“Regulator’s decision” means the decision of the Regulator which is the subject matter of the appeal;

“register” means the register maintained in accordance with rule 32;

“reply” means a reply filed by the appellant under rule 6(1);

“representations” means written representations or (with the consent of the Tribunal, or at its request) oral representations;

“response document” means—

- (i) in relation to the Regulator, his statement of case; and
- (ii) in relation to the appellant, his reply;

“secretary” means the person from time to time appointed as secretary to the Tribunal, being a member of the Tribunal’s staff;

“statement of case” means a statement filed by the Regulator under rule 5(1);

“supplementary statement” means a statement that is supplementary to a response document and filed in accordance with a direction given under rule 12(f);

“Tribunal” means the Claims Management Services Tribunal established under section 12; and

“working day” means any day except a Saturday, a Sunday, Christmas Day, Good Friday or a bank holiday.

(3) Unless the context requires otherwise, anything permitted or required by these Rules to be done by a party may be done by any representative of that party.

### **Scope of these Rules**

3. These Rules apply to all appeals to the Tribunal.