

Permission to Appeal results - November 2012

Case name	Justices	PTA	Reasons given
Blair (AP) (Appellant) v Her Majesty's Advocate (Respondent) (Scotland) UKSC 2012/0110	Lord Neuberger Lord Hope Lord Reed	Refused 31 Oct 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered by the Supreme Court because the question whether the trial Judge ought to have refused to allow the hearsay evidence of Paul Wilson to be led before the jury does not raise a devolution issue, and because that evidence was not crucial to his conviction, it being in no sense decisive of his involvement in the murder.
R (on the application of Shelley Maxwell) (Appellant) v. The Office of the Independent Adjudicator and another (Respondents) UKSC 2012/0147	Lady Hale Lord Mance Lord Carnwath	Refused 6 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise a point of law of general public importance.
Crabtree (Appellant) v. Ng (Respondent) UKSC 2012/0125	Lord Walker Lord Kerr Lord Reed	Refused 6 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance. The appeal turns on a question of valuation on very unusual facts on which the courts below reached the same conclusion after considering expert evidence.
Humber Oil Terminals Trustee Limited (Appellant) v Associated British Ports (Respondents) UKSC 2012/0145	Lord Neuberger Lord Sumption Lord Carnwath	Refused 15 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the case involves the application of well-established principles to unusual facts and raises no arguable point of law of general importance.
Medeva BV (Appellant) v. The Comptroller General of Patents (Respondent) UKSC 2012/0144	Lord Neuberger Lord Sumption Lord Carnwath	Refused 15 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the proposed appeal does not raise a point of law appropriate for consideration by the Supreme Court at this time.
Nokia OYJ (Nokia Corporation) (Appellant) v ICom GmbH & Co KG (Respondent) UKSC 2012/0146	Lord Neuberger Lord Sumption Lord Carnwath	Refused/ Adjourned 15 Nov 2012	THE COURT ORDERED that permission to appeal be refused on the added matter issue and on the revocation issue; the application be adjourned until after i) the determination of the EPO appeal and ii) the restoration or withdrawal of the <i>Virgin</i> appeal, with liberty to either party to apply on the occurrence of either these events.

Gedeon Richter Plc (Appellant) v Bayer Schering Pharma AG (Respondent) UKSC 2012/0091	Lord Neuberger Lord Sumption Lord Carnwath	Refused 15 Nov 2012	THE COURT ORDERED that permission to appeal be refused as the issue turns wholly on questions of fact which have now been decided twice against the Appellant.
Bulk Trading SA (Appellant) v Britannia Bulk Plc (Respondent) UKSC 2012/0117	Lord Neuberger Lord Sumption Lord Carnwath	Refused 15 Nov 2012	THE COURT ORDERED that permission to appeal be refused as the proposed appeal does not raise a point of law which is appropriate for consideration by the Supreme Court at this time.
In the matter of an application by Terence McGeough for Judicial Review (Northern Ireland) UKSC 2012/0223	Lord Hope Lord Kerr Lord Clarke	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance, the only point being the standard of review in cases of this kind, and the trial judge and the Court of Appeal were correct in their findings on this matter.
R (on the application of Barker) (Appellant) v Hambleton District Council (Respondent) UKSC 2012/0178	Lord Hope Lord Mance Lord Reed	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court, bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal and bearing in mind also that the domestic law is well settled and that the representations that the Appellant wished to make did not raise an issue of EU law. In relation to the point of European Union law raised by or in response to the application it is not necessary to request the Court of Justice to give any ruling because the question raised is irrelevant for the reason given above.
Ranson (Respondent) v Customer Systems plc (Appellant) UKSC 2012/0183	Lord Hope Lord Reed Lord Carnwath	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court, bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal and because the Court of Appeal applied well established principles and the decision in this case turned on its own facts.

Rooney (FC) (Appellant) v Secretary of State for Communities and Local Government (Respondent) UKSC 2012/0036	Lord Hope Lord Reed Lord Carnwath	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law which ought to be considered by the Supreme Court, bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal having regard to the decisions in <i>Bryan</i> and <i>Alconbury</i> and because in any event, in the light of the inspector's reasoning, a full review of the merits is not required.
Schofield (Appellant) v The Commissioners for Her Majesty's Revenue and Customs (Respondent) UKSC 2012/0190	Lord Hope Lord Reed Lord Carnwath	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal BE REFUSED because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court, bearing in mind that the <i>Ramsay</i> principle is well established and its application here turned on the facts of this case.
XX (FC) (Appellant) v Secretary of State for the Home Department (Respondent) UKSC 2012/0187	Lord Hope Lord Reed Lord Carnwath	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court, bearing in mind that the case has already been the subject of judicial decision and reviewed on appeal.
Cathie and Another (Appellants) v The Secretary for State for Business, Innovation and Skills (Respondents) UKSC 2012/0165	Lord Walker Lord Clarke Lord Sumption	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court at this time. This case is very fact-specific. The Court of Appeal corrected any uncertainty below.
Tulii (Appellant) v Shinnars and another (Respondents) UKSC 2012/0172	Lord Walker Lord Clarke Lord Sumption	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court at this time.
Secretary of State for the Home Department (Respondent) v Draga (FC) (Appellant) UKSC 2012/0189	Lord Walker Lord Clarke Lord Sumption	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise a point of law of general public importance which ought to be considered by the Supreme Court at this time. This is not a suitable case in which to review <i>Lumba</i> .
Barbudev (Appellant) v Eurocom Cable Management Bulgaria Eood (Respondent) and others UKSC 2012/0161	Lord Walker Lord Clarke Lord Sumption	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance. The courts below were unanimous on a one-off question of construction on unusual facts.

Maybourne Finance Limited and another (Respondents) v McKillen (Appellant) UKSC 2012/0176	Lord Walker Lord Clarke Lord Sumption	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance which ought to be considered by the Supreme Court at this time. This is a one-off question of construction on unusual facts and foreign law.
The Commissioners for H.M Revenue & Customs (Respondents) v Forde and McHugh Limited (Appellants) UKSC 2012/0162	Lord Walker Lord Clarke Lord Sumption	Granted 27 Nov 2012	
In the matters of applications by John R Monteith for Judicial Review (Northern Ireland) UKSC 2012/0169	Lady Hale Lord Kerr Lord Reed	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Lawrence (Respondent) v Gallagher (Appellant) UKSC 2012/0180	Lady Hale Lord Kerr Lord Reed	Refused 27 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise a point of law of general public importance. It was the application of settled principles to the facts of this case.
AA (Somalia) (FC) (Appellant) v Entry Clearance Officer (Addis Ababa) (Respondent) UKSC 2012/0181	Lady Hale Lord Kerr Lord Reed	Granted 27 Nov 2012	
Sebastianelli (Respondent) v Gallarotti (Appellant) UKSC 2012/0199	Lady Hale Lord Kerr Lord Reed	Refused 28 Nov 2012	THE COURT ORDERED that permission to appeal be refused because the application does not raise an arguable point of law of general public importance.
Hounga (Appellant) v Allen and another (Respondents) UKSC 2012/0188	Lady Hale Lord Kerr Lord Reed	Granted 27 Nov 2012	
R (on the application of Nunn) (FC) (Appellant) v Chief Constable of Suffolk Constabulary (Respondent) UKSC 2012/0175	Lady Hale Lord Kerr Lord Reed	Granted 27 Nov 2012	
Les Laboratoires Servier and another (Appellants) v Apotex Inc and Others (Respondents) UKSC 2012/0158	Lord Neuberger Lord Mance Lord Wilson	Granted 28 Nov 2012	