



IN THE SUPREME COURT OF THE UNITED KINGDOM

22 MARCH 2016

Before:

Lady Hale
Lord Clarke
Lord Carnwath

**Samuel Smith Old Brewery (Tadcaster) (Appellant) v
Selby District Council (Respondent)**

AFTER CONSIDERATION of the application filed on behalf of the Appellant seeking permission to appeal the order made by the Court of Appeal on 9 November 2015 and of the notice of objection filed by the Respondent

THE COURT ORDERED that

- (1) permission to appeal BE REFUSED because the application does not raise an arguable point of law. The Court of Appeal were right for the reasons they gave
- (2) the Appellant pay the Respondent's costs of the application and, where the Respondent applies for costs, the costs to be awarded be assessed.

Louise di Mambro.

Registrar
22 March 2016

