
STATUTORY INSTRUMENTS

2009 No. 2269

The Valuation Tribunal for England (Council Tax and Rating Appeals) (Procedure) Regulations 2009

PART 2

APPEALS: FUNCTIONS OF THE VTE AND GENERAL PROVISIONS

Lead appeals

- 7.—(1) This regulation applies if—
- (a) two or more appeals have been made to the VTE—
 - (i) under regulation 10 of the CT Regulations (“related CT appeals”) or
 - (ii) under regulation 13 of the NDR Regulations (“related NDR appeals”);
 - (b) as regards each of the related CT or NDR appeals the VTE has not made a decision disposing of the proceedings; and
 - (c) the related CT or NDR appeals give rise to common or related issues of fact or law.
- (2) The VTE may give a direction—
- (a) specifying one or more of the related CT or NDR appeals as a lead appeal or lead appeals; and
 - (b) staying the other related CT or NDR appeals.
- (3) When the VTE makes a decision in respect of the common or related issues—
- (a) the VTE must send a copy of that decision to each party in each of the related CT or NDR appeals; and
 - (b) subject to paragraph (4), that decision shall be binding on each of those parties.
- (4) Within one month after the date on which the VTE sends a copy of the decision to a party under paragraph (3)(a), that party may apply in writing for a direction that the decision does not apply to, and is not binding on the parties to, a particular related CT or NDR appeal.
- (5) The VTE must give directions in respect of appeals which are stayed under paragraph (2)(b), providing for the disposal of, or further directions in, those appeals.
- (6) If before the VTE makes a decision in respect of the common or related issues—
- (a) the lead appeal is withdrawn; or
 - (b) where there is more than one lead appeal, all of the lead appeals are withdrawn,
- the VTE must give directions as to whether—
- (i) another appeal or other appeals are to be specified as a lead appeal or appeals; and
 - (ii) any direction affecting the related CT or NDR appeals should be set aside or amended.