

More Good News for Lenders

Anton Teasdale & Ors –v- HSBC & Ors [2010] EWHC 612(QB)

▪ Ian Norman, 28th May 2010

Earlier this year [we reported on the High Court's decision in Carey v HSBC \[2009\] EWHC 3417 \(QB\)](#), which provided helpful guidance to Lenders on the requirements of section 78 (and also 77) of the Consumer Credit Act 1974 ('the Act'). As a result of this decision, many Claims Management Companies (CMCs) decided to discontinue their claims brought against the various Banks.

In a recent decision by the same Judge, His Honour Judge Waksman QC in *Anton Teasdale & Ors –v- HSBC Bank Plc & Ors [2010] EWHC 612 (QB)*, it was

decided that Claim's Management Companies (CMCs) were not entitled to recover their costs against the Banks, even though when they issued proceedings the decisions in both McGuffick –v- RBS and [Carey](#) had not been handed down. The judge saw no reason to divert from the usual protocol under Part 38.6 of the Civil Procedure Rules (CPR 1998) and the CMCs' costs applications were dismissed.

Find the judgement on [British and Irish Legal Information Institute web site](#)..

For further information or advice in relation to Consumer Credit Litigation, please contact:

Ian Norman

[e-mail](#)

[profile](#)

Telephone: 01844 268348

Fax: 01844 214984