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DATE 19 September 2016

YOUR REF:

OUR REF: **2016/PI/11746**

Dear Sir/Madam,

Re: Paris & Anr -v- Lewis & Anr

I acknowledge receipt of your papers, received in this office on 15th September 2016.

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

"I acknowledge receipt of an appellant's notice (N161) asking the Court to re-open its final decision dated 22nd March 2016 in A2/2015/2839.

It should be noted that the circumstances in which the court will re-open an appeal or application for permission to appeal which has been finally determined are confined to "cases of the most exceptional kind". It must be demonstrated that the integrity of the earlier litigation process has been critically undermined or corrupted and that there is a powerful probability that an erroneous result was arrived at (Re Uddin (a child) [2005] EWCA Civ 52). It is not an opportunity to re-litigate a matter or a right of re-appeal.

If you still wish to pursue an application to re-open, you will need to file the documents listed below. Your application should address the conditions in CPR 52.17(1) and show that they are fully satisfied. The conditions are:

- a) it is necessary to reopen your case in order to avoid real injustice;*
- b) the circumstances are exceptional and make it appropriate to reopen the appeal; and*
- c) there is no alternative effective remedy.*

You must return to this office the following documents:

- form N244 (copy attached) seeking permission to re-open case number A2/2015/2839 ;*

- a copy of the completed N244;
- a fee of £528 or a completed "Apply for Help with Fees" form; and
- a copy of the original Court of Appeal bundle, paginated and indexed (the court copy was destroyed in confidential waste in accordance with the Practice Direction following the final decision of the Court);
- if your application is based on fresh evidence you should provide a further paginated and indexed bundle comprising the fresh evidence. It should be clearly labelled as "Fresh Evidence".

Your application cannot be issued until you comply with these requirements. Once accepted the application will be referred to a Lord Justice for consideration on paper only. You will receive no further notification from this office until you are advised of his decision and it is therefore essential that you file all the papers you wish the Lord Justice to consider with your application as you will have no opportunity to do so later.

The Lord Justice to whom the papers are referred will consider what further directions (if any) are needed. If your application is refused there is no further right to have the matter reconsidered at an oral hearing (please see the Court of Appeal decision in **Taylor v Lawrence** [2002] EWCA Civ 90 (The Times 8th February 2002 and CPR 52.17)."

Yours faithfully,



Miss S Farid
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