

Appellant's notice

(All appeals except small claims track appeals)

| For Court use only | |
|-----------------------|--|
| Appeal Court Ref. No. | |
| Date filed | |

Notes for guidance are available which will help you complete this form. Please read them carefully before you complete each section.



Section 1 Details of the claim or case you are appealing against

Claim or Case no. 3SA90091

Fee Account no.

Name(s) of the

☒ Claimant(s) ☐ Applicant(s) ☐ Petitioner(s)

Stephane Paris and Angel Garden

Name(s) of the

☒ Defendant(s) ☐ Respondent(s)

Andrew Lewis and Melanie Byng

Details of the party appealing ('The Appellant')

Name

Stephane Paris and Angel Garden

Address (including postcode)

9 Lon Bryngwyn
Sketty
Swansea
SA2 0TX

Tel No.

Fax

E-mail

anmletters@gmail.com

Details of the Respondent to the appeal

Name

Andrew Lewis and Melanie Byng

Address (including postcode)

% Robert Dougans
Bryan Cave Solicitors
88 Wood St
London EC2V 7AJ

Tel No.

020 3207 1100

Fax

E-mail

Robert.Dougans@BryanCave.com

Details of additional parties (if any) are attached

☐ Yes ☐ No

Section 2 Details of the appeal

From which court is the appeal being brought?

☐ The County Court at

☐ The Family Court at

☒ High Court

☒ Queen's Bench Division

☐ Chancery Division

☐ Family Division

☐ Other (please specify)

What is the name of the Judge whose decision you want to appeal?

HHJ Seys Llewellyn and pursuant Orders refusing permission to Appeal

What is the status of the Judge whose decision you want to appeal?

☐ District Judge or Deputy

☐ Circuit Judge or Recorder

☐ Tribunal Judge

☐ Master or Deputy

☒ High Court Judge or Deputy

☐ Justice(s) of the Peace

What is the date of the decision you wish to appeal against?

14th July 2015

To which track, if any, was the claim or case allocated?

☐ Fast track

☒ Multi-track

☐ Not allocated to a track

Nature of the decision you wish to appeal

☐ Case management decision

☐ Grant or refusal of interim relief

☒ Final decision

☒ A previous appeal decision

Section 3 Legal representation

Are you legally represented?

☐ Yes ☒ No

If 'Yes', please give details of your solicitor below

Name of the firm of solicitors representing you

| |
|--|
| |
|--|

The address (including postcode) of the firm of solicitors representing you

| |
|--|
| |
|--|

| | |
|---------|--|
| Tel No. | |
| Fax | |
| E-mail | |
| DX | |
| Ref. | |

Are you, the Appellant, in receipt of a Legal Aid Certificate or a Community Legal Service Fund (CLS F) certificate?

☐ Yes ☒ No

Is the respondent legally represented?

☒ Yes ☐ No

If 'Yes', please give details of the respondent's solicitor below

Name and address (including postcode) of the firm of solicitors representing the respondent

| |
|--|
| % Robert Dougans Bryan Cave Solicitors 88 Wood St London EC2V 7AJ |
|--|

| | |
|---------|------------------------------|
| Tel No. | 020 3207 1100 |
| Fax | |
| E-mail | Robert.Dougans@BryanCave.com |
| DX | |
| Ref. | |

Section 4 Permission to appeal

Do you need permission to appeal?

☒ Yes ☐ No

Has permission to appeal been granted?

☐ Yes (Complete Box A)

☒ No (Complete Box B)

Box A

| |
|-----------------------------------|
| Date of order granting permission |
| <input type="text"/> |
| Name of Judge granting permission |
| <input type="text"/> |

Box B

| |
|--|
| I Stephane Paris and Angel Garden |
| the Appellant('s solicitor) seek permission to appeal. |

If permission to appeal has been granted **in part** by the lower court, do you seek permission to appeal in respect of the grounds refused by the lower court?

☐ Yes ☐ No

Section 5 Other information required for the appeal

Please set out the order (or part of the order) you wish to appeal against

The PTR Order of HHJ Seys Llewellyn of 2nd February 2015, for case 3SA90091

The Final Order of HHJ Seys Llewellyn of 14th July 2015 for case 3SA90091

The Order of Rt. Hon. Lord Justice Floyd of 19th January 2016 for permission to appeal case A2/2015/2839

The Order of Lord Justice Simon of 22nd March 2016, for permission to appeal case A2/2015/2839

This Application includes urgent Human Rights issues under Articles 6, 8, 10, 11, 14, of the Human Rights Act and also including Protocol 1 Article 1 protection of property.

Have you lodged this notice with the court in time?
(There are different types of appeal -
see Guidance Notes N161A)

☐ Yes ☒ No

If 'No' you must complete
Part B of Section 9

Section 6 Grounds of appeal

Please state, in numbered paragraphs, **on a separate sheet** attached to this notice and entitled 'Grounds of Appeal' (also in the top right hand corner add your claim or case number and full name), why you are saying that the Judge who made the order you are appealing was wrong.

☒ I confirm that the grounds of appeal are attached to this notice.

Section 7 Arguments in support of grounds for appeal

☐ I confirm that the arguments (known as a 'Skeleton Argument') in support of the 'Grounds of Appeal' are set out **on a separate sheet** and attached to this notice.

OR (in the case of appeals other than to the Court of Appeal)

☐ I confirm that the arguments (known as a 'Skeleton Argument') in support of the 'Grounds of Appeal' will follow within 14 days of filing this Appellant's Notice

Section 8 What are you asking the Appeal Court to do?

I am asking the appeal court to:-
(please tick the appropriate box)

☒ set aside the order which I am appealing

☐ vary the order which I am appealing and substitute the following order. Set out in the following space the order you are asking for:-

☐ order a new trial

Section 9 Other applications

Complete this section **only** if you are making any additional applications.

Part A

☒ I apply for a stay of execution. (You must set out in Section 10 your reasons for seeking a stay of execution and evidence in support of your application.)

Part B

☒ I apply for an extension of time for filing my appeal notice. (You must set out in Section 10 the reasons for the delay and what steps you have taken since the decision you are appealing.)

Part C

☐ I apply for an order that:

(You must set out in Section 10 your reasons and your evidence in support of your application.)

Section 10 Evidence in support

In support of my application(s) in Section 9, I wish to rely upon the following reasons and evidence:

Part A

The execution of the Order of HHJ Seys Llewellyn is imminent and the Appellants' family is about to lose their home as a result.

Part B

The Applicants are therefore very occupied in trying to sort out the problem of housing their family, having lost their home by the above Order. One of the Applicants is physically disabled, and they have three children, all at school.

The Applicants therefore seek extra time to file a skeleton argument in support of the grounds to reopen the appeal submitted with this application.

Statement of Truth – This must be completed in support of the evidence in Section 10

I believe (The appellant believes) that the facts stated in this section are true.

Full name

Name of appellant's solicitor's firm

signed 

Appellant ('s solicitor)

position or office held

(if signing on behalf of firm or company)

Section 11 Supporting documents

To support your appeal you should file with this notice all relevant documents listed below. To show which documents you are filing, please tick the appropriate boxes.

If you do not have a document that you intend to use to support your appeal complete the box over the page.

In the county court or High Court:

- ☐ three copies of the appellant's notice for the appeal court and three copies of the grounds of appeal;
- ☐ one additional copy of the appellant's notice and grounds of appeal for each of the respondents;
- ☐ one copy of the sealed (stamped by the court) order being appealed;
- ☐ a copy of any order giving or refusing permission to appeal; together with a copy of the judge's reasons for allowing or refusing permission to appeal; and
- ☐ a copy of the legal aid or CLSF certificate (if legally represented).

In the Court of Appeal:

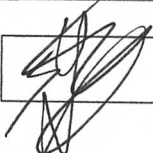
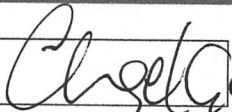
- ☒ three copies of the appellant's notice and three copies of the grounds of appeal;
- ☒ one additional copy of the appellant's notice and one copy of the grounds of appeal for each of the respondent;
- ☒ one copy of the grounds of appeal on a separate sheet attached to each of the appellant's notices filed;
- ☒ one copy of the sealed (stamped by the court) order or tribunal determination being appealed;
- ☒ a copy of any order giving or refusing permission to appeal together with a copy of the judge's reasons for allowing or refusing permission to appeal;
- ☐ one copy of any witness statement or affidavit in support of any application included in the appellant's notice;
- ☐ where the decision of the lower court was itself made on appeal, a copy of the first order, the reasons given by the judge who made it and the appellant's notice of appeal against that order;
- ☐ in a claim for judicial review or a statutory appeal a copy of the original decision which was the subject of the application to the lower court;
- ☐ a copy of the order allocating the case to a track (if any)
- ☐ one copy of the skeleton arguments in support of the appeal or application for permission to appeal;
- ☐ a copy of the approved transcript of judgment; and
- ☐ a copy of the legal aid or CLSF certificate (if legally represented)

Reasons why you have not supplied a document and date when you expect it to be available:-

| Title of document and reason not supplied | Date when it will be supplied |
|---|--|
| Skeleton Argument and Exhibits delayed due to Applicants' home being imminently taken in costs. | To be decided by the Court and dependent on any stay granted to enable it. |
| Evidence of multi-track - due to having to move | as above |
| copy of judgement transcripts - due to having to move | as above |
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Section 12 The notice of appeal must be signed here

Signed

(Appellant's Solicitor)