



**In the High Court of Justice
Queen's Bench Division
Planning Court**

CO/3240/2021

Before the Honourable Mrs Justice Lang

On 7 December 2021

**In the matter of an application for permission to appeal under section
289 Town and Country Planning Act 1990**



LONDON BOROUGH OF BRENT

Appellant

-and-

**(1) SECRETARY OF STATE FOR
LEVELLING UP, HOUSING AND COMMUNITIES
(2) YEHUDA ROTHCHILD**

Respondents

ORDER

UPON hearing Mr E. Robb of Counsel on behalf on behalf of the Appellant,
and Mr G. Mackenzie of Counsel on behalf of the Second Respondent;

AND UPON the First Respondent not attending or being represented;

1. The application for permission to appeal is granted.
2. The appeal is to be listed, having regard to the availability of counsel, with a time estimate of 1 day.
3. The Appellant do have permission to rely upon the witness statement of Mr Nigel Wicks made on 20 September 2021.
4. Costs in the case.

Case Management Directions

5. The Appellant shall file its Appellant's Notice at the Administrative Court Office within 7 days of service of this order.
6. The Appellant shall serve the Appellant's Notice upon the Respondents, within 14 days of service of this order.
7. Within 28 days of service of the Appellant's Notice, the Second Respondent shall file and serve:

- a. a Respondent's Notice; and
 - b. if it wishes to rely on any evidence, an application for permission to do so.
8. The Appellant must file and serve an agreed hearing bundle, not less than 21 days before the date of the hearing. An electronic version of the bundle shall be prepared and lodged by the Appellant in accordance with the Guidance on the Administrative Court website. The Appellant must also lodge a hard-copy version of the hearing bundle at the Administrative Court Office, not less than 21 days before the date of the hearing.
 9. The Appellant must file and serve a Skeleton Argument not less than 14 days before the hearing.
 10. The Second Respondent must file and serve a Skeleton Argument not less than 7 days before the hearing.
 11. The Appellant must file and serve an agreed authorities bundle, not less than 5 days before the date of the hearing. The electronic version of the bundle shall be prepared by the Appellant in accordance with the Guidance on the Administrative Court website. The Appellant must also lodge a hard-copy version of the authorities bundle at the Administrative Court Office, not less than 5 days before the date of the hearing.
 12. The period between 23 December 2021 and 5 January 2022 inclusive shall be disregarded for the purposes of calculating time in this order.

Dated: 8th December 2021

By the Court