

General Form of Judgment or Order

In the	
Cardiff	
County Court	
Claim Number	BS614159
Date	20 May 2013



MAURICE JOHN KIRK	1st Claimant Ref
SOUTH WALES CONSTABULARY	1st Defendant Ref APO.MS.SWP001-138

Before Mr Justice Morgan sitting at Cardiff County Court, Cardiff Civil Justice Centre, 2 Park Street, Cardiff, CF10 1ET.

IT IS ORDERED THAT

1. Appeal Order made in terms as attached.

Dated 14 May 2013

In the County Court of Justice
County Court Appeal Centre Cardiff
On appeal from the Cardiff Civil Justice Centre
Order of HHJ Seys Llewellyn QC dated 26 April 2013
County Court case number: BS614159
Appeal ref: CF035/2013A

BETWEEN

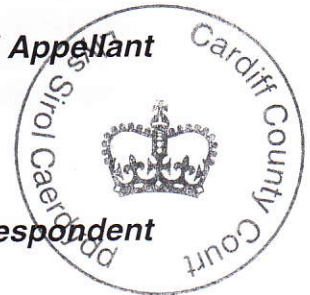
MAURICE JOHN KIRK

Claimant and Appellant

and

SOUTH WALES CONSTABULARY

Defendant and Respondent



ORDER

Before **the Honourable Mr Justice Morgan** on the 14th day of May 2013

IT IS ORDERED THAT

1. Appellant's application for permission to appeal, with the hearing of the appeal (subject to permission) to follow, with a time estimate of 1 HOUR, will be heard before a High Court Judge at the 7 Rolls Buildings, Fetter Lane, London, England, EC4A 1NL at 10.30 a.m. on a date to be fixed. **NOTE TO THE RESPONDENT:** this order is a direction that the Respondent should prepare for the hearing of the appeal, notwithstanding that permission has not been granted.
2. For the purpose of this hearing, the requirement for an appeal bundle is dispensed with. The parties are to provide skeleton arguments in relation to this appeal within 14 days of this order. The skeleton arguments should explain the background to this matter to the extent needed for the court to deal with the matter on appeal. The Appellant's skeleton argument should also specify precisely what order he is seeking from the appeal court and the grounds relied upon by him.

REASONS

1. Somewhat exceptionally, I will give reasons for the above order.
2. The reason for directing a hearing with the Respondent to attend is that I am not clear from reading the file precisely what this is all about.

3. In particular, I am not clear whether the appeal is limited to a challenge to the time stated for the erasure of the recording of the evidence of one witness or whether it extends to an application for further orders as suggested by Section 9 Part C of the Appellant's Notice.
4. I consider that the most effective way of dealing with this matter is to proceed in accordance with the above order.
5. Whilst the hearing should take place before a High Court Judge as soon as is reasonably practicable, I understand that this matter is not so urgent that special arrangements for expedition need to be made. I say that because although the underlying proceedings are continuing the order under appeal is stayed pending the determination of this appeal.