

In the Royal Court of Jersey

Samedi Division

2018/214

In the year two thousand and nineteen, the eighteenth day of March.

Before Julian Anthony Clyde-Smith, Commissioner, assisted by Jurats
Rozanne Barbara Thomas and Sally Angela Sparrow.

BETWEEN Future Finance Limited APPLICANT
AND The Channel Islands Financial Ombudsman RESPONDENT

IN THE MATTER OF THE COMPLAINT OF MR AND MRS X AGAINST FUTURE
FINANCE LIMITED
AND IN THE MATTER OF THE FINAL DETERMINATION OF THE CHANNEL
ISLANDS FINANCIAL OMBUDSMAN
AND PURSUANT TO RULE 16/2 OF THE ROYAL COURT RULES 2004 (AS
AMENDED)

Whereas on the 20th August, 2018, as appears by Act of Court of that day, the Court sat to consider an application by Future Finance Limited (hereinafter “the Applicant”) seeking leave to apply for Judicial Review in respect of the decision of the Principal Ombudsman and Chief Executive of Channel Islands Financial Ombudsman (“CIFO”) dated the 28th June, 2018.

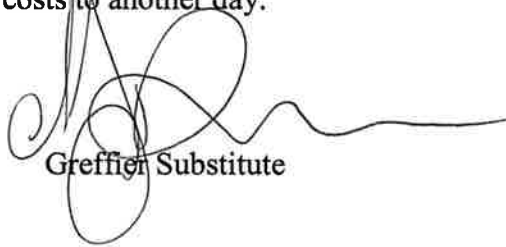
Upon reading the affidavit of Craig Dempster sworn on the 17th August, 2018, and documents in support thereof, the Court granted the Applicant’s application for leave to apply for Judicial Review.

And whereas on the 11th January, 2019, as appears by Act of Court of that day, the Court directed the parties to comply with the terms of a Consent Order dated the 9th January, 2019, in relation to the filing of documents.

And whereas on the 19th February, 2019, the Court sat to consider the Applicant’s application for Judicial Review, and upon hearing the advocates for the parties, the Court, reserved its judgment.

Now this day, for the reasons set out in a judgment delivered by the Commissioner,
the Court:-

1. dismissed the Applicant's application for Judicial Review;
2. ordered that the public shall not have access to any documents held by the Court in a form which enables the identification of the complainants in the Decision without the matter being referred to the parties and in the event of a dispute resolved by the Court;
3. ordered that no document issued by the Court shall name or identify the complainants, including any judgment or Act of Court; and
4. adjourned the matter of costs to another day.



Greffier Substitute

PL (ICJ) ✓
B&P (WAFR)