

SUPREME COURT

Respondent's Notice

Supreme Court record number	2018/52
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[Title and record number as per the High Court proceedings]

[2014 No. 118C.A] (CIRCUIT COURT 2013 NO. 10332) IN THE MATTER OF THE DATA PROTECTION ACTS 1988 &2003 IN THE MATTER OF AN APPEAL PURSUANT TO SECTION 26 OF THE DATA PROTECTIONS ACTS 1988 &2003 PETER NOWAK	V	DATA PROTECTION COMMISSIONER – RESPONDENT AND INSTITUTE OF CHARTERED ACCOUNTANTS IN IRELAND – NOTICE PARTY
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Date of filing	
Name of respondent	INSTITUTE OF CHARTERED ACCOUNTANTS IN IRELAND (NOTICE PARTY)
Respondent's solicitors	Gore & Grimes
Name of appellant	PETER NOWAK
Appellant's solicitors	Not applicable

1. Respondent Details

Where there are two or more respondents by or on whose behalf this notice is being filed
please also provide relevant details for those respondent(s)

Respondent's full name	INSTITUTE OF CHARTERED ACCOUNTANTS IN IRELAND (NOTICE PARTY)
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The respondent was served with the application for leave to appeal and notice of appeal on date	
	10 April, 2018

The respondent intends :

<input type="checkbox"/>	to oppose the application for an extension of time to apply for leave to appeal
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<input type="checkbox"/>	not to oppose the application for an extension of time to apply for leave to appeal
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<input type="checkbox"/>	to oppose the application for leave to appeal
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<input checked="" type="checkbox"/>	not to oppose the application for leave to appeal
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<input checked="" type="checkbox"/>	to ask the Supreme Court to dismiss the appeal
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<input type="checkbox"/>	to ask the Supreme Court to affirm the decision of the Court of Appeal or the
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High Court on grounds other than those set out in the decision of the Court of Appeal or the High Court

Other (please specify) N/A

If the details of the respondent's representation are correct and complete on the notice of appeal, tick the following box and leave the remainder of this section blank; otherwise complete the remainder of this section if the details are not included in, or are different from those included in, the notice of appeal.

Details of respondent's representation are correct and complete on notice of appeal:

Respondent's Representation

Solicitor			
Name of firm	GORE & GRIMES		
Email	liam.collins@goregrimes.ie		
Address	Cavendish House Smithfield Dublin 7	Telephone no.	(01)8729299
		Document Exchange no.	DX 1080 Four Courts
Postcode		Ref.	C7357/175
How would you prefer us to communicate with you?			
<input type="checkbox"/>	Document Exchange	<input checked="" type="checkbox"/>	E-mail
<input checked="" type="checkbox"/>	Post	<input type="checkbox"/>	Other (please specify)

Counsel			
Name	N/A		
Email			
Address		Telephone no.	
		Document Exchange no.	
Postcode			

Counsel			
Name	N/A		
Email			
Address		Telephone no.	
		Document Exchange no.	
Postcode			

If the Respondent is not legally represented please complete the following

Current postal address	N/A
Telephone no.	
e-mail address	

How would you prefer us to communicate with you?			
<input type="checkbox"/>	Document Exchange	<input type="checkbox"/>	E-mail
<input type="checkbox"/>	Post	<input type="checkbox"/>	Other (please specify)

2. Respondent's reasons for opposing extension of time

If applicable, set out concisely here the respondent's reasons why an extension of time to the applicant/appellant to apply for leave to appeal to the Supreme Court should be refused

N/A

3. Information about the decision that it is sought to appeal

Set out concisely whether the respondent disputes anything set out in the information provided by the applicant/appellant about the decision that it is sought to appeal (Section 4 of the notice of appeal) and specify the matters in dispute:

N/A

4. Respondent's reasons for opposing leave to appeal

If leave to appeal is being contested, set out concisely here the respondent's reasons why:

In the case of an application for leave to appeal to which Article 34.5.3° of the Constitution applies (i.e. where it is sought to appeal from the Court of Appeal)-

- * the decision in respect of which leave to appeal is sought does not involve a matter of general public importance
- * it is not, in the interests of justice, necessary that there be an appeal to the Supreme Court

In the case of an application for leave to appeal to which Article 34.5.4° of the Constitution applies (i.e. where it is sought to appeal to the Supreme Court from the High Court)-

- * the decision in respect of which leave to appeal is sought does not involve a matter of general public importance
 - * it is not, in the interests of justice, necessary that there be an appeal to the Supreme Court
- there are no exceptional circumstances warranting a direct appeal to the Supreme Court.

**delete where inapplicable*

5. Respondent's reasons for opposing appeal if leave to appeal is granted

Please list (as 1, 2, 3 etc in sequence) concisely the Respondent's grounds of opposition to the ground(s) of appeal set out in the Appellant's notice of appeal (Section 6 of the notice of appeal):

N/A

Name of counsel or solicitor who settled the grounds of opposition (if the respondent is legally represented), or name of respondent in person:

N/A

6. Additional grounds on which decision should be affirmed

Set out here any grounds other than those set out in the decision of the Court of Appeal or the High Court on which the Respondent claims the Supreme Court should affirm the decision of the Court of Appeal or the High Court:

N/A

Are you asking the Supreme Court to:

depart from (or distinguish) one of its own decisions? Yes No

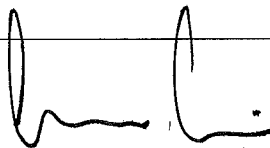
If Yes, please give details below:

make a reference to the Court of Justice of the European Union? Yes No

If Yes, please give details below:

Will you request a priority hearing? Yes No

If Yes, please give reasons below:

Signed: 
(Solicitor for) the respondent

Please submit your completed form to:

**The Office of the Registrar to the Supreme Court
The Four Courts
Inns Quay
Dublin**

This notice is to be lodged and served on the appellant and each other respondent within 14 days after service of the notice of appeal.