

STAGES OF A WELFARE BENEFIT CLAIM and APPEAL LITIGATION



EXECUTIVE/Government
Claim administration

Citizens presents a claim for benefit
Claim made with DWP, HMRC or LA



Departmental/claimant correspondence
Requests for evidence in support of claim, WCAs, medical examinations, claimant commitment



Departmental/claimant correspondence
Further requests for evidence in support of claim, WCAs, medical exam, claimant commitment



Outcome Decision (OD)
DWP, HMRC or LA makes an entitlement decision based on evidence presented/obtained



Mandatory Reconsideration or Review
Received 1 month from FID, OD revised/upheld



EXECUTIVE/Government
First instance decision (FID)



EXECUTIVE/Government
1st level review, internal



JUDICIARY/First Tier Tribunal
2nd level review, appeal

Appeal
Received within 1 month of MR



Pre-hearing correspondence
SOS submission, client submission, case management issues



Hearing (F2F, video link or telephone)
Adjournment/disposal



Directions
Further evidence or legal submissions ordered



Disposal (Judgement)
Appeal allowed/refused



Statement of Reasons/UT appeal at FTT
Requested within 1 month of disposal, appeal sent within 1 month of SOR



JUDICIARY/First Tier Tribunal
3rd level review, internal



JUDICIARY/Upper Tribunal
4th level review, UT appeal

UT appeal at UT – or set aside
Sent within 1 month of FTT notice

Litigation...



Disposal (Judgement)
Appeal allowed/refused

*The Tribune Legal Practice -
Can provide assistance for
the first stages of the claim
process, by helping to
complete application forms
to a legal standard.*

*The Tribune Legal Practice -
Can assist clients from the
MR stage onwards.*

*The Tribune Legal Practice can
provide its clients with:*

*- Advice on merits of the appeal. How to
write an appeal letter and present your
evidence. Tribunal litigation and tactics.*

*- Full representation service
covering all litigation stages,
dedicating up to 35 hours labour
per appeal, including a representative
at the appeal hearing.*

*- Client can have the above
for the UT stages of litigation*