



HM Courts & Tribunals Service

HM Courts and Tribunals Service
Royal Courts of Justice Group
Civil Appeals Office
Royal Courts of Justice
Strand
London
WC2A 2LL

DX 44456 STRAND

T 020 7947 7856
F 020 7947 6751

RNID Typetalk
18001 (Text) 18002 (Voice)
(Helplines for the deaf and hard of hearing)

www.civilappeals.gov.uk
www.justice.gov.uk

DATE 18 January 2021

YOUR REF:

OUR REF: 2020/PI/10670



Dear Sir/Madam,

Re: G [REDACTED] -v- Lancashire Combined Fire Authority

Your papers were referred to a Master of the Court of Appeal who has asked me to inform you of the following:

"Mr G [REDACTED] has filed an appellant's notice seeking permission to appeal the order of Mrs Justice Falk dated 2nd April 2020. That order refused permission to appeal from a decision of the Deputy Pensions Ombudsman. It is not possible to appeal the refusal of permission to appeal to the Court of Appeal. This is because if an appeal court (in this case Mrs Justice Falk) refuses permission to appeal it is not possible to appeal to a higher court (e.g. the Court of Appeal) against the refusal of permission to appeal.

This is the effect of s.54(4) Access to Justice Act 1999. As that decision was made on the papers it was possible for Mr G [REDACTED] to apply to the High Court for an oral hearing of his permission application. It is clear from the papers that you applied for an oral hearing of his permission application and, on 3 July 2020 Mr J Fancourt refused permission to appeal at an oral hearing (held via remote audio hearing).

Where a High Court Judge refuses permission to appeal at an oral hearing, that decision is final and cannot be further appealed (see section 54(4) of the Access to Justice Act 1999).

The decisions of Mrs Justice Falk and Mr Justice Fancourt cannot be further appealed and the papers are therefore returned unissued."

Mr G [REDACTED] is advised to cash the cheque refunding him the sum of £1199 previously paid by him to HMCTS.

Yours faithfully,

Yomi Oba
Registry Office