



**In the High Court of Justice  
Queen's Bench Division  
Administrative Court**

CO Ref: CO/6170/2013

In the matter of an application for Judicial Review

**The Queen on the application of**

**BOLSTERONE INNOVATIVE ENERGY  
(REEVES HILL) LTD**

**Claimant**

**versus**

**WELSH MINISTERS  
POWYS COUNTY COUNCIL**

**Defendant  
Interested Party**

**NOTIFICATION of the Judge's decision (CPR Part 54.11, 54.12)**

Following consideration of the documents lodged by the Claimant and the Acknowledgement(s) of service filed by the Defendant and / or Interested Party

**Order by His Honour Judge Behrens sitting as a Judge of the High Court in Leeds**

**Permission is hereby granted**

**The application is transferred to the Administrative Court in Cardiff**

**Observations:**

1. Despite the force of the arguments contained in the summary grounds of Defence it seems to me that the grounds of claim are properly arguable. Furthermore the application appears to involve a matter of considerable public interest.
2. I agree that the proper venue for the hearing of the application is Cardiff.
3. I invite the parties to consider carefully the Listing Directions below. My estimate is 1½ days is little more than a guess. The parties will be in a far better position than me to provide an accurate time estimate.

**Case management directions**

- The defendant and any other person served with the claim form who wishes to contest the claim or support it on additional grounds must file and serve detailed grounds for contesting the claim or supporting it on additional grounds and any written evidence, within 35 days of service of this order.
- Any reply and any application by the claimant to lodge further evidence must be lodged within 21 days of the service of detailed grounds for contesting the claim.
- The claimant must file and serve a trial bundle not less than 4 weeks before the date of the hearing of the judicial review
- The claimant must file and serve a skeleton argument not less than 21 days before the date of the hearing of the judicial review
- The defendant and any interested party must file and serve a skeleton argument not less than [14] days before the date of the hearing of the judicial review.
- The claimant must file an agreed bundle of authorities, not less than 3 days before the date of the hearing of the judicial review

**Listing Directions**

The application is to be listed for 1½ days; the parties to provide a written time estimate within 7 days of service of this order if they disagree with this direction.

Case NOT suitable for hearing by a Deputy High Court Judge\*  
Criminal case NOT suitable for hearing by a Single Judge\*

  

[\*Tick if applicable]

Directions as to venue, if applicable:

Application to be heard in Cardiff

Signed *John Behrens*

9<sup>th</sup> July 2013

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**For completion by the Administrative Court Office**

Sent / Handed to the claimant, defendant and any interested party / the claimant's, defendants, and any interested party's solicitors on (date):

Solicitors:

Ref No.

#### Notes for the Claimant

- To continue the proceedings a further fee of £215.00, or a certified Application for Fee Remission if appropriate, must be lodged within 7 days of the service on you of this order,. Failure to pay the fee or lodge a certificate within that period may result in the claim being struck out.
- You are reminded of your obligation to reconsider the merits of your claim on receipt of the defendant's evidence.