Procedure for an Article 40.1 Enquiry to The Peoples Tribunal of Ireland

1. Applicant lodges 'PTI Form A-40.1' (Application for an Enquiry) accompanied by witnessed/endorsed 'PTI Form S-1' (Statement of Truth & Facts) accompanied by €100 processing fee, as per the 'Instructions for Article 40.1 Enquiry'. _____

2. The PTI checks that all is in order and serves the Respondent with a copy of the endorsed Application Form and the Applicant's 'Statement of Truth & Facts' plus the 'Instructions / Cover Page' for the Respondent's replying statement.

3. The Respondent is given 14 days to respond and/or contest the claim, and elect for hearing; (a) by affidavit or by 'PTI Form S-1' only (4 pages maximum); and/or (b) in-person, or by nominated proxy; and/or (c) by sworn video statement of maximum 7 minutes duration returned to the PTI no less than 7 days before the scheduled hearing, noting that any-and-all materials to be relied upon as evidence must be referenced in the Parties' written or video statements and be available on request from the PTI. _____

4. A 'PTI Requisition Notice' for a public venue for the hearing, at a date set at-or-around 21 days from the service of the Applicant's Statement on the Respondent, is served on the respective authorities. Independent adjudicators are placed on notice. _____

5. 14 days elapse for any Application-related correspondence <u>from</u> the parties (and/or from the Irish Authorities) <u>to</u> the PTI.

6. All Parties are notified of the date, time and location of the scheduled hearing. _____

   A. If the Respondent contests the claim using 'PTI Form S-1' or by sworn affidavit, then the Respondent can opt to have the matter decided; (i) upon the written submissions; and/or (ii) by the sworn video statement; and/or (iii) plus oral representations at the public hearing, in-person or by proxy, which materials will be read (or played) into the record, on the day, by the hearing facilitator. _____

   B. If the Respondent does not respond or does not formally contest or challenge the claim, then the hearing is still held 'in public' and 'on camera' using the Applicant's 'PTI Form S-1' with the Applicant answering any adjudicators questions put by the MC/facilitator, and the videoed hearing is then forwarded to the independent Adjudicators to 'find' the matter and send in their independent findings to the Adjudications Division who then produce an evidence-and-law based Determination that is grounded <u>*solely*</u> in positive [written] law, and, with Council approval, publishes the same online. _____

7. The Application is thereby declared either; (i) upheld, (ii) part-upheld, or (iii) dismissed – with a formal PTI Determination issuing accordingly, with Council approval. The resultant Determination will carry its own inherent jurisdiction (as per PTI GS/001) and may be served on any party as a formal legal document in its own right. _____

9. Appeals against the issuance of any such Determination may only be made in accordance with PTI appeal rules, as per Section 5 of the PTI Manual.

Title of Article 40.1 Proceedings:

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*Outcome: Application upheld / part upheld / dismissed. D-No……..Date:…….