



**UPPER TRIBUNAL (TAX AND CHANCERY CHAMBER)  
FINANCIAL SERVICES**

**BRADFORD & BINGLEY**

**Applicant**

**- and -**

**PETER J CLOKEY**

**Authority**

**PRELIMINARY CASE MANAGEMENT MEMORANDUM**

1. The date on which the Valuer is to lodge his “statement of case” (referred to in Part 5 of the Bradford & Bindley plc Compensation Order 2008 as the “response document”) has been determined by direction of this Tribunal as 6 June 2011.
2. The Valuer is not required to provide a List of Documents when he files the response document. This follows from paragraph 23 of Part 5 of the Compensation Order 2008 which provides that the requirement in Schedule 3 of the Upper Tribunal Rules (to provide a List of Documents when filing the response document) is omitted.
3. The “Secondary Disclosure” and “Exceptions to Disclosure” provisions were taken out of the Upper Tribunal Rules by para 24 of Part 5 of the 2008 Order and, on the basis that they have not been incorporated into the Upper Tribunal Rules, these matters will be dealt with as appropriate at a Directions hearing. The Directions hearing will take place at least 28 days after the Valuer’s response document has been filed.
4. The Applicants are at liberty to file replies (if so advised) within 28 days of the filing of the Valuer’s response document.

5. Following the Directions hearing a Case Management Order will be released. Matters to be covered by the proposed Order should be submitted by the Valuer (accompanied, if possible, by a suggested draft of the Order) and, if so advised, by any other parties. These will include the matter of whether HM Treasury is to be added as a party to these proceedings.

**SIR STEPHEN OLIVER QC**

**Release Date: 19 May 2011**