

**THE CHARITIES ACT (NORTHERN IRELAND) 2008  
THE CHARITY TRIBUNAL RULES (NORTHERN IRELAND) 2010  
IN THE MATTER OF AN APPEAL OF A DECISION OF THE CHARITY  
COMMISSION FOR NORTHERN IRELAND TO THE CHARITY TRIBUNAL FOR  
NORTHERN IRELAND**

**Appeal No. 6/19**

**BETWEEN**

**TREVOR MCKEE**

**Appellant**

**and**

**THE CHARITY COMMISSION FOR NORTHERN IRELAND**

**Respondent**

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**DIRECTIONS**

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1. The Tribunal had on 4 November 2021 issued a direction recording that, pursuant to Section 15(4)(b) of the Charities Act (Northern Ireland) 2008 (“the 2008 Act”), the Tribunal considered it necessary to have the assistance of the Attorney General to have fully argued the following questions:
  - a. Whether the Tribunal has jurisdiction to determine the Appellant’s appeal against a direction of the Respondent under Section 22(3)(a) or (b) of the 2008 Act;
  - b. In the event that the Tribunal does not have such jurisdiction, how ought the Tribunal to dispose of the Appellant’s appeal.
2. On 1 December 2021, the Attorney General responded, stating that the Attorney General does not consider that the Tribunal has jurisdiction to make the requested finding in the context of appeal 6/19.
3. However, the Attorney General also considered that, in the particular circumstances of this case, a pragmatic approach would be for the question the Appellant asks to be answered by way of a reference.
4. The Tribunal convened a directions hearing on 17 January 2022. The Appellant appeared. Ms Maura McCallion appeared on behalf of the Attorney General. The Respondent had indicated that it did not intend to appear or take any part in the matter.
5. At that directions hearing, Mr McKee indicated that he would not proceed with his Appeal No 6/19, in the context of the Attorney General having made her reference.
6. The Attorney General’s reference is being addressed by the President of the Tribunal.
7. This Tribunal must now dispose of Mr McKee’s appeal. To that end, the Tribunal directs Mr McKee to confirm, within ten days of the date of these directions, whether

he wishes to withdraw his appeal, failing which the Tribunal will make a decision on the appeal on the basis of the submissions before it.

Adrian Colmer QC

08.03.22