



TRIBUNALS
JUDICIARY

PRACTICE STATEMENT

LANDS CHAMBER OF THE UPPER TRIBUNAL

DELEGATION OF FUNCTIONS TO STAFF
ON OR AFTER 29 NOVEMBER 2010

1. The Senior President of Tribunals hereby approves that a member of staff appointed under section 40(1) of the Tribunals, Courts and Enforcement Act 2007 may carry out the following functions of the Lands Chamber of the Upper Tribunal under the Tribunal Procedure (Upper Tribunal) (Lands Chamber) Rules 2010 where that member of staff, who for the purpose of exercising those functions shall be known as a Registrar, has been authorised by the Chamber President of the Lands Chamber to exercise those functions -

- a. Exercising any case management powers under rule 5 except –
 - i. Suspending a decision under rule 5(3)(l) or (m);
 - ii. Requiring a tribunal to provide reasons for its decision under rule 5(3)(n);
- b. Dealing with irregularities under rule 7(2);
- c. Striking out under rule 8(1) or (3)(a) and reinstating proceedings under rule 8(5);
- d. Giving directions substituting or adding parties under rule 9;
- e. The making of costs orders under rule 10(1) and (6) in relation to functions exercised by a Registrar and the summary or detailed assessment of costs under rule 10(5)(a) and (c);
- f. Making orders as to the waiver or alternative method of service under rule 14;
- g. Making orders prohibiting disclosure or publication of documents and information under rule 15;
- h. Giving directions in relation to evidence and submissions under rule 16(1);
- i. Giving permission to call more than the number of expert witnesses permitted by rule 17(2) and (3) and directions as to the form of an expert's evidence under rule 17(4);

- j. Summoning witnesses and issuing orders to persons to answer questions and produce documents under rule 18;
 - k. Giving consent to withdraw a case and reinstating a case under rule 20;
 - l. Giving directions as to statements of case under rule 29(3)(a) and directions as to whether a notice of reference or a response to it shall stand as a statement of case under rule 29(3)(b);
 - m. Giving directions as to notices to be given to those persons who appear to be entitled to the benefit of the restriction under rule 33;
 - n. Giving directions as to statements of case under rule 36;
 - o. Giving directions as to additional notices to be given to those persons who appear to be entitled to the benefit of the restriction under rule 37;
 - p. Giving directions as to enquiries to be made of local authorities under rule 38;
 - q. Giving directions as to notices to be given to those who appear to be likely to be affected by the registration of a light obstruction notice under rule 42;
 - r. The issuing of temporary certificates under rule 43;
 - s. The issuing of definitive certificates under rule 44;
 - t. Giving procedural directions under rule 45;
 - u. In respect of hearings held by a Registrar, giving directions as to who is entitled to attend a hearing or part of it under rule 48(5), and excluding a person or a party from a hearing under rule 48(6) or (7);
 - v. Correcting clerical mistakes or other accidental slips or omissions in decisions or records of decisions under rule 53;
 - w. Giving directions as to the application of the Lands Tribunal Rules 1996 and the disapplication of the Tribunal Procedure (Upper Tribunal) (Lands Chamber) Rules 2010 under rule 60.
2. In accordance with rule 4(3) of the Tribunal Procedure (Upper Tribunal) (Lands Chamber) Rules 2010, within 14 days after the date that the Tribunal sends notice of a decision made by a Registrar pursuant to an approval under paragraph 1 above to a party, that party may apply in writing to the Tribunal for the decision to be considered afresh by a judge.

LORD JUSTICE CARNWATH
SENIOR PRESIDENT OF TRIBUNALS
29 November 2010