



Community Right to Bid

Procedure for Compensation Review:

1. An officer of the Local Authority of appropriate seniority, who did not take any part in making the original decision ("the reviewer") shall carry out the review and make the review decision.
2. The owner may appoint any representative (whether legally qualified or not) to act on his or her behalf in connection with the review. (The local authority must then provide to the representative any document which is required to be sent to the owner).
3. As soon as is practicable following the written request for the review, the local authority shall notify the owner of the procedure to be followed in connection with the review.
4. An oral hearing must be held at the owner's written request. Where no written request for an oral hearing is made by the owner, the authority may decide whether or not to include an oral hearing in the review process.
5. Both the owner and the owner's representative may make representations to the reviewer orally, or in writing, or both orally and in writing.
6. The local authority must complete the review by the end of the period of eight weeks, beginning with the date the authority receives the written request for the review, or such longer period as is agreed with the owner in writing.

Procedure for Appeal against a Compensation Review

An owner may appeal to a Tribunal against the local authority's review decisions on compensation. The deadline for the appeal is 28 days from receiving the local authority's decision on the compensation review. Only the owner – or former owner – who requested the review may appeal against the review decision.

Notice of appeal should be made in writing to:

General Regulatory Chamber
HM Courts and Tribunals Service
PO Box 11230
Leicester
LE1 8FQ
United Kingdom

Or by email to: grc@justice.gov.uk



Further guidance can be found here: <https://www.gov.uk/courts-tribunals/first-tier-tribunal-general-regulatory-chamber>

Oral Hearing:

All Review Hearings will be held at Guildhall Winchester, The Broadway, Winchester, SO23 9GH, unless otherwise notified.

Guidelines:

1. The reviewer will introduce themselves and any other officers present, and explain the procedure to be followed.
2. If a party has informed the reviewer that s/he does not intend to attend or be represented, the Hearing may proceed in their absence.
3. If a party who has not so indicated fails to attend or be represented at a Hearing the reviewer may:
 - a) where he/she considers it to be necessary in the public interest, adjourn the Hearing to a specified later date, or
 - b) hold the Hearing in the party's absence.
4. The Hearing allows a discussion to take place between the reviewer and the parties present.
 - Firstly, the review applicant who requested the review will be asked to present their representations as to why they do not agree with the Council's original decision.
 - Secondly, any other representative(s) present, such as Council officers involved with the original decision, will be asked to present their representations as to why the Council's original decision should/should not be upheld.

Parties will be allowed equal maximum time in which to make their representation. The reviewer may exercise his/her discretion to allow additional time if necessary, taking into account the requirement to allow all parties equal maximum time.

5. The review applicant who requested the review will be given a final opportunity to comment.
6. The reviewer will bring the Hearing to a close.



Note: Following on from the Hearing, the reviewer will make a decision within 5 working days. Confirmation of the review decision(s) and the reasons for the decision will be made in writing to all parties involved. Procedure for Appeal against a Compensation Review:

If the review applicant is not satisfied with the outcome of the review, they may appeal against the reviewer's decision to the General Regulatory Chamber of the First-Tier Tribunal. The deadline for appealing is within 28 days from the date on which notice of the decision was sent. Appeals may be both on points of law and on findings of fact. The land and/or building in question will remain listed during the appeal process.

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