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STATUTORY INSTRUMENTS

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**2008 No. 668**

**The Consumer Credit Appeals Tribunal Rules 2008**

**PART 5**

**Appeals from the Tribunal**

**Permission to appeal to the Court of Appeal or Court of Session**

**28.**—(1) A request to the Tribunal for permission to appeal to the Court of Appeal or to the Court of Session may be made by the applicant—

- (a) orally at the hearing immediately following the announcement of the decision by the Tribunal; or
- (b) by way of a request filed not later than 14 days after the date on which the notification of the decision is received by the person seeking permission; or
- (c) by way of a request filed not later than 14 days after the date on which the notification under rule 27(6) (review) is received by the person making the application.

(2) When a request for permission is made under paragraph (1)(b) or (c), it must be signed by the applicant and must—

- (a) state the name and address of the applicant and any representative of the applicant;
- (b) identify the decision of the Tribunal to which the request relates; and
- (c) state the grounds on which the applicant intends to rely before the Court of Appeal or the Court of Session.

**Decision as to permission to appeal to the Court of Appeal or the Court of Session**

**29.**—(1) A request for permission to appeal to the Court of Appeal or to the Court of Session under rule 28(1)(b) or (c) (permission to appeal) must be decided without an oral hearing unless the Tribunal considers that special circumstances make a hearing desirable.

(2) The decision of the Tribunal following a request for permission to appeal to the Court of Appeal or to the Court of Session, together with the reasons for the decision, must be recorded in writing.

(3) The Tribunal must serve the written record in paragraph (2) on the applicant and each of the other parties.

(4) If the Tribunal refuses the request, the notification under paragraph (3) must include notification of the time within which a request may be made to the Court of Appeal or the Court of Session for permission to appeal to that court.

**Appeal remitted by the Court of Appeal or the Court of Session for rehearing**

**30.** Where the Court of Appeal or the Court of Session remits an appeal to the Tribunal—

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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- (a) these Rules, so far as relevant and subject to any direction that the court may give when remitting the matter, apply to the remitted case as they did to the original hearing of the appeal; and
- (b) the Tribunal must, within 28 days of the remittal, give directions in relation to the case.