

ANNUAL REPORT 2022 - 2023





ESTABLISHED IN 1957, JUSTICE IS A CROSS-PARTY LAW REFORM AND HUMAN RIGHTS ORGANISATION WORKING TO STRENGTHEN THE JUSTICE SYSTEM – ADMINISTRATIVE, CIVIL AND CRIMINAL – IN THE UK. Our work aims at proposing practical, realistic, and timely changes, addressing some of the most urgent issues facing the United Kingdom's legal framework.

We use our voice to influence and improve policies and practice, while not being afraid to scrutinise and challenge developments in the justice system that threaten the nation's adherence to human rights and the rule of law.

HOW WE WORK

JUSTICE's work spans administrative, civil, family and criminal justice in the United Kingdom. We have four intersecting core areas of activity:

We are a cross-party membership organisation, drawn primarily from the legal profession with a common commitment to the rule of law and the fair administration of justice.

Through our membership, we have strong connections with political decision-makers and the judiciary, and we work closely with both.

OUR MEMBERS ARE CRITICAL TO JUSTICE'S SUCCESS. THEY HELP SHAPE OUR PRIORITIES; THEIR EXPERTISE AND PERSPECTIVE ARE A VALUABLE RESOURCE TO OUR STAFF; AND THEY INCREASE OUR INFLUENCE. WE ALSO NEED OUR MEMBERS' SUPPORT TO MAINTAIN A SUSTAINABLE FUNDING BASE FOR OUR WORK. We use working parties of our members and other experts to identify and address areas ripe for reform. Supported by our staff, the working parties provide evidence-based analysis and propose practical solutions by drawing on leading academic research, international and comparative material, and lived experiences of people interacting with the justice system in different ways.

We work towards implementing our working party recommendations, and use our reports to inform, influence and collaborate with decision-makers and other key actors.

We act as a bridge between law and lawmakers, briefing politicians from all parties on draft legislation relevant to the justice system in the UK and devolved Parliaments.

We also respond to consultations from Government, parliamentary committees and other significant bodies within our areas of expertise.

We hold informative events on our work and related issues, and on access to the legal profession for our members and other interested parties.

We submit third-party interventions in domestic and international courts, including the UK Supreme Court and the European Court of Human Rights, in cases that raise critical points of law in our areas of expertise.



FROM THE PRESIDENT



It is with great pleasure that I commend this report to you. Being President of JUSTICE (one of my favourite titles), enables me to work alongside a fantastically committed team with the capability and capacity to produce high quality, pragmatic solutions to address many of the biggest problems faced in the justice system today. The myriad of legislation passing through Parliament over the last three years has led to JUSTICE spending an unprecedented amount of time this year analysing bills, briefing parliamentarians, drafting amendments, and engaging with ministers and officials. This is all with a view to ensuring the legislation creates good law, areas where human rights are under threat are called out and the rule of law is protected at all costs.

The range of legislation that JUSTICE has worked on has been breath-taking including the Illegal Migration Act 2023, the Public Order Act 2023, and the Retained EU Law (Revocation and Reform) Act 2023. I can speak with personal knowledge that JUSTICE's bill work is highly regarded by numerous parliamentarians in both houses, as was reiterated by Lord Anderson of Ipswich KC at Brick Court's reception in the House of Lords, held in April to recognise the work of JUSTICE.

In addition to this increased focus on legislation, the JUSTICE team published a new report in October 2022 looking at Improving Access to Justice for Separating Families, as well as launching three new working parties (read on for more information). the Afghanistan Resettlement Schemes. Their report, published in August 2023, looks at the accessibility and efficacy of these schemes, which have been found to be deeply problematic.

Finally, I would like to draw your attention to JUSTICE's programme of work on the Rule of Law. To date this has consisted of a range of lectures and panel events with eminent speakers from the House of Lords, former Government Ministers, Supreme Court and Court of Appeal judges and top academics and legal professionals, and a soon-to-be published report addressing the threats and challenges. This is the first time any organisation has taken stock of recent legislation and policy and objectively assessed the impact it has had on the rule of law and our rights. A 'must read' report – keep an eye out for it!

Thank you to all of the JUSTICE team for their indefatigable commitment to the important purpose of creating a UK-wide justice system that is fair, accessible and respects the rights of all. And thank you to the readers of this report. I know how grateful JUSTICE are to have the support of the many law firms, Chambers and academics who provide pro bono research and analysis – we could not do this without you.

BARONESS KENNEDY OF THE SHAWS KC PRESIDENT, JUSTICE COUNCIL

JUSTICE has also been working on a topic very close to my heart,

FROM THE CHIEF EXECUTIVE



I write this well into my second year at JUSTICE and can't quite believe where the time has gone!

I also can't believe just how much the team has delivered from: analysing legislation, identifying complex problems in the different parts of the justice system and finding practical solutions, organising and hosting educational and fundraising events, keeping our fantastic funders in the loop and encouraging new supporters to join us.

As you can see from this report, it has been a tremendously busy and rewarding year, as we enhance our ability to make an impact in improving access to justice and, importantly, explain how we do this and why it is essential.

This year also saw the sale of our building on Carter Lane and the move into temporary accommodation on High Holborn. Once again, the team stepped up to go above and beyond to sort through the many papers and belongings in the old building and help with the move. Samantha Burridge (Director of Operations), Josie Williams (Operations Coordinator), Maddy Breen (Engagement and Communications Executive) and Alex Howard (our previous Development

Administrator), in particular, played a key role and I'm very grateful to them all.

The decision to sell initiated a few discussions and activities to work out how we want to work in the future and where. The search is very much on for a new workspace with access to more desk and meeting space, encouraging more collaboration amongst ourselves and with others.

We have not entirely ruled out buying another building in the futurem but for now the Board's decision (as recommended by the Senior Management Team) is to find somewhere suitable and convenient to rent for the next three to five years so we can focus our efforts on our core purpose: creating a UK wide justice system which is fair, accessible, and respects the rights of all.

We also benefited from a Whitehall and Industry Group (WIG) project team made up of talented leaders from across the public and private sector who researched innovation hubs and presented their findings to the Board in July. Lots of food for thought, which will be included in the development of our future strategy.

FROM THE CHIEF EXECUTIVE

I was delighted to welcome four new Board members in October last year: I. Stephanie Boyce, Sara Mansoori KC, Alice Smith, and Christian Weaver and seven new Council members: Les Allamby, Almira Delibegovic-Broome KC, Amanda Finlay CBE, Saima Hanif KC, Alexandra Marks CBE, Kathleen Russ and Maryann McMahon.

A final thank you to all our members, speakers, supporters, funders and partners. We could not do what we do without you.

FIONA RUTHERFORD CHIEF EXECUTIVE



Some of the JUSTICE team having an all-important ice cream ahead of this year's London Legal Walk

WORKING PARTIES

JUSTICE has continued to work closely with our members on our working parties making recommendations that challenge unfairness across the justice system.

This has been another busy year, with the publication of two new reports, and several other projects underway.

IMPROVING ACCESS TO JUSTICE FOR SEPARATING FAMILIES

In October 2022, we published our report - **Improving Access to Justice for Separating Families** - which made 43 ambitious but realistic recommendations related to child arrangement problems and their resolution in England and Wales. The Working Party consulted widely with professionals and experts in the family justice system, including individuals (adults and children) with experience of using the system. We concluded a fresh approach was required in and out of court, designed around the needs of the families involved, their vulnerabilities and characteristics, including those suffering mental health problems; victims of abuse; families experiencing economic disadvantage; and children in the middle of disputes with the right to be heard.

Recommendations include: early legal advice, consistent risk-

screening throughout the family justice system, a presumption of participation for children, an investigative and problemsolving approach facilitated by a core "court team" working under the judge, and reviews of outcomes.

We are hugely grateful to Mishcon de Reya LLP, the Treebeard Trust, The Clifford Chance Foundation and the Eleanor Rathbone Charitable Trust for their support of this working party.

Read the report here.

"It was a great privilege to chair the JUSTICE Working Party, Improving Access to Justice for Separating Families. Families seeking help with child arrangements need advice, support and to be treated with dignity, at what is often a distressing time in their lives.

Our ambitious but realistic recommendations suggest a new way forward – focused on those families, their needs and rights – for a family justice system that can deliver accessible, fair and effective outcomes in the best interests of children." **Professor Gillian Douglas** Chair of the Working Party

REFORMING THE AFGHANISTAN RESETTLEMENT SCHEMES: THE WAY FORWARD FOR ARAP AND ACRS

In 2021, JUSTICE published a landmark report assessing the Windrush Compensation Scheme. Many of the issues we identified with the Windrush Compensation Scheme are also applicable to other recent bespoke Home Office schemes, which led to the creation of two new working parties looking at the Afghanistan relocation schemes (the Afghan Relocations and Assistance Policy (ARAP) and the Afghan Citizens Resettlement Scheme (ACRS)) and the EU Settlement Scheme.

The Afghan Resettlement Schemes were designed to help all those whose lives are now at risk due to supporting the British during its presence in Afghanistan. Yet, both schemes are failing to fulfil the promise of relocation made to so many Afghans. The report found significant delays, a lack of transparency and consistency to Government decision-making, subsequent relocation, a lack of clarity about how the schemes operate and a convoluted application process.

The Government have so far received 141,000 applications for ARAP but just over 12,300 individuals have arrived in the UK. There are approximately 2,417 eligible individuals still in third countries, such as Pakistan, yet to be relocated. A further concern by the working group is the cap of 20,000 for ACRS, which is far lower that the UK's international counterparts such as Canada, which has committed to resettling 40,000 Afghans.

Of those who applied, 9,059 places have been allocated but only 40 individuals have been relocated under ACRS pathway 2 (referrals from the United Nations High Commissioner for Refugees), and 14 under ACRS pathway 3 (British Council contractors, GardaWorld contractors and Chevening alumni).

Recommendations include reducing delays, improving consistency in decision-making, clarifying how the schemes work, improving communication, enhancing transparency, reviewing policies and expediating relocation times.

JUSTICE are grateful to the Paul Hamlyn Foundation and Dechert LLP for supporting this work, and to Garden Court Chambers for hosting the report launch.

Read the report here.

"Two years on since the Taliban takeover of Afghanistan in August 2021 is an important time to reflect on the impact of the Afghan Settlement Schemes set up to honour the contribution of those Afghans who worked alongside and supported the UK mission

there for 20 years. Despite recognising those who have been able to be relocated to the UK, this report makes 24 recommendations to improve the schemes for those whose lives continue to be at risk. This is clearly the right thing to do."

Sonali Naik KC

Chair of the Working Party

WORKING PARTIES IN PROGRESS

The function and operation of Behavioural Control Orders is chaired by George Lubega, who was a Partner at CMS and is now a District Judge. Launched on 21 June 2022, this Working Party is looking at Behavioural Control Orders, defined as orders obtained by a civil procedure, that seek to restrict a person's behaviour and result in criminal conviction if breached.

The Working Party is examining the way that such orders have expanded across the justice system. It looks at how they operate in practice - in particular whether they are issued and enforced in a fair and consistent manner that respects human rights and whether they are effective in achieving their specified purposes. The Working Party will report in Autumn 2023. King & Spalding LLP are supporting this Working Party with additional research by Paul Hastings LLP, Shepherd and Wedderburn LLP, Katten Muchin Rosenman UK LLP, and Mishcon de Reya LLP.

The Outsourcing and Administrative Justice launched in February 2023, and is chaired by **Sir Gary Hickinbottom**. Sub-groups have been formed to look at four different policy areas: benefits, homelessness, prisons and immigration detention, and social care.

Given that outsourcing is likely to play a considerable part in public service delivery for the foreseeable future, the Working Party is looking to make a series of practical, evidence-based recommendations for how it could be done in a way which better upholds the public law principles at the heart of administrative justice. The Working Party is expected to report in Spring 2024. We are grateful to Simmons and Simmons for their support.

Time Better Spent: Improving Administrative Decisionmaking in Prisons, chaired by **Professor Nick Hardwick**, is now underway, with its first meeting having taken place in August 2023. The task of the Working Party will be to consider both structural issues surrounding administrative decisionmaking in prisons, as well as improvements to certain areas of particular concern. Our thanks go to Sidley Austin LLP, and The Bromley Trust for their support.

Transparency and a Modern Justice System is a new project still in the scoping phase. Recent changes in technology and the way in which the justice system operates have thrown up a number of issues to consider so as to ensure that our justice system remains open and transparent. Whilst technology has the potential to democratise the justice system, from virtual hearings to the publication of machine-readable judgments online, its use can also inhibit transparency if not properly considered in the design and implementation of modern justice processes.

In addition, Fiona Rutherford has been appointed as an Expert Member of the Ministry of Justice's Senior Data Governance Panel, which advises the Lord Chancellor and Lord Chief Justice in relation to data issues.

The State We're In: Addressing Threats & Challenges to the Rule of Law

The stark conclusion of our analysis of recent legislation is that the UK's reputation for upholding the rule of law is under grave threat. In practice we see a palpable reduction in access to justice; inadequate progress in tackling inequalities; a disregard for judicial oversight and independence, including verbal attacks on the profession; and an overall deterioration of the quality of our law-making. This report seeks to take stock of the situation, offering a reflection on the UK's adherence to the rule of law and recommendations on how to start getting back on track.

This work is supported by grants from The Joseph Rowntree Charitable Trust, and The Legal Education Foundation. Clifford Chance LLP provided pro bono research for this project. The report will be launched in September 2023.

Remand Decision-Making in the Magistrates' Court

Magistrates' courts deal with the vast majority of criminal cases in the UK. However, very little data is available to understand how magistrates and district judges in the magistrates' courts make their decisions. In particular, there is a distinct lack of information available on how decision-makers in the magistrates' courts determine bail. Whilst decision-makers are required to give reasons for their decisions with respect to bail, this information is not made publicly available. It is therefore difficult to assess whether the law is being properly applied. Moreover, this lack of information undermines efforts to identify and address any concerning trends that might exist.

To better understand magistrates' decision making, JUSTICE undertook a programme of observational research of remand hearings at a select number of courts in England. Based on this

research, we are now in the process of producing a report of our findings. We anticipate this will be followed by convening a working party to look at the issues highlighted by the data and find solutions to them.

We are hugely thankful to everyone who assisted in the data collection - students at University College London, Newcastle University, Nottingham Trent University and Exeter University, and lawyers at Reed Smith LLP and Skadden, Arps, Slate, Meagher & Flom LLP.

"Our volunteer team has engaged in both desk-based research and in-person courtroom observations to support JUSTICE's work around improving magistrates' court processes in respect of bail and remand decisions.

The information gathered from remand hearing observations across England has guided our understanding of possible system issues around racial and gender bias, and the way these can affect how such decisions are made.

This work presented a unique opportunity to involve in-house lawyers too, enabling more lawyers to make a significant impact on those in our society who are most affected by the problematic overuse of custodial powers. We're excited to continue our partnership with JUSTICE and further their mission to create a fairer, more efficient magistrates' court system." Cynthia O'Donoghue (Partner), Olivia Grant (Associate) and Heidi Paget-Brown (Associate), Reed Smith LLP

Practitioners' guide to raising race at inquests

We are in the process of developing a practitioners' guide to raising issues of race at inquests. The guide aims to provide practitioners with information on racial disparities in relation in deaths in custody, empower practitioners to identify when issues of race could be raised at an inquest, and provide practitioners with guidance on the kinds of arguments that could be made in relation to the role of racism in state-related deaths and how to make these arguments effectively. To develop this guide, JUSTICE is working closely with INQUEST, a charity with expertise in state-related deaths, and an Advisory Group of practitioners, academics, and those with lived experience of the inquest process, chaired by **Professor Leslie Thomas KC**. We expect the guide to be published at the end of 2023.

To read our published reports and learn more about our current working parties, visit justice.org.uk.

With the Government's legislative-heavy agenda, our briefings and consultation work has continued to account for much of our policy work. The following are only a handful of the many briefings and consultations we have worked on over the past twelve months.

We would like to take this opportunity to thank the many law firms who have given us very valuable bono research time on all our resonses and briefings.

RETAINED EU LAW (REVOCATION AND REFORM) ACT 2023

The Retained EU Law (Revocation and Reform) Bill received Royal Assent on 29 June 2023. JUSTICE had briefed on the Bill throughout, from its introduction in November 2022 to the last stages of ping pong in June 2023. There are some notable wins: the "sunset clause" in the original draft - which proposed to delete thousands of legal instruments at the end of the year - was thankfully scrapped by the Government.

Assisted by the briefing efforts of JUSTICE and a range of other organisations, it became clear during the Lords stages that the Government could not justify mass-deletion of law without telling Parliament what it is deleting. The Act instead passed with a schedule of the law to be deleted, around 600 instruments, and with ongoing reporting obligations on the Government in their review of retained EU law. However, JUSTICE has outstanding concerns with section 14 of the new Act: the ministerial power to replace retained EU law with new secondary legislation. This replacement power can be exercised to introduce new law with completely different objectives to the old law, simply if the minister in question considers it "appropriate". Referred to as an executive "blank cheque" and a "delegated superpower" in the debates, JUSTICE has consistently called for restrictions to this power, as well as more Parliamentary scrutiny of it.

Furthermore, in the latter stages of the Bill, we assisted in the drafting of amendments which would secure such scrutiny. The case was successfully made in the Lords by Lords Anderson and Hope, amongst others, with amendments passing by a significant majority. However, their repeated rejection in the Commons resulted in their being excluded in the final Act. JUSTICE is concerned about this broad executive power, and the potential for it to be used in a way which subverts the sovereignty of Parliament. We have had <u>national press coverage</u> about the power and we will continue to pay close attention to its use, as part of our ongoing work monitoring the state of the rule of law in the UK.

ILLEGAL MIGRATION ACT 2023

JUSTICE briefed Parliamentarians throughout the truncated Parliamentary process of the Illegal Migration Act. We raised

serious concerns with the legislation including that there were strong arguments it breached the UK's international law obligations, prevents individuals from holding the Government accountable for its decisions and would hand significant regulatory power to the executive.

JUSTICE worked with Lord Carlile to remove the widespread retrospective powers within the Bill. Such powers are an affront to legal certainty and the rule of law, as we set out in <u>our</u> <u>article in The Times</u>. The Government did make a significant concession by removing much of the retrospectivity from the Bill. The duty to deport, for instance, will now not apply to those that arrived before the Bill comes into force. We are proud to have raised awareness of this important issue and changed the legislation. However, some concerning retrospective powers remain, and we also note the wide regulatory power which the Government has to change the date the law comes into force which we will monitor closely.

Despite this concession, we are very disappointed that this legislation has now become law given our significant wider concerns. This is especially the case when important procedural safeguards which we supported were ultimately defeated in the Parliamentary ping-pong process. These included amendments which would have ensured the Bill was interpreted compatibly with the UK's international legal obligations, protected modern slavery victims, and limited the Home Secretary's wide powers over detention.

Going forward, JUSTICE will continue to argue for an evidencebased asylum and immigration system, which is compatible with our international legal obligations under the Refugee Convention, the European Convention on Human Rights and the Council of Europe Trafficking Convention.

VICTIMS AND PRISONERS BILL

In March 2023, we saw the first appearance of the Victim and Prisoners Bill. Based in part on the <u>draft Victims Bill which was</u> <u>put before the Justice Committee for pre-legislative scrutiny in</u> 2022, the Bill fails to enhance the rights of people affected by crime within the criminal justice system or introduce any real enforcement mechanisms that would assist people to secure their rights in practice.

Within Part 2, which deals with victims of major incidents, provision is made for the appointment of independent advocates to assist those victims, but the role is weak and lacks safeguards on advocates' independence. Moreover, we consider that victims of major incidents should be entitled to the same procedural rights as people affected by crime.

Part 3 of the Bill introduces significant changes to the parole process. First, the Bill seeks to tighten the test so that it is more difficult for prisoners to be released on parole. Parole decision-making focusses on the risk of future harm, and yet no evidence has been provided to show that public protection requires this change. In addition, the Bill proposes to allow the Parole Board to decline to determine release in a particular case and instead refer it to the Secretary of State. This possibility would bring the Board's very status as a court-like body into question. Moreover, the Secretary of State would obtain a veto over release decisions for this group of provisions, empowering them to override any release decision made by the Parole Board, thereby quashing the original decision so that the Secretary is free to re-take it. These are extraordinary provisions which challenge the separation of powers and accordingly the rule of law.

The Bill further seeks to disapply section 3 of the Human Rights Act 1998 from all existing and future legislative provisions dealing with the release, licence supervision, and recall of prisoners. Like the Bill of Rights Bill before it, this provision is unacceptable and would deny a particular group their fundamental human rights protections.

JUSTICE briefed MPs on these various concerns ahead of the Bill's Second Reading. We have also now provided written evidence at the Committee stage and in response to a call by the Joint Committee on Human Rights. We anticipate that Report stage will be completed during the autumn, and we will continue to collaborate with other NGOs to improve the Bill when it reaches the House of Lords as well.

PUBLIC ORDER ACT 2023

JUSTICE briefed on the Public Order Bill through its passage in the Commons and Lords, and were concerned to see it gain royal assent in May 2023 following over a year's worth of work from JUSTICE on the Bill, including at its inception as a collection of amendments to the Police, Crime, Sentencing and Courts Act 2022.

We were pleased to see the House of Lords vote eight times in favour of amendments which we supported, with some of the most controversial powers unable to be revived, such as the Government amendments which would have empowered the police to restrict protests pre-emptively, as well as limits on the 'reasonable excuse' defence for protest-related offences. Unfortunately, the Government rejected JUSTICE's proposal for a definition of "serious disruption" (core to several of the new offences). While Labour attempted to revive the original definition, this was unsuccessful during Lords' 'Ping Pong' on 14 March, losing by only 11 votes.

Nevertheless, peers voted strongly in favour of the journalist protection amendment, which JUSTICE helped prepare and advocate for (read Tyrone's piece in the Big Issue), tabled on a cross-party basis and led by JUSTICE Council member Baroness Chakrabarti CBE. We welcomed the Government's concession and acceptance of the principle of the amendment, when they tabled a slightly revised alternative during the Common's consideration of Lords' amendments. Now section 17 of the Act, the provision prevents the police from exercising their powers for the principal purpose of preventing individuals, such as journalists or legal observers, from monitoring protests. We will continue to monitor the operation of the new powers as they come into force.

BILL OF RIGHTS BILL

Following extensive work over the past couple of years, including consultation responses and briefings, we welcome the news confirmed by the new Lord Chancellor and Secretary of State for Justice, the Rt. Hon. Alex Chalk MP, that the Bill of Rights Bill has been permanently shelved. The Bill was widely condemned on a cross-party basis. The Bill would only have served to diminish vital domestic rights protections, create huge amounts of legal uncertainty, undermine our devolved settlement (including the Good Friday Agreement) and breach our obligations under the ECHR. The evidence shows that the Human Rights Act has worked well and allowed countless

individuals to enforce their rights in domestic courts.

JUSTICE are proud to have played our part in opposing this divisive and unnecessary legislation. We briefed Parliamentarians and worked as part of the Save our Human Rights Act coalition of over 120 cross-sector charities and organisations. However, we remain concerned that some of the Bill's underlying ideas may still resurface in other legislation in a more piecemeal fashion. Furthermore, it is important that we are vigilant in the face of increasing rhetoric in favour of leaving the European Convention on Human Rights altogether. We will continue to work on a cross-party basis to make the case for our domestic human rights laws and the UK remaining a signatory of the ECHR.

We would like to thank our independent advisory group, led by **Sir Michael Tugendhat**, for their input on our responses to the Independent Human Rights Act Review and the Bill of Rights Bill consultation. We would also like to thank **Dr Rosana Garciandia** and **Professor Philippa Webb** (Lecturers in Public International Law, Kings College London), **Lily Walker-Parr** (5RB), Clifford Chance LLP, Herbert Smith Freehills, King & Spalding LLP, Reed Smith LLP and Debevoise & Plimpton LLP for their pro bono research which supported this work.

IN COURTS

THIRD PARTY INTERVENTIONS

This year saw a new JUSTICE third party intervention, in the case of U3, heard by the Court of Appeal on 24-26 April 2023.

The case concerns the issue of appeals against deprivation of citizenship decisions for reasons of national security, which are decided by the Special Immigration Appeals Commission ("SIAC") on appeal from the Home Secretary's decision. JUSTICE's intervention addressed the appellate jurisdiction of SIAC, which has been interpreted differently since the decision of the Supreme Court in Begum [2021] UKSC 7.

SIAC found at first instance that its remit was limited to Wednesbury unreasonableness and errors of law, akin to judicial review. JUSTICE argued that there needed to be a meaningful appeal on grounds of fact in these appeals, in particular when the appeal is the first opportunity for the appellant to rebut the national security case against them.

JUSTICE's involvement follows on from our intervention in Begum as well as a number of other previous interventions concerning the jurisdiction of SIAC, including the ECHR case, Chahal v UK, which led to the creation of SIAC.

The judgment was handed down in July 2023 (neutral citation [2023] EWCA Civ 811). The Court of Appeal dismissed the appeal, finding Begum to be binding to the extent that SIAC

was bound to give deference to the executive in evaluating national security risk in appeals like U3's, with successful appeals only being available on public law grounds.

While the court agreed that SIAC did have a fact finding jurisdiction in these appeals, the relevance of facts found by SIAC was held to be limited: "SIAC must bear in mind that its finding about motivation cannot displace a contrary assessment by the Secretary of State, as long as there is material which would rationally support such a contrary assessment." [175] JUSTICE is currently liaising with the appellant and our legal team about a further appeal to the Supreme Court.

JUSTICE is extremely grateful for the pro bono assistance in this matter from Freshfields Bruckhaus Deringer and **Tom Hickman KC, George Molyneaux** and **Rayan Fakhoury** of Blackstone Chambers.

JUSTICE SCOTLAND

JUSTICE SCOTLAND

There have been a number of key developments for JUSTICE Scotland over the past twelve months.

JUSTICE Scotland is delighted to have secured office space in Edinburgh, from which our Scottish lawyer will be based. This is shared with other civil society organisations such as Amnesty International, JustRights Scotland and the Scottish Human Rights Consortium. The new office has already led to partnership opportunities and JUSTICE Scotland was pleased to contribute to a project championed by the Human Rights Consortium, on access to justice and human rights.

We are also delighted to report that as of Autumn 2023, JUSTICE Scotland will be joined by a legal secondee from Burness Paull LLP. The secondment is the result of tireless efforts from our Chair, **Almira Delibegovic-Broome KC**, and Vice-Chair, **Seonaid Stevenson-McCabe** to promote our work with corporate firms in Scotland. We are very grateful to all involved, including the Development team, for securing the opportunity. The secondee, who will work at JUSTICE Scotland two days per week, will undertake research in relation to Scotland's new Victims, Witnesses, and Justice Reform (Scotland) Bill.

The Bill proposes to bring in large-scale reform to Scotland's criminal justice system, raising human rights issues in relation

to constitutional issues such as jury trials and judge-only hearings. To that end, JUSTICE Scotland is also convening a Criminal Justice Roundtable in September 2023 to gather evidence from practitioners and experts across the sector. Our work in this area sets the scene for our more focussed work arising out of the Legal Assistance in the Police Station report. We are delighted to be taking part in a collaborative PhD with the University of Warwick which will explore the treatment of suspects in Police custody, with a particular focus on how vulnerability is perceived and accommodated within Scotland's criminal justice system. The work, which will involve empirical studies, will commence in September 2023.

As part of our Working Party on Behavioural Control Orders in England and Wales, comparative research undertaken by Shepherd and Wedderburn LLP has provided useful context to how orders operate in Scotland and what lessons can be learnt from their use there. The research will also form part of a discrete project in Scotland during the implementation phase of the report.

Finally, JUSTICE Scotland looks forward to building on work conducted so far to scope the creation of a Public Legal Education programme in Scotland, in collaboration with Brodies LLP.

ADMINISTRATIVE JUSTICE COUNCIL

The Administrative Justice Council (AJC) is the oversight body for the administrative justice system in the UK. Chaired by **Sir Keith Lindblom**, the Senior President of Tribunals, the Council consists of stakeholders from across the administrative justice system including members of the judiciary, public service Ombuds, academics, pro bono lawyers, advice sector organisations and civil servants. The Secretariat for the Council is provided by JUSTICE.

Over the reporting period, the AJC set up four working groups to improve access to justice for users of the system:

1) Improving First Instance Decision-making in SEND

The Special Education Needs and Disability (SEND) working group was convened to provide practical solutions to help improve first instance decision-making on SEND by local authorities. The group's aim is to explore the appropriate action to be taken to address the underlying causes of the high appellant success rate at the First-tier Special Educational Needs and Disability Tribunal. The first two meetings were chaired by **Mick King**, the then Local Government and Social Care Ombudsman, and subsequently **Professor Chris Gill** Professor of Socio-Legal Studies at the University of Glasgow, until May 2023. The group divided up into three sub-groups to look at the following themes: a) Local authority guidance and the interpretation of the SEND Code of Practice 2015

b) Training for decision-makers

c) Lessons Learnt from mediation and the Local Government and Social Care Ombudsman

The report was published in July 2023, making a number of recommendations on how to improve first instance decisionmaking by local authorities aimed at the Department of Education, the Ministry of Justice, Local Authorities, Ofsted, the Quality Care Commission, tribunals and the Local Government and Social Care Ombudsman (LGSCO). The report received good feedback including a press release welcoming the report on the LGSCO website; and the recommendations were welcomed by the Department for Education. The report can be found <u>here</u>.

2) Tribunal user experience in the modernised HMCTS

This working group, chaired by **Caroline Sheppard OBE**, has the overall aim of reviewing the 'user experience' of tribunal users in the light of His Majesty's Courts and Tribunals Service (HMCTS) Tribunals modernisation programme. The group met in December, February, May, and July. The group is focussing on the experiences of five user groups in social security appeals – appellants, tribunal staff, respondents,

ADMINISTRATIVE JUSTICE COUNCIL

judges, and the advice sector.

The group have undertaken field work including interviewing tribunal judges and caseworkers, visiting an application processing centre in Sutton, attending tribunal hearings and tribunal user group meetings. Surveys have been produced to gather evidence from advice organisations who assist users through the online appeals process and the findings will be ready by the autumn.

3) Users in mental distress in the Administrative Justice System

This group, chaired by **Lucy Scott-Moncrieff CBE**, was born out of feedback from our Advice Sector Panel who reported an increasing number of frustrated and distressed users entering the administrative justice system. Concerns were also raised about the negative effect such an increase was having on the wellbeing of those working within the system. The project aims to understand how well the administrative justice system operates for vulnerable users, including those with poor mental health and those experiencing disadvantage by virtue of their characteristics or circumstances.

The group has met three times and two surveys have now been drafted. The first is aimed at users with the intention of bringing to the fore issues that vulnerable people experience during their navigation of the system. The second survey seeks to gather information from advice organisations on the extent to which their clients are struggling, with a focus on access to justice, the cost-of-living crisis and digitalisation. The results will be analysed in the Autumn.

4) Public Education

Set up in September 2022, the goal of the group is to promote better awareness of young people's rights and the routes to access / enforce them, and how best to do so across the UK. The group met twice earlier in the year and focused on the content and messaging to raise awareness of enforcing one's rights in administrative justice. This rights-based approach was based on the UN Convention Rights of the Child. The group has been put on hold until September due to capacity issues within the small group.

Newsletter

The Secretariat have published three newsletters over the reporting period which covered items of interest from across the administrative justice landscape. The newsletters can be found on the website <u>here</u>.

IMPLEMENTATION: HOW WE CHANGE THE SYSTEM

JUSTICE is an active organisation. Our reports do not sit on shelves, instead the Policy team are working tirelessly to implement recommendations from our reports (both recent and old), working with a range of stakeholders, policymakers and others from across the legal profession.

HOW DO WE IMPLEMENT WORK?

In addition to meetings and consultations with key decisionmakers, we use presentations, articles and communications to a broader legal and policy audience to raise awareness, educate and create an appetite for change. Where recommendations are not taken up, we work to find better evidence, make adaptations and/or involve other groups to support our suggestions. Where available, we review statistical information to assess change, and evaluate procedural, cultural, and attitudinal change for effectiveness through roundtables. meetings, guestionnaires and the work of other groups also monitoring the legal system. Implementation is an ongoing process and often involves sharing of information continually with other NGOs, practitioners, and service providers working on a collaborative basis, in addition to working with senior decision-makers in local and national Government (including ministers and senior civil servants), in Parliament and across a range of public bodies.

reform. This need can be urgent; for example, implementing recommendations from our Reforming the Windrush Compensation Scheme has led to the creation of two new projects looking at the Afghanistan relocation schemes and the EU Settlement Scheme. With the ongoing refugee crisis in Afghanistan, it was vital we began this work immediately and reported quickly. With one report published on the Afghanistan schemes (you can read it on our website here), and the EU report looking to publish within the next year, this highlights the proactive nature of our work.

In the time span of this annual review, we have seen three different Lord Chancellors, and three Prime Ministers, making it a turbulent time for law-making. A lack of stability and changeover of ministers and civil servants can make implementing our recommendations challenging. However, it is with great pride that we can say the expert analysis and research that supports our recommendations means that JUSTICE has the ability to weather these changes and continue to maintain productive and influential relationships with decision-makers.

OUR SUPPORTERS

OUR JUSTICE60

We would like to take this opportunity to thank our dedicated JUSTICE60 supporters. Many of whom have been supporting us for two or even three terms, which is a testament to their devotion to our work and its importance.

The core funding that the JUSTICE60 provides enables us to work on aspects of the justice system that are in most need, as well as giving us the ability to work flexibly and respond to change. Their support has been essential for our new work stream on the rule of law, which in this climate is of utmost importance.

Our JUSTICE60 have had a variety of leading events over the past year, all orchestrated by our Chair **Karyl Nairn KC**. In addition to a wonderful Christmas party at Shapero Books, we hosted the former President of the European Court of Human Rights, **Robert Spano**, who regaled us with stories from his career in the court as well as his reflections on the Bill of Rights Bill. Also, the first female and former Prime Minister of Australia, **Julia Gillard**, who shared her experiences as the first female Prime Minister of the country and one of a handful of female world leaders at the time.

We must thank our extraordinary founder and Chair of the JUSTICE60, **Karyl Nairn KC** for all her hard work and support

this past year. Her passion for the JUSTICE60 and its impact is unmatched. We are eternally grateful to her for her dedication and support.

We are also thankful to the new individuals and corporations that have stepped up and joined the JUSTICE60 this past year, strengthening our resolve and helping us to continue our work. Our JUSTICE60 continues to epitomize the vision of JUSTICE with a common commitment to defending the rule of law and human rights.

"Macfarlanes has supported JUSTICE since 1989 and we are also proud to be a member of the JUSTICE60. In recent years we have worked with JUSTICE on a series of events highlighting key legal issues in relation to the war in Ukraine, bringing together experts in the field to share their knowledge.

We look forward to continuing our work with JUSTICE to support the rule of law and where their work is more important than ever." **Lorna Emson**, Partner, Litigation and Dispute Resolution Marfarlanes LLP

For more information on ways to support JUSTICE, <u>visit our</u> <u>website</u> or contact our Director of Development, Amanda Miller on <u>amiller@justice.org.uk</u>.

OUR SUPPORTERS

FRIENDS of JUSTICE

At the time of writing this report JUSTICE has 114 Friends of JUSTICE; these are our regular donors and members who go the extra mile to donate a minimum of £20 per month, and whose generosity and ongoing support allows us to respond effectively to the needs of the justice system.

December saw our annual Friends appreciation breakfast, where Friends of JUSTICE heard from Fiona Rutherford, as she discussed her upcoming plans for the organisation, and had the chance to find out more about our work.

FUNDRAISING EVENTS

JUSTICE turned 65 in 2022, to celebrate we hosted a fundraising dinner in October at The Honourable Society of Inner Temple, where 70 guests came together to celebrate our history and pledge their support for our future. Following a welcome address from JUSTICE President, **Baroness Kennedy of the Shaws KC**, guests heard from **the Rt. Hon. Lord Hodge PC**, who spoke on our achievements past and present, and Chair of the JUSTICE Board, **Peter Binning**, encouraging more engagement and support to our work. We would like to thank all those who purchased a table, a seat or donated on the night. The event raised £28,150 towards core costs.

We have also launched a series of fundraising events discussing

the current threats to human rights and the rule of law in the UK. We were joined by senior retired judges, leading practitioners, parliamentarians, and academics for four evenings of debate and discussion: 'Human Rights Act Reform: A dangerous or welcome change?' (January), 'Current Threats to the Rule of Law in the UK' (February), 'Parliamentary and media attacks on lawyers – a threat to the Rule of Law (March), and 'The Rule of Law and its relationship with the UK's economic strength' (June). Ticket sales and donations from this series raised $\pounds 12,590$ of income to date.

This series of events is continuing into next year, so keep an eye out for our next one!

TRUST AND FOUNDATIONS AND CORPORATE SUPPORT

Trusts and Foundations and Corporate support play an important role at JUSTICE and we are extremely grateful to those that have supported us, from funding specific projects, to ad hoc pro bono support and hosting our events.

BRINGING PEOPLE TOGETHER FOR JUSTICE

The past year has seen a huge increase in the number of events that JUSTICE has held, both in person and online.

In the virtual world, we've continued to host our Annual Tom Sargant Lecture on Zoom, ensuring that as many people as possible could hear from **Geoffrey Robertson KC** in October 2022. We also hosted a webinar in June 2023 discussing the status of the Windrush compensation scheme, commemorating 75 years since the Empire Windrush landed in Britain.

JUSTICE continued to expand our national reach over the past year. Our annual Human Rights Lecture in Edinburgh was delivered by the fantastic **Edward Fitzgerald KC CBE** who used case examples, many of which he acted in, to highlight the history and importance human rights in the UK. We are once again incredibly grateful to **Jim McCormack** and Pinsent Masons for arranging the use of the spectacular Signet Library.

Our programme of work on the Rule of Law kicked off with three events in 2022. The first took place at Gray's Inn, generously hosted by 3VB with the inimitable **Chief Justice Emeritus Bart M Katureebe**. Two further events were held in Manchester and Leeds respectively and it was a pleasure to see so many new faces. **The Rt. Hon. Lord Dyson**, born and bred in Leeds, spoke compelling about whether there was a case for the Bill of Rights Bill and **the Rt. Hon. Dominic Grieve** KC spoke at the impressive Monastery Manchester on the connection between rights, access to justice and the rule of law. We are very grateful to our speakers and hosts for giving up their valuable time to speak including DLA Piper, the University of Law, and the Ombudsman Association for their assistance.



The Rt. Hon. Dominic Grieve KC speaking in Manchester

These three events are in addition to the ongoing rule of law fundraising panel events, mentioned above. With an allstar lineup of speakers, these lively discussion events have approached the rule of law in the United Kingdom from a wide variety of angles, from attacks on the legal profession, to the relationship between the law and the economy. In addition to providing a huge amount of food for thought, these events have been vital for our fundraising, and we're hugely thankful to our speakers and venues for their support.

The JUSTICE Ukraine Series continued, with two sold-out events looking at the prosecution of war crimes, and the ramifications of international sanctions. With two international audiences

BRINGING PEOPLE TOGETHER FOR JUSTICE

attending virtually, these provided a poignant reflection on the role and response of the legal world on the war.

We were also thrilled to return to an in-person Human Rights Conference last November, though ensured that virtual tickets were also available. Hosted by Allen & Overy LLP, we were joined by a fantastic line-up of speakers from across the justice system, discussing the latest human rights developments in criminal law, immigration, social welfare, family law, inquests, and judicial review.

JUSTICE STUDENT MEMBERSHIP

Students remain a key section of JUSTICE's membership, with our internship and fellowship programmes providing recent graduates the opportunity to develop skills and engage with litigation and law-making processes, whilst earning at least the London Living Wage. The flexibility provided by hybrid working means that these programmes remain accessible to applicants from across the UK, ensuring that opportunities are available to as many as possible.

We are also thrilled to have continued our partnership with Linklaters LLP on two Legal Fellow positions, providing two aspiring lawyers with a six-month placement with JUSTICE.

The highlight of the year was our Annual JUSTICE Student

Symposium, which returned over Zoom in March. This year, our sessions included a keynote speech by Fiona Rutherford, providing an overview of the current challenges to human rights in the UK, and interactive sessions with the JUSTICE legal team. We also continued to host our Careers in Law series of lunchtime webinars looking at different paths into legal careers. A range of excellent speakers discussed their careers to date, helping our student members understand the benefits and challenges of different roles in the law.

OUR REACH

Over the past few years, we have worked hard to expand our media reach – throughout this report, you will spot links to pieces written by the Policy team, showcasing their expertise on our legislative work. In addition to strengthening our relationships with the broadsheets (including an interview with Fiona in The Times) and sector-specific publications, our Engagement and Communications Executive, Maddy Breen, has built new relationships with publications and organisations like The Big Issue, Novara Media, and the Press Association, ensuring that our work is seen by a wider audience.

This has even gained international reach, with our 2021 report on racial disparities in the youth justice system mentioned in an ABC News article, and Tyrone being quoted in Italian press on the Public Order Act.

ORGANISATION

JUSTICE is extremely grateful to everyone – our members, Friends, donors, volunteers, interns, speakers, pro bono lawyers and consultants, working party members and our Board, Council, and committee members – who have helped us over the past year. We are very lucky to have such committed supporters.

MEMBERSHIP

In the 2022-23 financial year we reviewed our membership fees, after feedback from some Corporate members who felt the fee was too low. As JUSTICE fees had not increased since 2011, we reviewed existing rates against inflation, and revised our corporate membership fee structure increasing the fees to just below inflation. We also restructured from small and large firms to small, medium and large solicitors and corporates and introduced a banding for barristers' chambers based on the number of silks.

We also looked at individual membership rates and whilst we were wary of increasing the rates given the current economic climate, we decided to put this to our members at our AGM. As proposed, the members voted to increase the rates for all categories except students, unwaged and paralegals which is a new category that we introduced during this year. This decision was made to ensure that membership remained accessible to those at the start of their career. Despite our efforts detailed below we have seen a decrease in members over the past year, at the time of writing we have 1,790 members. The decrease mainly relates to student members, who we have more of a transactional relationship with; they will join to attend an event or apply for an internship but do not always continue to engage or renew. It is likely that the cost-of-living crisis has exacerbated this decline with our students, and we are discussing new ways to engage with students in the future.

Although our overall membership numbers have decreased over the year, we have been successful at increasing the number of corporate members and have recruited three new large, one medium and two small law firms.

Our corporate support has expanded to include more secondee placements, and a sizable amount of pro bono research.

"I am incredibly grateful to JUSTICE for providing me with the wonderful opportunity to work with them for my pro bono fellowship from Sidley Austin LLP. My work at JUSTICE included attending briefings with civil servants from the Ministry of Justice and HMCTS on benefits reform, working on a report that summarises the issues with the proposed Bill of Rights Bill, and scoping out a project on the rule of law and how cumulative legislative changes have weakened this fundamental constitutional tenet.

ORGANISATION

I cannot thank the JUSTICE team enough for providing me a warm welcome and valuable legal training."

Mannat Malhi

Secondee, Sidley Austin LLP

AGM

Our 2022 Annual General Meeting took place on 19 October 2022 over Zoom, ensuring that members across the country could participate.

Seventy members joined us to hear an update on our work and fundraising efforts including an update from **Professor Gillian Douglas**, who reported back on our working party report, **Improving Access to Justice for Separating Families**. Members voted via poll to increase individual membership subscriptions, to appoint new representatives to its Council and Board and to re-elect Board members to serve for another term.

Dame Alison Saunders DCB was re-elected to the Board after agreeing to stand for another three years. **I. Stephanie Boyce, Sara Mansoori KC, Alice Smith**, and **Christian Weaver** were elected to the Board, and we look forward to working with them during their first three-year term. The meeting thanked **Nancy Lynn Hiestand**, **Christina Liciaga** and **Sir Michael Tugendhat** who retired from the Board, after serving their second and final three-year term.

The meeting approved the appointment of seven new Council members: Les Allamby, Almira Delibegovic-Broome KC, Amanda Finlay CBE, Saima Hanif KC, Alexandra Marks CBE, Kathleen Russ and Maryann McMahon. The meeting thanked Professor Martin Partington CBE KC, Patricia Hitchcock KC, Helen Mountfield KC, David Sheldon, Rupert Skilbeck, the Rt. Hon. Sir Robert Buckland KC MP and Professor Linda Mulcahy who retired from Council.

The 2022-23 financial year saw an improvement from previous years with income increasing through the team's hard work increasing support from Trust and Foundations, Corporates, membership and from the fantastic fundraising events.

We sold our Freehold at 59 Carter Lane in October 2022. This property was purchased as part on an appeal back in the 1990's and was held as part of our endowment fund. Since the building was sold, we have been renting a few temporary desks from another charity whilst we decide how best to use the proceeds from the sale. During this time, we have learnt the importance of having space for our staff to work together whilst maintaining flexible working, so we know we do need some form of office space.

As the building was purchased as part of an appeal, we feel its right to fully consider all options, and this is not a decision the Board is taking lightly. The Board commissioned a number of experts to advise us and the senior management team on our options, looking at the financial and strategic implications of purchasing, renting a traditional office space or a serviced office and whether we should do this alone or jointly with other charities.

Our Board agreed at its July meeting that the best option both financially and strategically was to rent an office space for the

next three to five years, providing us space to achieve our ambitions to grow the charity and become more sustainable. The SMT are now investigating options and we hope to move by the end of December 2023. In the meantime, the funds have been deposited in high interest accounts so that we can receive some income on these, once we have found a more permanent home we will look to invest these funds to cover the cost of renting.

Our income increased by just over 22% and expenditure by 11%, this meant we ended the year with a small surplus of just over \pounds 7k (when we exclude the proceeds of the sale and losses from investments). We had expected to end the year with a deficit of \pounds 38k so this is a positive end to the year, but our reserves are below our reserves policy, for another year.

Our current policy is that unrestricted reserves, on average are equivalent to at least six months' of running costs, which would be £696k based on our 2023-24 expenditure budget. General unrestricted funds held at the end of 2022-23 were just over £604k, which is a shortfall of just under £92k. We are aware that this is not sustainable, and the Senior Management Team are working on a fiveto-ten-year plan and business model to ensure JUSTICE's sustainability and growth.

Our fundraising plan for 2022-23 was to continue to focus on diversification of our income, our membership, our donors, our supporters, and our advocates to ensure our sustainable and continued growth. We have continued to see growth from multi-year and new grant funding from existing Trust and Foundations and as planned we have increased our core funding from Trust and Foundations, which increased by just over £28k from 2021-22. We have been most successful at increasing our Corporate support both pro bono and financial, which increased by £99,586 in 2022-23 (2023: £174,566; 2022: £74,980).

This has meant that income towards our Research and Education activities has increased for 2022-23 (2023: \pounds 451,797, 2022: \pounds 326,047), this down to the hard work of our Deputy Director of Development, Trust and Foundation Fundraiser and Development Administrator who have focused on obtaining repeat funding from existing funders and converting restricted funding to core through improved stewardship, this increased our unrestricted funding by 47%.

We have also seen an increase in our donation income of just over 2% (£472,206 this year up from £461,305 in 2021-22). This is mainly due to an increase in support from our corporate supporters through donated services, an increase in JUSTICE60 donations, legacies and income from our

fundraising events. At the end of March 2023, we had 50 members of the JUSTICE60 (47 in March 2022).

We have not been as successful with our general and Friends donations (general donations are down by £22k and Friends by £2k), we had 117 Friends at the end of March 2023 (123 in 2022). We are currently considering how to engage and recruit Friends better and are planning a recruitment drive.

The introduction of fundraising events to boost our unrestricted income was a significant success. As mentioned above our 65th Anniversary Dinner in October 2022 raised £28,150 in donations and our Rule of Law Fundraising Events in the early months of 2023 raised £12,590.

Membership income has increased by 17% this year to £117,503 (2022: £100,830), this is due to an increase in membership fees as detailed above under membership.

We are grateful for the many funders who continued to provide us with restricted and unrestricted income.

Our work to build a sustainable organisation continues. Over the coming year we will continue to focus on the diversification of our income, our membership, our donors and our supporters as we enter yet another year of uncertainty. Over the past few months, we have increased the capacity of the Development team, providing more support to our Trust and Foundation income streams and refocused our efforts on Corporate support and membership. This increased capacity has enabled us to launch a major giving programme, managed by our Director of Development, which we hope, alongside our JUSTICE60 supporters, will provide us with a stream of more sustainable income.

We have also recruited a Head of Communications, who will start in October, allowing us to expand our reach and raise greater awareness of access to justice, rights and the rule of law, as well as increased engagement and income. We will also decide on how best to use or invest our endowment funds to meet the needs of the charity.

We have already seen some of our work on building relationships come to fruition with a number of corporates expressing an interest in supporting our work with donations of £13,975, and three new grants already received totalling £38,094 (£23,047 for the 2023-24 financial year). For full details on our finances please refer to our Report and financial statements for the year ended 31 March 2022.

FINANCE COMMITTEE

Rachel Sexton (Treasurer and Chair of Finance Committee) Peter Binning (Chair of the JUSTICE Board) Nick Benson Alastair Livesey Kate Saunders David Stern Manu Duggal (until July 2022) Christina Liciaga (until October 2022)

*Figures are provisional subject to audit



JUSTICE'S INCOMING RESOURCES IN 2022/23 £1,098,529 (WITHOUT SALE PROCEEDS)*

DONATIONS AND DONATED SERVICES

FUNDRAISING EVENTS 4&

INVESTMENT INCOME 1%

JUSTICE'S RESOURCES EXPENDED IN 2022/2 £1,091,212 (WITHOUT COST OF SALE)

RESEARCH AND EDUCATION

COST OF RAISING FUNDS 13%

MEMBERSHIP 3%

JUSTICE is the conscience of the legal profession – be a part of it.

AS A MEMBERSHIP ORGANISATION, OUR MEMBERS ARE AMONG OUR GREATEST ASSETS. HERE ARE JUST FIVE OF THE REASONS WHY YOU SHOULD JOIN JUSTICE.

WE ARE INDEPENDENT

Because it is not party political, JUSTICE commands respect across the political spectrum. We have representatives from each of the main political parties on our Council.

WE ARE EXPERT

JUSTICE draws on international research and case law, and the specialist input of experts to provide the template for public policy.

WE ARE INFLUENTIAL

JUSTICE has a membership of prominent judges, lawyers, distinguished academics, leading firms and chambers, and many individuals and organisations concerned about law reform.

WE ARE EFFECTIVE

Through influential reports and informed dialogue, we continue to play a key role in amending and developing the law, government policy, and the practice of public authorities.

WE ARE INTERNATIONAL

JUSTICE is the UK section of the International Commission of Jurists (ICJ) – a global body dedicated to the primacy, coherence, and implementation of international law and principles that advance human rights. We work with colleagues from across the world on areas of common interest and concern.

Find out more about joining JUSTICE on our website - visit www.justice.org.uk.

STAFF AND GOVERNANCE

JUSTICE STAFF

Chief Executive **Fiona Rutherford** Legal Director Stephanie Needleman **Director of Operations** Samantha Burridge **Director of Development** Amanda Miller Interim Legal Director **Tyrone Steele** Deputy Director of Development Jane Collier Lawyers Philip Armitage Andrea Fraser Ellen Leflev Interim Criminal Lawyer Ailsa McKeon Senior Legal Fellows Emma Snell Seán Binder Engagement and **Communications Executive** Maddy Breen **Operations Coordinator Iosie Williams**

Edward Timpson CBE KC MP Mark Trafford KC Sir Michael Tugendhat Professor Alison Young

> HONORARY COUNCIL MEMBERS Theo Huckle KC Walter Merricks CBE

JUSTICE BOARD

Peter Binning (Chair) Rachel Sexton (Treasurer) I. Stephanie Boyce Alexandra Carr Patrick Corr Professor Naomi Creutzfeldt Alastair Livesey Jennifer MacLeod Sara Mansoori KC Kate Saunders Dame Alison Saunders DCB Alice Smith Sir Michael Tugendhat Christian Weaver

Raza Husain KC Dean Kingham David Lakhdhir Professor Anna Lawson Christina Liciaga Andrew Lidbetter George Lubega Alexandra Marks CBF Shelagh McCall KC Maryann McMahon Sonali Naik KC Karyl Nairn KC Andrew Onslow KC Her Honour Judge Angela Rafferty KC Kathleen Russ Vikram Sachdeva KC Caroline Sheppard OBE lessica Simor KC Catherine Smith KC Tim Smith **Aaron Stephens** Professor Richard Susskind OBF Sultana Tafadar KC Professor Leslie Thomas KC The Rt. Hon. Lord Roger John Thomas of Cwmgiedd

JUSTICE COUNCIL

Baroness Kennedy of The Shaws KC (President) The, Rt. Hon, Dominic Grieve KC MP (Vice President) Baroness Sarah Ludford (Vice President) Nicholas Aleksander Les Allamby Zahra Al-Rikabi Lord Anderson of **Ipswich KBE KC** The Rt. Hon. Sir Robert Buckland KC MP Victoria Butler-Cole KC The Rt. Hon Baroness Shami Chakrabarti CBF Joanna Cherry KC MP Deba Das Almira Delibegovic-Broome KC Anand Doobav The Rt. Hon. Lord Dyson Amanda Finlay CBE Millicent Grant KC (Hon) Saima Hanif KC N. Lvnn Hiestand Professor Jacqueline Hodgson

Charles Graham KC Erica Handling David Herlihv N. Lynn Hiestand lames Kessler KC Adam Kramer KC David and Linda Lakhdhir Suet-Fern Lee Richard Lissack KC Penny Madden KC Murdo Macleod KC Ali Malek KC Christopher Mallon Alexandra Marks CBF **Richard Matthews KC** Jennifer McDermott Maryann McMahon Karyl Nairn KC Jonathan Nash KC Michael O'Kane Andrew Onslow KC Craig Orr KC Chris and Carol Osborne Tony Peto KC Sue Prevezer KC Hefin Rees KC Kathleen Russ **Eleanor Shanks**

VOLUNTEERS Disha Anand Jardine Barrington-Cook Katie Collins Erin Gallagher Chloe Gershon Iqra Hussain Mannat Malhi Shivani Prakash Danyal Raza Isabelle Standen Valentina Syla

INTERNS, FELLOWS AND

THE JUSTICE60

Nicholas Aleksander Kon Asimacopoulos Charles Béar KC Peter Binning The Hon. Mr Justice Constable Patrick Corr Simon Davis Almira Delibegovic-Broome KC The Rt. Hon.Lord Dyson PC Lucy Garrett KC Edwin Glasgow KC

Trusts and Foundations Fundraiser Riikka Andersson Secretariat to the Administrative Justice Council Heidi Bancroft Legal and Administrative **Justice Council Coordinator** Sally Hunt **Development Administrator** Honor Johnston Senior Fellow Sefki Bayram Linklaters Legal Fellows Nandini Mitra Nobuhle Sibanda

JUSTICE STAFF 2022-23

Development Administrator Alexandra Howard Senior Legal Fellow Claire Nilles Linklaters Legal Fellows Abdul Banu Abubakr Karimabadi Audley Sheppard KC Mark Simpson KC Michael Todd KC Bea Tormey David Whitehouse KC The Rt. Honourable Lord Briggs of Westbourne Kt KC The Rt. Hon. Lord Hodge PC

THE JUSTICE60 CORPORATE MEMBERS

187 Fleet Street Chambers 3 Verulam Buildings Forensic Risk Alliance Freshfields Bruckhaus Deringer Macfarlanes LLP Mishcon de Reya LLP Quinn Emanuel Urquhart & Sullivan UK LLP Travers Smith LLP Weil, Gotshal & Manges LLP Willkie Farr & Gallagher LLP

INSTITUTIONAL AND CORPORATE FUNDERS abrdn Financial Fairness Trust Allen & Overy Foundation The Alexander Mosley Charitable Trust **Barrow Cadbury Trust** The Bromley Trust The Clifford Chance Foundation The Dawes Trust **Doughty Street Chambers** Supported Causes Fund The Evan Cornish Foundation The Dulverton Trust The Golden Bottle Trust The Iolanta and Max Neufeld Charitable Trust The Joseph Rowntree Charitable Trust The **IRSST** Charitable Trust Laura Kinsella Foundation The Legal Education Foundation The Leri Charitable Trust Ministry of Justice Paul Hamlyn Foundation The Portal Trust

Kirkland & Fllis LLP Linklaters LLP Macfarlanes LLP Guy MacInnes-Manby Matrix Chambers Mishcon de Reva LLP George Molyneaux The Monastery Manchester David Monteith-Hodge Karyl Nairn KC Tamara Ostrowiecki Paul Hastings LLP Pinsent Masons **Christopher Pugh** Reed Smith LLP Sidley Austin LLP The Signet Library Skadden, Arps, Slate, Meagher & Flom I I P Travers Smith LLP Grace Smithson Weil, Gotshal & Manges LLP Where The Pancakes Are White & Case I I P Nina Williams University of Law - Leeds

The Stewarts Foundation

The Treebeard Trust

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3 Verulam Buildings

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Freshfields Bruckhaus

Garden Court Chambers

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Deringer

Gray's Inn Tom Hickman KC

Inner Temple

Martin Jeffery

Trust for London

Thanks also to the working parties and the people who have given evidence to them, too numerous to mention here, but led by their dedicated and inspirational chairs; Professor Gillian Douglas, George Lubega, Sir Gary Hickinbottom, and Professor Nick Hardwick.

SPEAKERS

Erin Alcock Anela Anwar Andrew Bagchi KC Helen Baron Liz Barratt Mani Basi Rob Behrens CBE Adrian Berry I. Stephanie Boyce Glenda Caesar Catherine Callaghan KC Dominic Casciani Raj Chada Adam Chapman Deborah Coles

Nicholas Vineall KC The Rt. Hon. Sir Geoffrey Vos Lord Wolfson of Tredegar KC Professor Alison Young

FRIENDS OF JUSTICE

Naveen Agnihotri **Zulfkar Ahmed** Zahra Al-Rikabi Lord Anderson of **Ipswich KBE KC** Stephen Aulsebrook LLB **Clive Baldwin** Dijen Basu KC Sir David Bean Cyrus Benson Sir Franklin Berman KCMG KC His Hon Judge Inigo Bing Peter Binning **Juliet Blanch** Alan Boyle KC David Bradly KC Philip Broke **Diane Burleigh OBE** Anthony Burton CBE Lord Carlile of Berriew KC CBE

Allison Munroe KC Sonali Naik KC Sal Naseem Ravi Naver The Rt Hon. the Lord Neuberger of Abbotsbury Michael O'Kane Lord Pannick KC Alison Pickup Helen Pitcher OBF Michael Plaut OBF Shyam Popat HHJ Angela Rafferty KC Geoffrev Robertson KC Tom Royston Rebecca Rumble **Professor Philippe Sands KC** Natasha Shotunde Jessica Simor KC **Robert Spano** Robbie Stern Anna Steiner Ken Sutton Dr Jon Symonds The Rt Hon. the Lord Thomas of Cwmgiedd Imogen Tutt

Sanchita Hosali Rafi Hottak HH Wendy Joseph KC Judge Verity Jones The Right Reverend James **Jones KBE** Wayne Jordash KC Chief Iustice Emeritus Bart M Katureebe Phillippa Kaufmann KC Baroness Kennedy of the Shaws KC Professor Francesca Klug OBE Mrs Justice Gwynneth Knowles DBF Maya Lester KC Martin Levermore MBF DL Charlie Loudon Shu Shin Luh Ali Malek KC Shanice Mahil Mannat Malhi The Rt Hon. the Lord Mance The Rt Hon. Sir Andrew McFarlane Helen Mountfield KC **Elaine Motion**

Rosalind Comyn Simon Creighton Liz Davies KC **Rachel Davies** Dr Sara de Jong Professor Jo Delahunty KC The Rt. Hon. Lord Dyson Judge Tim Eicke KC Farida Elfallah Dr Adam Elliott-Cooper The Rt Hon the Lord Falconer of Thoroton KC Sophie Firth Edward Fitzgerald CBE KC David Gauke Sara George Iulia Gillard The Rt. Hon. Dame Elizabeth Gloster DBF PC Tessa Gregory The Rt. Hon. DomInic Grieve KC The Rt. Hon. Sir Peter Gross Teertha Gupta KC Saima Hanif KC Sarah Hannett KC David Head KC

Andrew Lidbetter Alastair Livesey Dr Lynne Livesey **Professor Philippe Sands KC** Andrew Lockley Dame Alison Saunders DCB Colin Macneill Charles Maggs Lewis Marks KC Michele Martin **Rory McAlpine** Dominic McCahill Katherine Stanton-Saringer Walter Merricks CBF Gavin Millar KC Sue Millar Clare Montgomery KC Su Ong Sarah Panizzo Lord Pannick KC John Parker **Professor Martin Partington** CBE KC (Hons) **Conall Patton KC** Fionn Pilbrow KC Nigel Pleming KC The Rt. Hon. Lord Harry Woolf Alison Pople KC **Charles** Prest Ian Rankin Bernard Richmond KC

Javan Herberg KC Patricia Hitchcock KC Michael Horowitz KC Theo Huckle KC Martin Hunt The Hon Mr Justice Stephen Irwin Sir Francis Iacobs KC Paul Jarvis lennifer lones Michel Kallipetis KC Dominic Keenan John Kellock lames Kessler KC Neil King KC Her Hon Frances Kirkham CBE Sir Robin Knowles CBF Adam Kramer KC His Hon Stephen Kramer KC Iulia Krish David Lakhdhir Linda Lakhdhir Toby Landau KC Suet-Fern Lee **Richard Leiper KC** Sir Brian Leveson PC Ramona Liberoff

Alexandra Carr Peter Carter KC Nick Child Sir Ross Cranston Gordon Dalyell Deba Das Edward Davies KC Professor Richard de Friend Estelle Dehon KC Penelope Draffan Harold Driver Peter Farren Amanda Finlay CBE Sir Robert Anthony Francis KC Eric W B Fripp Professor Conor Gearty KC (Hons) Stephen Gentle Dr lames George Matthew Getz Nigel Dyson Giffin KC Jonathan Glasson KC Paul Gray Lord David Hacking Robert Ham KC Philip Havers KC Professor Robert Hazell CBE

Leonora Sagan

Kate Saunders

Rachael Speirs

Niael Tozzi KC

Ben Valentin KC

Richard Vallat KC

Mark Wassouf

Mark Williams

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of Barnes C.H.

Henry Witcomb KC

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