
STATUTORY INSTRUMENTS

2010 No. 791

The Copyright Tribunal Rules 2010

PART IX

APPEALS FROM THE TRIBUNAL

Commencement of appeal proceedings

33.—(1) An appeal to the court under section 152 of the Act arising from a decision of the Tribunal must be brought within 28 days of the date of decision of the Tribunal or within such further period as the court may, on application to it, allow.

(2) A party appealing to the court must as soon as may be practicable serve on the Secretary a notice of such appeal accompanied by the relevant fee and shall serve a copy of the notice on every person who was a party to the proceedings giving rise to that decision.

(3) Following receipt of the notice of appeal by the Secretary the Tribunal may on its own initiative suspend the operation of any order contained in its decision.

Suspension of order

34.—(1) Unless the Tribunal orders otherwise an appeal to the Court shall not operate as a stay of any decision or order of the Tribunal.

(2) The Tribunal may endorse a consent order where all parties to an action have consented to the suspension of the operation of an order.

(3) An application to the Tribunal for an endorsement under paragraph (2) must be accompanied by the relevant fee.

(4) Where any order of the Tribunal has been suspended by the Tribunal in accordance with rule 33(3) or upon the application of a party to the proceedings in accordance with rule 34(2) the Secretary must serve notice of the suspension on all parties to the proceedings, and if particulars of the order have been advertised must cause notice of the suspension to be advertised in the same manner.

(5) Rule 30(3) applies to the publication of a decision to suspend an order.