



SENIOR PRESIDENT
OF TRIBUNALS

PRACTICE STATEMENT

**DELEGATION OF FUNCTIONS OF A JUDICIAL NATURE TO TRIBUNAL
CASEWORKERS IN THE WAR PENSIONS AND ARMED FORCES
COMPENSATION CHAMBER OF THE UPPER TRIBUNAL**

1. Having evaluated the performance of the Tribunals Caseworker delegation scheme in the First-tier Tribunal (War Pensions and Armed Forces Compensation Chamber), I am content that the delegations should remain in place, subject to periodic reviews to be led by the Chamber President (or Acting Chamber President).
2. The Senior President of Tribunals hereby approves that a member of staff appointed under section 40(1) of the Tribunals, Courts and Enforcement Act 2007 and designated as a 'Tribunal Caseworker' by the Chamber President may carry out the following functions of the War Pensions and Armed Forces Compensation Chamber of the First-tier Tribunal under the Tribunal Procedure (First-tier Tribunal) (War Pensions and Armed Forces Compensation Chamber) Rules 2008 to the extent that that Tribunal Caseworker has been authorised to exercise those functions by the Chamber President:
 - a) Case management powers under Rule 5(3)(a) (b) (c) (d) (g) (h) (i) and (j), Rule 7 (2) (a) and (b), Rule 9, Rule 15 and Rule 18;
 - b) Striking out the whole or part of proceedings under Rule 8;
 - c) Making an order prohibiting disclosure or publication under Rule 14
 - d) Summoning witnesses and ordering the answers to questions or production of documents under Rule 16
 - e) Withdrawal functions under Rule 17 (with the exception of Rule 17(2));
 - f) Transferring cases under Rule 5(3) (k) and Rule 19;
 - g) Notice of appeal functions under Rule 21;
 - h) Lapsing of cases under Rule 22;
 - i) Commissioning medical evidence under Rule 24;
 - j) Making consent orders under Rule 30;
 - k) Clerical mistakes and accidental slips or omissions under Rule 34.
3. All functions must be exercised in accordance with guidance issued by the Chamber President.

4. In accordance with rule 4(3) of the Tribunal Procedure (First Tier Tribunal) (War Pensions and Armed Forces Compensation Chamber) Rules 2008, within 14 days after the date that the Tribunal sends notice of a decision made by a Tribunal Caseworker pursuant to an approval under paragraph 1 above to a party, that party may apply in writing to the Tribunal for the decision to be considered afresh by a judge.

The Rt. Hon. Sir Ernest Ryder
Senior President of Tribunals
14 May 2018