



FIRST TIER TRIBUNAL

criminal injuries compensation

Practice Statement CI-2

Listing of appeal hearings - eligibility issues

1. Where, following the response to the Notice of Appeal from the Criminal Injuries Compensation Authority (the Respondent in the appeal), the Tribunal is satisfied that an oral hearing is required to determine whether or not the Applicant is eligible under the relevant Scheme to an award of compensation, the appeal will be listed for hearing for determination on eligibility on the first available date after one month from the date of the Authority's response.
2. It is the responsibility of the Respondent to make sure that the Hearing Summary raises all the issues the Respondent wishes the tribunal to consider at the hearing.
3. At the hearing, the tribunal may refuse to admit an eligibility issue not previously raised by the Authority unless good cause is shown for the delay in raising it or there is new evidence or a change in circumstances.
4. At the hearing on eligibility, if the Tribunal decides that the Appellant is eligible to an award of compensation, it will proceed to assess compensation at that hearing only if there is sufficient evidence fairly so to do - if not, it will adjourn and give directions.

Anthony Summers
Principal Judge
8 August 2010