



NCN [2025] UKFTT 00830 (GRC).

Case Reference: FT/PEN/2025/0006

First-tier Tribunal
(General Regulatory Chamber)
Pensions Regulation

Decided without a hearing
Decision given on: 8 July 2025

Before

TRIBUNAL JUDGE KIAI

Between

ABDUL MULLA

and

THE PENSIONS REGULATOR

Appellant

Respondent

Decision: The proceedings are struck out under Rule 8(1), 8(3)(a) and 8(3)(b) of *The Tribunal Procedure (First-tier Tribunal) (General Regulatory Chamber) Rules 2009*.

REASONS

1. The Appellant lodged his appeal using the GRC1 form on 6th December 2024 October.
2. By directions and an email issued on 14 January 2025, the Tribunal explained that:

"We acknowledge receipt of your appeal, but regret to inform you that it either fails to meet the requirements of the Tribunal's Procedure Rules or that further information is required before it can be progressed:

It is not clear from the provided documents that you have a right of appeal to the Tribunal

And

Rule 22(2)(f)? the result the appellant is seeking”

3. Of note, the directions explicitly stated at paragraph 12 *“Pensions appeals only – If the Tribunal has indicated that it is not clear whether you have a right of appeal, you must complete and return the “Pensions – right to appeal” form at the bottom of this document”*.
4. The directions also explicitly stated *“This is a formal notice under rule 8(3)(a)”*.
5. The Appellant did not provide any further documents or contact the Tribunal.
6. On 24th March 2025, the Appellant was directed to comply with the Directions issued to him on 14 January 2025. The directions stated *“In the event that the Appellant does not comply with the direction at paragraph 1 above, this Appeal will be struck out, pursuant to Rule 8(1) of the Tribunal Procedure (First-tier Tribunal) (General Regulatory Chamber) Rules 2009 without further direction”*.
7. In an email dated 25th March 2025, the Appellant emailed the Tribunal stating:

*‘It states that I need to comply to 14th of January directions.
I have not received these instructions.
Could it be possible that I could get a copy of these directions or where I would possibly get them from’.*
8. On 26th March 2025, the Tribunal emailed the Appellant (on the same email address that he had contacted them), attaching the Case Management Directions and the Pensions Right to appeal form. The email stated:

‘Could you please complete the Pensions Right to appeal form. This is located beneath the Case Management Directions in the Word Document attached to this E-mail.

The Tribunal also require a response from yourself in section 8 (outcome of appeal) of the GRC1 form (attached for reference).

If you have any further questions regarding your appeal please do not hesitate to contact the Tribunal again’.
9. The Appellant did not contact the Tribunal again.
10. The Appellant did not complete the appeal form, nor did he complete section 8 of GRC1 form. He did not comply with the directions.
11. The Tribunal Procedure (First-tier Tribunal) (General Regulatory Chamber) Rules 2009 state:

8. - (1) *The proceedings, or the appropriate part of them, will automatically be struck out if the appellant has failed to comply with a direction that stated that failure by the appellant to comply with the direction would lead to the striking out of the proceedings or that part of them....*

(3) *The Tribunal may strike out the whole or a part of the proceedings if –*

(a) the appellant has failed to comply with a direction which stated that failure by the appellant to comply with the direction could lead to the striking out of the proceedings or part of them;

(b) the appellant has failed to co-operate with the Tribunal to such an extent that the Tribunal cannot deal with the proceedings fairly and justly; or

(c) the Tribunal considers there is no reasonable prospect of the appellant's case, or part of it, succeeding.

12. I find that the test under Rule 8(1) is met: the Appellant has failed to comply with a direction that stated that failure by the appellant to comply with the direction would lead to the striking out of the proceedings or that part of them (as set out in the directions of Judge Maton, dated 24th March 2025).
13. I find that the test under Rule 8(3)(a) is met: the Appellant has failed to comply with a direction which stated that failure to comply could lead to the striking out of the proceedings (as set out in the initial Case Management Directions). The Appeal is struck out for this reason.
14. I further conclude that the test under Rule 8(3)(b) is met: the Appellant has failed to co-operate with the Tribunal (by failing to provide a copy of the “Pensions – right to appeal” form and by failing to reply to emails from the Tribunal) to such an extent that the Tribunal cannot deal with the proceedings fairly or justly. The Appeal is also struck out for this reason.
15. The overriding objective in Rule 2 of the *Procedure Rules* requires the Tribunal to deal with cases fairly and justly. For completeness, I add that I find it is fair and just to strike out the proceedings. The Appellant has now had almost 4 months since the directions were re-sent to him, to abide by the very simply direction (to serve the “Pensions – right to appeal” form and answer what outcome he wants from the appeal). He has failed to do so. He has not provided any explanation for the failure.

Signed

Gilda Kiai

Date:

8th July 2025