

Judicial Review Update:

June 2014 - Issue 2

Prison Law

Regina (Tabakh) v Staffordshire and West Midlands Probation Trust and Another [2014] 1 WLR 1022; [2014] ACD 41 (Appeal Outstanding)

Cranston J

Offenders' representations to a MAPPA panel should be via the Offender Manager.

Public Interest Immunity

R (Mohammed) v Secretary of State for Defence [2014] 1 WLR 1071; [2013] 2 ALL ER 897; [2013] ACD 24

Moses LJ

PII material can be disclosed to a 'confidential ring' of people.

N.B Doubted in AHK v Secretary of State for the Home Department [2013] EWHC 1426 (Admin); [2014] Imm. A.R. 32.

Housing Law

Regina (N) v Lewisham London Borough Council [2014] 2 WLR 719; [2013] H.L.R. 46

Kitchin LJ

Must councils go to court before starting a domestic eviction? No.

Police Law

Regina (Prothero) v Secretary of State for the Home Department [2014] 1 WLR 1195; [2014] A.C.D. 40

Sir John Thomas P

The requirement to give police details of finances under reg. 12 Sexual Offences Act 2003 (Notification Requirements) (England and Wales) Regulations 2012 is lawful.

Police Law

Regina (C) v Secretary of State for the Home Department and Another [2014] 1 WLR 1234; [2013] A.C.D. 94

Moses LJ

Police detainees under 18 years must be treated as children.

Reporting Restrictions

Regina (A) v Lowestoft Magistrates' Court [2014] 1 WLR 1489; [2013] E.M.L.R 20; [2013] A.C.D. 72

Kenneth Parker J

Reporting Restrictions are available if proceedings are brought "in respect of" a child- s.39 Children and Young Persons Act 1933.

Search Warrants

Regina (S and Others) v Chief Constable of British Transport Police and Another [2014] 1 WLR 1647 (Practice Note); [2014] A.C.D. 19

Aikens LJ, Silber J

Seek legal advice before applying for special procedure warrants under PACE 1984

Criminal Law

Regina (Uddin) v Crown Court at Leeds [2014] 1 WLR 1742; [2014] 1 Cr. App. R 13; [2014] A.C.D. 32
HHJ Jeremy Richardson QC

Can you JR a bail revocation during a trial on indictment? No.

KCH Garden Square is the largest set of chambers in the East Midlands. Our Public Law team consists of highly experienced advocates with wide ranging expertise, covering the whole spectrum of legal areas through Family, Civil and Crime. We can advise on your Judicial Review case from initial assessment right through to court hearings.

Our team are committed to ensuring the untapped reserve of local JR cases can be brought before the Administrative Courts of the regions. There is no longer any incentive to bring cases at the RCJ in London; it will now be swifter and more cost effective to have the cases dealt with in the city in which they arise.



Iain Goldrein QC

Iain is Queen's Counsel, specialising in Civil and Family work with a particular interest in Judicial Review. He sits as a Deputy High Court Judge, is a qualified mediator and he broke the mould of legal writing, having published major practitioner manuals in the fields in which he practises; most of his books are forwarded by senior members of the judiciary.



Sam Skinner

Sam is a specialist civil practitioner, and one of the Attorney General's Panel of Counsel for the Regions. He has a specific interest in judicial review cases and appears regularly for claimants and the Government in the Administrative Court throughout England and Wales.

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