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STATUTORY INSTRUMENTS

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**2005 No. 965**

**The Pensions Appeal Commissioners  
(Procedure) (Northern Ireland) Regulations 2005**

**PART V**

**APPLICATIONS FOR LEAVE TO APPEAL TO THE APPELLATE COURT**

**Application to a Commissioner for leave to appeal to the Appellate Court**

**28.**—(1) Subject to paragraph (2), an application to a Commissioner under section 6C of the 1943 Act for leave to appeal against a decision of a Commissioner shall be made in writing, stating the grounds of the application, within three months from the date on which the applicant was sent written notice of the decision.

(2) Where –

- (a) any decision or record of a decision is corrected under regulation 25; or
- (b) an application for a decision to be set aside under regulation 26 is refused for reasons other than that the application was made outside the period specified in regulation 26 (2), the period specified in paragraph (1) shall run from the date on which written notice of the correction or refusal of the application to set aside is sent to the applicant.

(3) Paragraphs (1) and (3) of regulation 22 shall apply to an application to a Commissioner for leave to appeal from a Commissioner's decision as they apply to the proceedings in that regulation.