

The index is in three parts: subject index, cases list and statutory instruments list and is up to date to December 2005.

In each entry, the final reference gives the month and relevant page (eg, 4-22 means that the item is in April on page 22).

## SUBJECT INDEX

\* denotes a topic dealt with at length

### ADMINISTRATION OF JUSTICE

Access to justice 10-3  
 Administrative justice code 10-3  
 Alternative dispute resolution 6-28  
 Appeals tribunals 11-7  
 Civil justice, access to 10-3  
 Constitutional Reform Act 2005 commencement 7-34  
 Costs, refusal to mediate and 6-28  
 Council on Tribunals 6-5  
 Court fees, increase in 11-5  
 Court of Appeal website 7-4  
 Department for Constitutional Affairs strategy 1-4  
 Financial Services Ombudsman 4-24, 11-6\*  
 accountability 11-6  
 external reviews 11-6  
 incentive to avoid disputes 11-6  
 naming and shaming 11-6  
 public interest 11-6  
 Fines, collection of 4-34  
 Information Tribunal Rules 4-34  
 Judicial Appointments and Conduct Ombudsman 8-5  
 Litigants in person 11-8\*  
 Lord Chancellor, transfer of functions and 11-5  
 Lord Chief Justice, transfer of functions to 11-5  
 Magistrates forms 1-36  
 Mediation 4-4, 6-28  
 Public interest litigation 10-3  
 Supreme Court, establishment of 1-4  
 Tribunals appeals 11-7  
 Council on Tribunals 6-5  
 oral hearings 6-5, 11-7\*  
 reform of the system 1-4  
 users 10-3

### ANTI-SOCIAL BEHAVIOUR

Action areas 4-28  
 Anti-social behaviour orders 4-7\*  
 breaches 7-3, 12-34  
 children, breaches by 7-3  
 civil orders, as 12-30  
 consultation 5-36  
 criminal courts, in 12-30  
 criteria for imposing 4-7  
 custodial sentences 12-34

discharge 12-33  
 duration of 12-33  
 evidence 5-21, 12-32  
 exclusion zones 12-32  
 family life, right to respect for 5-36  
 guidance 10-15  
 hearsay evidence 5-21, 12-32  
 incarceration 12-34  
 interim 12-33  
 language, clear 12-32  
 misuse of power 12-32  
 necessity for 12-31  
 negative prohibitions 12-32  
 out of time incidents 12-31  
 persons who can apply for 12-30  
 possession orders 2-34, 3-22, 6-30  
 post-conviction 8-16, 12-33  
 prohibition on committing a crime 12-32  
 relevant persons 12-31  
 stand alone 12-31  
 standard of proof 12-31  
 terms for 12-32  
 test for 12-31  
 variation 12-33  
 withdrawal of proceedings 11-20  
 without notice orders 5-20, 12-33  
 Appeals interim orders 2-21  
 Applications, documentation on 6-10  
 ASBO Concern Group 4-4, 5-20, 7-3  
 Children 7-3  
 Anti-social behaviour orders, breaches of 7-3  
 care, in 2-22  
 family life, right to respect for 5-36  
 jurisdiction 2-38  
 Clean Neighbourhoods and Environment Act 2005 5-19  
 Consultations 5-36  
 Control orders, compared with 4-7\*  
 Criminal offences 8-19, 12-30  
 Curfews 5-22  
 Custodial sentences 12-34  
 Definition 4-7  
 Employment 6-10  
 Evidence 5-21  
 Exclusion zones 12-32  
 Fair trials 5-36  
 Family life, right to respect for 5-36  
 Gypsies and Travellers 9-22  
 Hearsay evidence 5-21, 12-32  
 Housing 2-34, 7-3

children 2-38  
 Clean Neighbourhoods and Environment Act 2005 5-19  
 criminal offences 8-19  
 fact sheets 1-27  
 guidance 3-21, 10-15  
 Gypsies and Travellers 9-22  
 injunctions 5-20, 5-21  
 jurisdiction 2-38  
 possession claims 2-34, 3-22  
 reasonableness 1-28  
 statistics 5-20  
 withdrawal of proceedings 11-20  
 without notice orders 5-20  
 Human rights 5-36, 7-4  
 Injunctions 5-20, 5-21  
 Interim orders appeals 2-21  
 notice, without 2-21  
 procedure 2-21  
 publicity 2-21  
 Jurisdiction 2-38  
 Naming and shaming 7-3  
 Possession claims 2-34, 3-22, 6-30  
 Post-conviction orders 8-16  
 Publicity 2-21  
 Representations, right to make 5-22  
 Serious Organised Crime and Police Act 2005 8-16  
 Standard of proof 12-31  
 Statistics 12-30  
 Violent Crime Reduction Bill 6-4  
 Wales 7-26  
 Without notice orders 5-20

### ASYLUM-SEEKERS

A8 nationals 1-21, 1-23  
 Accommodation centres 1-22  
 Adjudgments 6-15  
 Age, assessment of 1-23, 1-24\*, 9-14  
 Amnesties 1-20, 6-11  
 Appeals 1-21, 3-25, 3-30, 5-5, 6-14\*, 8-26  
 Asylum Support Appeals Project 6-9\*  
 bundles 6-14  
 Court of Appeal 6-15  
 dispersal 6-11  
 fairness 5-35  
 imminent removal cases 6-14  
 jurisdiction 9-12  
 late notices of appeal 6-14  
 lodging 6-14  
 notice, prescribed form of 6-14  
 service 6-14  
 special procedures 6-15  
 time limits 6-14, 6-15

As soon as reasonably practicable test 3-30  
 Asylum and Immigration (Treatment of Claimants, etc) Act 2004 3-25, 4-34  
 commencement 1-35  
 Asylum and Immigration Tribunal 3-25  
 funding for 2-4, 5-5, 8-33  
 judicial titles 4-34  
 jurisdiction 9-12  
 oral hearings 8-26  
 panels 6-15  
 practice and procedure 6-14\*, 8-26  
 retrospectivity 2-4, 5-5  
 Asylum Support Appeals Project 6-9\*  
 Backlogs 9-11  
 Bangladesh 9-14  
 Border controls 6-11  
 Bundles 6-14  
 Case management review hearings 6-15  
 Certification 8-29, 9-14  
 Charitable support 1-22  
 Children age assessments 1-23, 1-24\*, 8-22, 9-14  
 care, taken into 10-8  
 community care 6-13  
 housing 8-22, 10-16, 10-20  
 support 10-8\*  
 Community care 1-23, 6-13, 10-20  
 Compulsory work 1-20  
 Costs retrospective 8-26  
 VAT on 1-21  
 Credibility 9-14  
 Criminal offences 3-25, 4-15  
 Dependants, meaning of 1-22  
 Delay in issuing documents, compensation for 1-22  
 Destitution 1-22, 3-30, 6-8, 6-10, 10-8  
 Detention 3-26, 9-14  
 Dispersal 1-21, 6-11, 6-11  
 Displaced persons, mass influx of 3-26  
 Documentation 1-22, 4-15, 6-10  
 EC law A8 nationals 1-21, 1-23  
 directive on minimum standards 1-20  
 Employment, access to 1-21  
 Enforcement powers 3-25  
 Exploitation 6-8  
 Failure to leave UK 10-8\*  
 Fair trials 6-9  
 Fairness, time for appeals and 5-35  
 Families dispersal 1-21

housing 6-10  
 support 10-8\*  
 tracing 6-10  
 Family life, right to respect for 1-23, 6-12, 8-28  
 Fast track rules 3-25  
 fairness 5-35  
 Financial resources, concealing 6-13  
 Five-year strategy 3-24  
 Forced labour 1-20  
 Free representation 1-21  
 Fresh claims 1-22, 6-10, 6-12  
 Hard cases support 1-21, 1-22, 6-11  
 Highly Skilled Migrant category 3-26  
 HIV/AIDS 3-27, 6-11, 8-28  
 Homelessness family life, right to respect for 1-23  
 immigration control, persons subject to 1-23  
 local connection 1-20  
 priority need 1-23  
 Housing 1-23, 10-8, 10-16, 10-19\*  
 age assessments 8-22  
 family members together, keeping 6-10  
 guidance 12-19  
 Human rights 7-4  
 Immigration and Asylum Act 1999 commencement 1-35  
 Immigration and Asylum Bill 6-4, 7-5  
 Imminent removal cases 6-14  
 Income support, back-dated 6-12  
 India 3-25  
 Information, provision of 6-10  
 Inhuman or degrading treatment 3-30  
 HIV/AIDS 3-27, 6-11, 8-28  
 persecution 8-30  
 racist incidents 6-13  
 suicide risks 9-11  
 support 12-4  
 Interpreters 11-26  
 Interviews legal representation 9-13  
 tape recording of 6-12  
 Jobseekers' allowance 2-15  
 Judicial review 5-33, 11-26, 11-27  
 Jurisdiction 9-12  
 Leave UK, reasonable steps to 1-20, 3-25  
 pilot project 6-11  
 Legal funding 2-4, 2-5, 3-5, 6-3, 6-7\*, 6-9, 8-26, 8-33  
 Legal representation 3-5, 6-3, 6-7\*, 6-12, 9-13

Legal Services Commission 6-7\*  
 Legitimate expectations 11-27  
 Litigants in person 12-37  
 Local authority services 1-21  
 Lottery grant 6-9\*  
 Mental health 1-23, 6-8  
 National Asylum Support Service (NASS) contact details 1-21  
 housing 10-19\*  
 On arrival claims 1-22  
 Passports 1-21  
 Persecution 8-30, 9-11  
 Private life, right to respect for 3-29  
 Public funds, recourse to 6-11  
 Racist incidents 1-21, 6-13  
 Reasons 6-10  
 Reception conditions 3-26, 6-10  
 Reconsiderations 6-15, 9-11  
 Refugee Convention 8-30  
 Religious persecution 3-28  
 Removal 3-26, 6-14  
 Retrospectivity 2-4, 5-5  
 Reviews 6-15  
 Safe country list 3-24  
 Social groups, particular 8-30  
 Social security 1-20, 1-22  
 on arrival claims 1-22  
 Social services 10-20  
 Sponsorship undertakings 6-12  
 Standards, minimum 1-20, 6-10  
 Statistics 1-20  
 Suicide risks 9-11  
 Support 1-22  
 charitable 1-22  
 duty to provide 6-10  
 families 10-8\*  
 fresh applications 6-10, 6-12  
 hard cases 1-21, 1-22, 6-11  
 increases 6-11  
 inhuman or degrading treatment 12-4  
 interim 6-11  
 refusal of 1-20, 6-10  
 reporting 6-10  
 suspension 6-10  
 withdrawal of 1-20, 1-22, 6-10, 6-11, 6-13, 10-8\*  
 Tape recording of interviews 6-12  
 Tax credits 6-11  
 Time limits 6-14, 6-15  
 Travel assistance 10-20  
 Unaccompanied 1-24\*  
 Vulnerable persons 6-10  
 Workers Registration Scheme 1-21

# SUBJECT INDEX

## CHILDREN

see also **EDUCATION**,

### YOUTH JUSTICE

#### Abduction 1-35

family life, right to respect for 8-13

Hague Convention 8-13

Access to legal advice 7-6\*

#### Accommodation

care, leaving 8-14

#### Adoption 8-12

agencies 8-33

court rules 8-12

inter-country 8-11, 8-13

suitability of adopters 8-33

unmarried couples 8-11

#### Adoption and Children Act 2002

commencement 9-27

Advice 7-6\*, 8-12

Age assessments 1-23,

1-24\*, 8-22, 9-14

#### Anti-social behaviour

care, children in 2-22

family life, right to respect for 5-36

housing 2-38

Appeals, re-opening 8-15

#### Asylum-seekers

age assessments 1-23,

1-24\*, 8-22, 9-14

care, taken into 10-8

community care 6-13

housing 8-22, 10-16,

10-20

support 10-8\*

CAF/CASS 4-33, 8-12, 8-13

Capacity to participate in

trials 1-32

#### Care

accommodation on

leaving 8-14

anti-social behaviour

orders 2-22

community 6-13, 6-20

educational

achievements, duty to

promote 8-11

expert evidence 8-15

independent reviewing

officers, introduction of

8-11

leaving, accommodation

when 8-21

legal funding 8-15

pathway plans 8-14

Child safety orders 8-11

Children Act 1989

amendments 8-11

housing 8-20

wishes and feelings of

child 8-11

Children Act 2004

commencement 4-33,

8-11

Children and young people's

plans 9-27

Children (Contact) and

Adoption Bill 8-12

Children's services

inspections 8-13, 9-27

joint area reviews 8-11,

9-27

joint inspection report

8-13

Collaborative practice 8-12

Conciliation 8-13

Contact 8-12

County court centres 8-13

Custody, in 6-5

Disability living allowance

2-16

Disabled children, community

care for 6-20

Evidence 2-5, 8-15

Expert evidence 8-15

Fair trials 1-32, 8-14

Family life, right to respect

for 5-36, 8-13

Fostering, private

arrangements for 7-34

Harm, meaning of 8-12,

8-20

Homelessness 8-16, 8-20\*

Housing 8-20\*

anti-social behaviour

2-38

asylum-seekers 8-22,

10-16, 10-20

Identification 8-14

Information, communication

of 9-28

Information meetings 8-12

Joint area reviews 8-11,

9-27

Legal funding

expert evidence 8-15

Outcomes framework 8-11

Parental responsibility

step-parents 8-12

unmarried fathers 8-11

Parenting advice lines 8-12

Parenting plans, revised

8-12

Pathway plans 8-14

Personality tests 8-15

Private law programme 8-13

Residence orders 8-12

Rights to Access Project

7-6\*

Special guardianship orders

7-34, 8-11

Unmarried fathers

parental responsibility

8-11

Voluntary organisations 7-6

Wishes and feelings of child

8-11

Youth Justice 7-6\*

## CIVIL LAW AND PROCEDURE

### Admissions 6-26

Anti-social behaviour orders

12-30

Appeal rules, changes to

10-5

Calderbank offers 6-28

Case management 6-27

Civil restraint orders 6-25

### Costs

assessment of 6-25,

6-28

community care 6-24

conduct 6-28

costs protection 9-28

council tax 4-11

detailed assessment

6-28

discontinuance 6-28

experts 6-27

immigration and asylum

8-26

judicial review 4-5, 5-30,

5-38

Leasehold Valuation

Tribunals 3-15

mediate, refusal to 6-28

police 5-9, 5-10,

10-20\*

possession claims 7-28

small claims 10-5

VAT 1-21

wasted 6-27, 6-28

Courts Act 2003

commencement 1-36

Court fees 1-36, 4-34

Criminal proceedings,

declarations in 11-28

Default judgments, setting

aside 6-26

Discontinuance, costs and

6-28

Documents from court files,

obtaining 6-26

Fixed fee scheme 3-5

Interim payments 6-25

Legal funding 4-3, 4-4,

8-3, 9-4

charges 8-33

divorce cases 8-4

fixed fee scheme 3-5

Litigants in person 11-8\*,

12-37

Online, filing county court

forms 6-25

Part 36 offers 6-27

Parties, amendment to 6-26

Permission to appeal 10-5

Police 5-9, 5-10, 10-20\*

Possession claims 7-28

Practice directions 6-25

Rules, changes to 6-25

Service 6-26

Settle, offers to 6-27

Single court, proposal for

3-4

Small claims 9-31, 10-5

Solicitors

costs, assessment of

6-25

Statements of truth 6-25

Summary judgments 6-27

Time limits

service 6-26

Vexatious litigants 11-8

Wasted costs

conduct 6-28

experts 6-27

Working tax credit 4-34

## CIVIL LIBERTIES

see also **HUMAN RIGHTS**

Freedom of Information Act

2000 1-15\*

commencement orders

1-35

exemptions 1-16

public authorities 1-15

## CONSUMER

Consumer Credit Bill 1-4,

4-24, 9-6\*

Extortionate credit bargains

4-24

Hire purchase 9-6

Mortgages 4-34, 4-35

Time orders 9-6\*

## CRIMINAL LAW AND PROCEDURE

see also **POLICE**,

**TERRORISM**, **YOUTH**

### JUSTICE

Advocates for victims 10-3,

10-4

Anti-social behaviour orders

12-30

Asylum-seekers 3-25, 4-15

Autrefois acquit 2-23

Bad character evidence 1-5,

1-36, 4-16

Bail decisions, judicial

review of 5-33

Binding over 7-19

Child or vulnerable adult

killed by member of

same household 4-15

Child safety orders 8-11

Civil proceedings 11-28

Clean Neighbourhoods and

Environment Bill 1-4

Common assault, arrestable

offence as 4-15

Corporate environmental

crime 9-31

Corporate Manslaughter

Bill 1-4

Criminal Defence Bill 6-4,

10-11

human rights,

compatibility with 3-4

representation orders

10-11

Criminal defence services

2-4, 3-3, 3-6\*, 4-16,

5-3

CDS Direct pilot 10-11

conferences 4-4, 5-41

enhanced payments for

serious offences 4-16

Criminal Justice Act 2003

commencement orders

1-35, 4-33

Criminal Procedure Rules

4-33

Crown Prosecution Service

Code 4-16

Declarations in criminal

proceedings 11-28

Democratic deficit 8-9\*

Deportation 9-5, 10-3

Disorderly conduct 2-22

DNA evidence 4-16

Domestic violence 8-33

Enhanced criminal records

certificates, disclosure

and 5-35

Extradition 4-18, 4-33

designated territories

## SUBJECT INDEX

- marital status and 11-10  
maternity leave 11-35  
part-timers 10-33, 11-36  
questionnaires 11-11  
race 10-34, 11-10, 11-11  
religion 5-25  
retirement age 11-12  
sex 10-33, 11-12, 11-35  
sexual harassment 11-10  
sick pay schemes 2-24  
stress 2-28\*  
Sunday working 5-25  
time limits 5-27  
upper age limits 5-30
- Equal pay**  
comparators 11-13, 11-35  
equality clauses 11-14  
genuine material factor 5-26  
indirect discrimination 11-34  
justification 11-34  
length of service awards 2-27  
like work 11-35  
pensions, calculation of 2-27  
requirements or conditions 11-35  
same employment 5-26  
statutory maternity pay 11-13
- Equal Treatment Amendment Directive** 10-31
- Equalities Review** 11-10
- Fixed-term contracts** 2-26
- Gender recognition** 5-24
- Harassment**  
sexual 11-10
- Housing**  
disability discrimination 3-21, 5-19, 7-28, 10-15  
race equality 8-16  
same-sex relationships 2-36, 5-27
- Housing benefit** 2-13
- Indirect** 2-26, 11-34
- Justification** 10-33, 11-34
- Jurisdiction** 2-25
- Marital status** 1-34, 11-10
- Maternity leave** 11-35
- Mental health** 6-16, 10-34, 12-11
- Part-time work** 10-33
- Pensions**  
equal pay 2-27  
sex discrimination 2-16
- Questionnaires**, failure to answer 11-11
- Race discrimination** 1-35  
BNP candidate, dismissal of 10-34, 11-11  
burden of proof 11-11  
housing 8-16  
racial grounds, meaning of 10-34  
unreasonable treatment 2-24
- Religion and belief** 5-25, 10-32
- Retirement age** 8-5  
age discrimination 11-10  
sex discrimination 11-12
- Retirement date**, notification of 11-10
- Same-sex relationships** 2-36, 5-27
- Sex discrimination** 10-31  
bonuses 11-35  
burden of proof 5-25  
compensation 11-37  
indirect 10-33
- part-time work 10-33, 11-36  
pensionable age 2-16  
retirement age 11-12  
unreasonable treatment 2-24  
victimisation 2-26, 10-32
- Sexual harassment** 2-26, 10-31, 11-10
- Sexual orientation** 2-36, 5-27
- Sick pay schemes** 2-24
- Standing** 2-25
- Stress** 2-28\*
- Sunday working** 5-25, 10-32
- Time limits** 5-27
- Victimisation**  
sex discrimination 2-26, 10-32
- EDUCATION**  
**Admissions**  
code of practice 3-10  
interviews 11-31
- Appeals** 11-30
- Assaults** 11-32
- Assisted places** 9-27
- Attendance**, ensuring 3-11
- Corporal punishment** 11-33
- Curriculum** 3-10
- Disciplinary proceedings** 11-32
- Duty of care** 11-32
- Education Act 2005**  
commencement 9-27
- Exclusions** 3-10  
appeals 3-13  
guidance 11-33  
proportionality 3-13  
religion or beliefs 11-33  
special educational needs 11-33  
statistics 11-30  
uniforms 11-33
- Funding** 9-27, 11-32
- Grants** 9-27
- Higher education**, disciplinary proceedings and 11-32
- Legal funding** 11-30
- Local authority's duty** to promote educational achievement 8-11
- Negligence**  
special needs 3-10
- Penalty notices** 9-27
- Public Legal Education**  
initiative 7-8, 10-3
- Pupil referral units** 9-27, 11-30
- Religion or beliefs**, uniforms and 11-33
- Special educational needs**  
appeals 11-30  
comparator test 3-12  
exclusions 11-33  
failure to diagnose 11-32  
inquiry into 9-31  
negligence 3-10  
special needs 11-31  
statements 3-11  
Warnock Report 11-30
- Students**  
council tax 4-14
- Uniforms** 11-33
- Visitors**, delegation of functions of 5-34
- EMPLOYMENT**  
A8 nationals 2-18\*  
ACAS Arbitration Scheme 5-6\*  
Age discrimination 8-5, 11-10
- Alternative dispute resolution 5-7
- Amendment of claims** 5-25
- Asylum-seekers** 6-10  
access to employment 1-21  
forced labour 1-20
- BNP candidate**, dismissal of 10-34, 11-11
- Bonuses**  
discretionary 5-28  
sex discrimination 11-35
- Bullying** 11-15
- Business transfers** 11-10  
avoidance measures 5-30  
consultation 5-30  
pension rights 5-24
- Civil partnerships**, marital status and 11-10
- Commission for Equality and Human Rights** 11-10
- Compensation**  
calculation 5-30  
contribution 11-12  
delayed payment 11-16  
increases in 1-35, 5-24  
injury to feelings 5-26, 11-14  
joint and several awards 11-12  
loss of earnings 5-26  
reduction in basic award 11-16  
taxation 5-26, 5-28  
unfair dismissal 5-30, 11-16
- Compromise agreements**  
standard forms 11-15  
taxation of 5-28
- Conciliation** 5-7
- Consultation** 5-24, 5-30
- Continuity of employment** 5-30
- Costs deposit** 11-14
- Damages**  
stress 5-30  
wrongful dismissal 5-28
- Data protection** 11-10
- Dependant care leave** 5-28
- Disability discrimination** 2-23, 2-28\*  
assessment of disability 11-13  
code of practice 5-24  
mental disabilities 11-13  
sick pay schemes 2-24
- Disciplinary procedure** 7-6\*
- Discrimination**  
adverse inferences 11-11  
age 8-5, 11-10  
burden of proof 5-24\*, 11-11  
civil partnerships 11-10  
direct 11-11  
disability discrimination 2-23, 2-28\*, 5-24, 11-10, 11-13  
Discrimination Law Review 11-10  
fixed-term contracts 2-26  
gender recognition 5-24  
indirect 11-12, 11-13  
job shares 11-12  
marital status and 11-10  
questionnaires 11-11  
race 10-34, 11-10, 11-11  
religion 5-25  
retirement age 11-12  
sex 10-33, 11-12  
sexual harassment 11-10  
sick pay schemes 2-24  
stress 2-28\*  
Sunday working 5-25
- time limits 5-27  
upper age limits 5-30
- Dispute resolution** 7-6\*, 11-12
- Electronic filing** 11-17
- Employment Act 2002**  
commencement 1-35
- Employment Appeal Tribunal** 8-33
- Employment Relations Act 2004**  
commencement 5-24
- Employment tribunal**  
amendment of claims 5-25  
claims, deterrent against filing 7-6  
costs deposit 11-14  
discrimination claims 5-27  
electronic filing 11-17  
evidence 11-11  
national security 8-33  
procedure 5-25, 7-6, 8-33  
response forms 11-14  
time limits 5-27, 11-16
- Equal pay**  
comparators 11-13  
equality clauses 11-14  
genuine material factor 5-26  
length of service awards 2-27  
pensions, calculation of 2-27  
same employment 5-26  
statutory maternity pay 11-13
- Equal Treatment Directive** 10-31
- Equalities Review** 11-10
- Fixed-term contracts** 2-26
- Gender recognition** 5-24
- Harassment**  
sexual 11-10
- Holiday pay**  
rolled-up 5-29  
sick leave 11-15  
illegal working 6-4
- Information** 5-24
- Injury to feelings**, compensation for 5-26, 11-14
- Job shares** 11-12
- Loss of earnings**, compensation for 5-26
- Maternity leave** 11-35
- Mental disabilities** 11-13
- National minimum wage**, increases in 5-24, 9-28
- National security** 8-33
- Parental leave** 5-28, 11-14
- Part-time work** 10-33, 11-36
- Pensions Protection Board** 5-24
- Pensions Regulator** 5-24
- Pregnancy** 11-13
- Pro bono work** 8-5Q
- Questionnaires** 11-11
- Race discrimination** 10-34, 11-10
- Response forms** 11-14
- Retirement age** 11-10
- Retirement date**  
notification of 11-10  
sex discrimination 11-12
- Sex discrimination** 10-33, 11-12, 11-36
- Sexual harassment** 11-10
- Sick leave** 11-15
- Sick pay schemes** 2-24, 11-13
- Statutory maternity**, paternity and adoption pay 4-33, 11-13
- Stress** 2-28\*, 5-30
- Sunday working** 5-25
- Time limits** 5-27, 11-16
- Trade unions**, dispute resolution and 7-6
- Transsexuals** 5-24
- Unfair dismissal**  
ACAS arbitration scheme 5-6\*  
alternative dispute resolution 5-7  
compensation 5-30, 11-16  
race discrimination 10-34  
reduction of basic award 11-16  
upper age limit 5-29  
Sunday working 5-25
- Vicarious liability** 11-15
- Worker registration scheme** 2-18
- Working time** 5-29
- Wrongful dismissal** 5-28
- ENVIRONMENT**  
Best available techniques (BAT) 7-10  
Climate change 7-9\*  
Corporate environmental crime 9-31  
G8 summit 7-9\*  
Home, right to respect for the 10-18  
Kyoto Protocol 7-9\*  
Motor vehicle emissions 7-9  
Planning for climate change 7-10  
United States, litigation in 7-9\*
- EUROPE**  
A8 nationals 1-20, 2-18\*  
asylum-seekers 1-21, 1-23  
Asylum-seekers  
A8 nationals 1-21, 1-23  
standard, directive on minimum 1-20  
Divorce, applicable law and jurisdiction 8-13  
Equal pay 5-26  
Equal Treatment Amendment Directive 10-31  
Equal Treatment Directive 5-24  
Family proceedings, recognition and enforcement of judgments in 4-33  
Homelessness 6-13  
Reside, right to 2-18\*  
Social exclusion 8-7  
Social security 2-18\*  
Worker registration scheme 2-18  
Working time 5-29
- EVIDENCE**  
Anti-social behaviour 5-21  
Bad character evidence 1-5, 2-36, 4-16, 10-12  
Care proceedings 8-15
- Children 2-5, 8-15  
DNA evidence 4-16, 5-14  
Employment tribunals 11-11  
Experts  
care proceedings 8-15  
documents, inspection of 5-10  
fees 1-5  
practice directions 6-25  
wasted costs 6-27
- Fingerprints** 2-9
- Fishing expedition** 6-27
- Hearsay** 5-21, 6-35
- Identification evidence** 4-18, 10-13
- Leasehold Valuation Tribunals** 3-15
- Miscarriages of justice** 5-12
- New or newly discovered facts** 5-12
- Nuisance** 6-35
- Opinions** 6-27
- Photographs** 2-9
- Police**, witness statements from 5-10
- Possession claims** 6-35
- Similar fact evidence** 10-27
- Video identification** 4-18, 10-13
- Video links** 6-27
- Witness statements** 5-10
- FAMILY**  
see also **CHILDREN**  
Asylum-seekers  
dependants, meaning of 1-22  
dispersal of families 1-21  
Contact 2-4  
Court fees 1-36, 4-33  
Divorce cases  
applicable law and jurisdiction 8-13  
loans for 8-4  
EC law 4-33, 8-13  
Family Advice Centre Pilot 8-12  
Family Procedure Rules 8-13, 9-28  
Judgments, recognition and enforcement of 4-33  
Legal funding 8-4, 9-4
- GOVERNMENT**  
Citizens' redress 4-4  
Department for Constitutional Affairs, strategy of 6-5  
Queen's Speech 6-4, 7-5
- HEALTH**  
AIDS/HIV 6-11, 7-18, 8-28  
Asylum-seekers, AIDS/HIV and 6-11, 8-28  
Compulsory isolation 7-19  
Housing benefit 7-23, 7-24  
Inhuman or degrading treatment 7-18, 8-28  
Liberty and security, right to 7-19  
NHS Redress Bill 6-4  
Prisoners with AIDS 7-18
- HOMELESSNESS**  
Acceptances, number of 8-16  
Advice 5-18  
Allocation 5-15\*  
Appeals 3-24, 4-30, 6-29, 6-31, 7-29, 9-17  
Asylum-seekers  
family life, right to respect for 1-23  
immigration control, persons subject to 1-23

# SUBJECT INDEX

## HOMELESSNESS,

Asylum-seekers *continued*  
 local connection 1-20  
 priority need 1-23  
 Banding 5-15  
 Bed and breakfast  
 accommodation 1-27,  
 5-19, 8-16, 8-19  
 Best Value 11-19  
 Bias, reviews and 5-37  
 Change of circumstances  
 5-22  
 Choice-based lettings  
 5-15\*, 8-17  
 Children 8-16, 8-20\*  
 Decent homes 11-19  
 Disabled persons 9-16  
 Discharge of duty 4-30,  
 5-22  
 Domestic violence 7-30  
 Eligibility 12-21  
 Ethnic minorities 11-19  
 EU nationals 6-13  
 Eviction 9-23  
 Exclusions 5-17  
 Fact sheets 3-21  
 Family life, right to respect  
 for  
 asylum-seekers 1-23  
 priority need 12-21  
 Fresh applications 9-23  
 Full housing duty 7-30, 9-17  
 Guidance 5-18, 6-30  
 Gypsies and Travellers 9-23  
 Habitual residence 3-23,  
 12-22  
 Information 5-18  
 Intentional 1-28, 7-29,  
 8-19, 8-20, 9-16,  
 9-23  
 Interim accommodation  
 8-19, 8-21  
 Local authorities 8-20\*  
 London 3-17  
 Medical treatment, need for  
 11-38  
 Mental health 1-28  
 priority need 1-28, 2-36  
 Mobility, facilitating 5-18  
 National Audit Office report  
 4-28  
 Point-based systems 5-15  
 Possession, disposal of  
 4-30  
 Priority need 6-31, 12-21  
 asylum-seekers 1-23  
 children 8-20  
 determination of priorities  
 5-15  
 drug abuse 2-36  
 mental health 1-28, 2-36  
 Scotland 11-19  
 vulnerable persons 2-36,  
 7-29, 9-16, 11-38  
 Refusal of offers 4-30, 5-22  
 Repeat applications 5-22  
 Report on 5-19  
 Reviews 1-29, 3-23, 5-18,  
 5-36, 9-17  
 Rough sleeper strategy 3-23  
 Scotland 6-30, 11-19  
 Service charges 1-27  
 Shelter, *Roof* magazine 11-4  
 Statistics 11-19  
 Statutory homeless, direct  
 offers to 5-17  
 Stock transfers 1-27  
 Statistics 2-34, 8-16  
 Storage, possessions in  
 4-30  
 Strategies 1-27  
 Supporting people  
 programme 12-20  
 Temporary accommodation  
 8-16, 9-17

Unlawfully present, persons  
 2-38  
 Vulnerable persons 2-36,  
 5-18, 7-29, 9-16,  
 11-38  
 Wales, bed and breakfast  
 in 8-16  
 Young persons 12-20  
 Youth justice 8-16

## HOUSING

see also **HOMELESSNESS**  
 Adaptations to homes 5-19  
 Administration charges 3-14  
 Adverse possession 6-31,  
 7-29, 9-16, 11-21  
 Age assessments 8-22  
 Age, injury, disability or any  
 other circumstances  
 12-23  
 Agricultural holdings 5-23  
 Allocation 3-16\*, 4-28,  
 5-15\*, 5-19, 6-30,  
 8-17, 11-19  
 disclosure 3-18  
 legislative background  
 3-16  
 London 3-16\*  
 websites, publications on  
 3-18  
 Anti-social behaviour 2-34,  
 7-3  
 action areas 4-28  
 children 2-38  
 Clean Neighbourhoods  
 and Environment Act  
 2005 5-19  
 criminal offences 8-19  
 fact sheets 1-27  
 guidance 3-21, 10-15  
 hearsay evidence 5-21  
 injunctions 5-20 5-21  
 jurisdiction 2-38  
 possession claims 2-34,  
 3-22, 6-30  
 post-conviction 8-16  
 reasonableness 1-28  
 right to buy 7-27  
 secure tenancies 1-28  
 Serious Organised Crime  
 and Police Act 2005  
 8-16  
 statistics 5-20  
 Wales 7-27  
 withdrawal of proceedings  
 11-20  
 without notice orders  
 5-20  
 Assignment 7-27  
 Assured shorthold tenancies,  
 notice and 11-21  
 Assured tenancies  
 possession claims 3-21,  
 10-16  
 transitional provisions  
 10-16  
 Asylum-seekers 1-23, 10-8,  
 10-16, 10-19\*  
 age assessments 8-22  
 family members together,  
 keeping 6-10  
 guidance 12-19  
 Banding 5-15  
 Caravans, definition of  
 12-20  
 Care and attention, in need  
 of 12-23  
 Care, children leaving 8-21,  
 12-20  
 Children 8-20\*, 8-22,  
 10-16, 10-20, 12-20  
 Choice-based lettings 4-28,  
 5-15\*, 8-17  
 Civil Partnerships Act 2004  
 1-27

Clean Neighbourhoods and  
 Environment Act 2005  
 5-19  
 Collective enfranchisement  
 4-30, 6-31  
 Community care 6-20,  
 12-23\*  
 Compulsory purchase,  
 compensation for 2-34  
 Conditional fees 2-34  
 Conditions 6-30, 12-25  
 Conduct, allocation and  
 8-17  
 Consumer Credit Bill 4-24  
 Costs 3-15, 12-27  
 Crime, fear of 9-20  
 Damages for unlawful  
 eviction 3-22, 10-27  
 Decent homes targets  
 11-19, 12-26  
 Deposits  
 disputes over 9-15  
 schemes 10-15  
 Disabled persons 3-21,  
 4-28, 5-19, 7-28,  
 10-15  
 Disability discrimination  
 3-21, 4-28, 5-19,  
 7-28, 10-15  
 Disclosure of allocation  
 decisions 3-18  
 Disconnection 3-19  
 Discretionary housing  
 payments 9-28  
 Displaced owners  
 and occupiers,  
 compensation for 2-34  
 Empty dwellings, local  
 authority management  
 of 10-15  
 Eviction  
 damages 3-22, 10-27  
 Gypsies and Travellers  
 9-20  
 harassment 12-21  
 housing benefit 10-27  
 police powers 9-20  
 Evidence 6-35  
 Fear of crime 9-20  
 Fire safety 12-20  
 First refusal, right of 9-28  
 Five-year strategy plan 3-21  
 Forestry Commission 9-22  
 Forfeiture 3-14  
 Gas and electricity  
 disconnection 3-19  
 Grants 2-34, 4-34, 9-28  
 Ground rent 1-35  
 Gypsies and Travellers 4-28,  
 9-18\*  
 anti-social behaviour  
 orders 9-22  
 crime, fear of 9-20  
 eviction 9-22  
 Forestry Commission  
 9-22  
 green belt 9-19  
 home, right to respect for  
 the 9-18  
 human rights 9-18\*  
 injunctions 9-20  
 local authority duties 2-3,  
 3-21, 9-18\*  
 media 9-18  
 official caravan sites 9-18  
 planning 2-3, 2-34,  
 9-18\*  
 police powers of eviction  
 9-22  
 possession claims 5-22,  
 7-28, 9-18  
 proportionality 9-20  
 public authorities 9-22  
 status of Gypsies 9-19  
 suitability 2-37

Temporary Stop Notices  
 5-20, 9-21  
 unauthorised  
 encampments 9-22  
 Harassment 2-35  
 damages 10-27  
 eviction 12-21  
 injunctions 3-22  
 possession claims 7-28,  
 10-27  
 secure tenancies 12-20  
 Hazard awareness notices  
 12-25  
 Health, premises prejudicial  
 to 12-29  
 Home Information Packs  
 1-27, 6-29, 9-16  
 Home ownership initiatives  
 7-27  
 Home, right to respect for  
 the 5-22, 6-32, 7-20,  
 8-18, 9-18, 10-18,  
 11-22  
 HomeBuy 6-29  
 Houses in Multiple  
 Occupation Licensing  
 Scheme 4-28  
 Housing Act 2004 1-27,  
 11-19  
 commencement 2-34,  
 3-21, 5-19, 6-28,  
 7-27, 9-15, 10-15  
 repairs 12-25  
 Wales 9-16  
 Housing benefit 7-23\*  
 eviction 10-27  
 pathfinder authorities  
 4-33  
 possession claims 1-27,  
 7-26, 10-27  
 Housing Board,  
 independence of 1-32  
 Housing Health and Safety  
 Rating Standard 4-28  
 Housing Ombudsman annual  
 report 12-19  
 Human Rights Act 1998 9-18  
 Immigration control, persons  
 subject to 10-21  
 Immigration status 10-19  
 Injunctions 3-22, 5-20,  
 5-21  
 Insolvency 4-27  
 Inspection 12-26  
 Insurance 3-14  
 Introductory tenancies 7-27  
 Joint tenants, notices to quit  
 and 11-22  
 Leasehold enfranchisement  
 3-15, 4-28, 5-20,  
 7-27, 9-16  
 Leasehold Valuation  
 Tribunals 1-35, 3-14\*  
 appeals 3-15  
 appearing before 3-15  
 costs 3-15  
 funding 3-15  
 governing law 3-15  
 hearings 3-15  
 location 3-15  
 precedents 3-15  
 pre-hearing process 3-15  
 types of disputes 3-14  
 witness statements and  
 evidence 3-15  
 Leaseholders, rights of 1-27  
 Legal Action Group 9-5  
 Legal funding 3-15  
 Licences 3-21, 7-27, 9-15,  
 10-15, 11-19  
 multiple occupation,  
 houses in 12-26  
 natural justice 9-15  
 penalties 12-26  
 possession claims 3-21

private landlords 10-15  
 sub-tenancies 3-21  
 Limitation periods 4-27  
 Loans for home  
 improvements 2-34  
 Local authorities 12-24  
 annual reports to tenants  
 9-15  
 assess, duty to 8-21  
 best value 8-16  
 children 8-20\*  
 duties 5-15\*  
 empty dwellings,  
 management of 10-15  
 Gypsies and Travellers  
 2-3, 3-21, 9-18\*  
 management 8-16  
 well-being powers and  
 6-30  
 Local Government  
 Ombudsman,  
 complaints to 11-19  
 London  
 local authorities 5-15\*  
 strategy for 12-19  
 Long leases, service charges  
 and 11-21  
 Management  
 local authorities 8-16  
 managers, appointment of  
 3-14  
 tenancy management  
 organisations 8-17  
 Mental Health Act patients  
 12-24  
 Mobile homes 3-21, 12-20  
 Misrepresentation 4-25  
 Mortgage lending  
 arrears 11-19  
 Conduct of Business Rules  
 4-24  
 consumer credit  
 agreements 4-25  
 financial regulation of  
 4-24  
 Financial Services  
 Ombudsman 4-24  
 limitation periods 4-27  
 non-standard mortgages  
 6-30  
 regulated mortgage  
 contracts 4-24  
 sale, duties on 4-26  
 subrogation 4-25  
 unjust enrichment 4-25  
 Mortgage possession  
 proceedings 4-24,  
 4-35  
 Multiple occupation 4-28,  
 5-23, 7-27, 10-15  
 conditions 12-25  
 fire safety 12-20  
 licensing 12-26  
 National assistance 12-23  
 Natural justice 9-15  
 Neighbourhood harassment  
 2-35  
 Noise 6-32, 7-20, 8-18,  
 12-20  
 Notices 11-21, 11-22,  
 12-20  
 Nuisance 2-34, 5-19,  
 6-35\*, 7-28, 8-18,  
 12-20  
 Owner-occupiers 4-24\*  
 Ownership, initiatives to  
 encourage 7-27  
 Parking control 4-29  
 Peaceful enjoyment of  
 possessions 5-23,  
 6-32  
 Planning 2-3, 2-34  
 Points-based systems 5-15  
 Police powers of eviction  
 9-22

Pollution 10-18  
 Possession claims  
 adjournments 2-35  
 agricultural holdings 5-23  
 alternative  
 accommodation 4-29  
 anti-social behaviour  
 2-34, 3-22, 6-30  
 appeals 2-38  
 assured tenancies 3-21,  
 10-16  
 costs 7-28  
 disability discrimination  
 7-28  
 disabled persons 7-28,  
 10-16  
 evidence 6-35  
 grounds 7-27  
 guidance 8-16  
 Gypsies and Travellers  
 5-22, 7-28, 9-18  
 harassment 7-28  
 home, right to respect for  
 the 5-22  
 housing benefit 1-27,  
 7-26, 10-27  
 limitation periods 4-27  
 mortgage possession  
 proceedings 4-24,  
 4-35  
 notice 12-20  
 nuisance and annoyance  
 2-34, 6-35\*, 7-28  
 pre-action protocol 8-16,  
 8-33  
 private sector 4-29, 8-18  
 rent arrears 1-27, 5-20,  
 6-30, 8-16, 8-33,  
 10-27  
 Scotland 5-20  
 secure tenants 11-20  
 service 2-38, 6-26  
 social housing 5-20  
 suspended orders 6-30,  
 6-36, 12-20  
 time limits, extension of  
 2-38  
 warrants 8-18, 10-16,  
 11-20  
 Pre-action protocol 8-16  
 Private sector  
 adverse possession 6-31  
 alternative  
 accommodation 4-29  
 implied surrender 4-29  
 licences 10-15, 11-19  
 possession proceedings  
 4-29, 8-18  
 Scotland 6-29  
 unfair contract terms 1-28  
 Prohibition notices 12-25  
 Public authorities 9-22  
 Race equality 8-16  
 Registered social landlords  
 allocations 5-17  
 right to buy 10-15  
 transfer of stock of 2-36  
 Renovation grants 2-34  
 Rent  
 ground 1-35  
 rent assessment  
 committees 9-15  
 Rent arrears  
 guidance 8-16  
 possession claims 1-27,  
 5-20, 6-30, 8-16,  
 8-33, 10-27  
 pre-action protocol 8-16,  
 8-33  
 social housing 5-20  
 transfer applications  
 8-17  
 Repairs 12.25\*  
 enforcement 12-25  
 housing conditions 12-25

## SUBJECT INDEX

- Repossession statistics 4-24  
 Residential accommodation 12-23  
 Residential care, charging for 6-23  
 Residential property tribunals 9-15  
 Right to buy 3-21, 5-20, 5-23, 6-29, 7-27, 8-18, 9-15  
   first refusal, right of 9-28  
   social landlords 10-15  
 Right to manage companies 3-14  
 Sale  
   orders for 4-26  
   social housing 6-30  
 Same-sex relationships  
   succession 2-36, 5-27  
 Scotland 5-20, 6-29  
 Secure tenancies  
   anti-social behaviour 1-28  
   assignment 7-27, 9-15  
   exchange of, consent to 7-27  
   harassment 12-20  
   housing management 4-29  
   noise 12-20  
   nuisance 8-18, 12-20  
   parking control 4-29  
   possession orders, breach of suspended 6-30  
   possession orders, incapacity and 11-20  
   tolerated trespassers 9-15  
 Security of tenure, right to buy and 5-20  
 Serious Organised Crime and Police Act 2005 8-16  
 Service charges 3-14, 11-21, 12-19  
 Social services 2-37  
 Squatters 8-18  
 Statistics 12-19  
 Sub-tenancies 3-21  
 Succession  
   same-sex relationships 2-36, 5-27  
 Suitability  
   Gypsies and Travellers 2-37  
 Surrender 4-29  
 Temporary Stop Notices 5-20, 9-21  
 Tenancy deposit schemes 9-15  
 Tenancy management  
   organisations 8-17  
 Tenure, statistics on 12-19  
 Tolerated trespassers 9-15, 12-29  
 Traffic schemes 6-32  
 Trespassers 8-18, 9-15  
 Undue influence 4-25  
 Unfair tenancy terms 10-16  
 Vulnerable persons 5-19  
 Wales 7-27, 9-16, 9-22  
 Well-being powers of local authorities 6-30  
 Without notice orders 5-20
- HUMAN RIGHTS**  
*see also* **CIVIL LIBERTIES, DISCRIMINATION**  
 Abduction 8-13  
 Abortion 1-30  
 Adverse possession 1-34  
 AIDS/HIV 3-27, 6-11, 7-18, 8-28  
 Anti-social behaviour orders
- fair trials 5-36  
 family life, right to respect for 5-36  
 Arrest 4-21, 7-19  
 Asylum-seekers 7-4  
   AIDS/HIV 8-28  
   family life, right to respect for 1-23, 6-12, 8-28  
   homelessness 1-23  
   inhuman or degrading treatment 3-27, 6-11, 6-13, 8-28, 8-30, 9-11  
   private life, right to respect for 3-29  
   suicide risks 9-11  
 Awards 1-4, 10-5  
 Betancour, Adriana Arboleda 12-9  
 Binding over 7-19  
 CCTV 5-13  
 Child abduction 8-13  
 Colombia 12-9  
 Commission for Equality and Human Rights 1-3, 1-4, 4-5, 5-24, 6-4, 10-7  
 Commissioner for Human Rights' report on UK 7-4  
 Correspondence, right to respect for 2-31  
 Criminal Defence Service Bill 3-4  
 Damages  
   fair trials 4-9, 5-37, 8-23  
   peaceful enjoyment of possessions 7-18  
 Deaths in custody 4-22, 7-30  
 Detention  
   conditional discharge of mental patients 1-32  
   continued unlawful, responsibility for 1-30  
   festival goers 7-19  
   foreign nationals without trial 2-6\*  
   informal mental patients 1-31  
   terrorist suspects without trial, of 2-6\*  
   Transnistria, in 1-30  
 Disabled persons, equipment for 1-27  
 Entrapment 1-32  
 Entry warrants 3-19  
 Explosions 7-18  
 Fair trials  
   anti-social behaviour orders 5-36  
   asylum-seekers 6-9  
   binding over 7-19  
   children, capacity of 1-32  
   children, identification of 8-14  
   damages 4-9, 5-37, 8-23  
   entrapment 1-32  
   entry warrants 3-20  
   independent adjudicators 2-30, 8-22  
   legal funding 3-5  
   legal representation 2-30  
   McLibel case 3-5, 4-3, 4-9\*, 7-22  
   non-domestic rates 4-11  
   participation in hearing, lack of 7-19  
   permits for gold mining 7-21  
   prison discipline 2-30, 7-20  
   recalls to prison 7-14
- Family life, right to respect for  
   anti-social behaviour orders 5-36  
   asylum-seekers 1-23, 6-12, 8-28  
   child abduction 8-13  
   homelessness 12-21  
   immigration 8-28  
 Family, right to found a 12-16  
 Foreign nationals without trial 2-6\*  
 Freedom of assembly and association 4-21  
 Freedom of expression  
   damages 4-9  
   McLibel case 3-5, 4-3, 4-9\*, 7-22  
   prisoners 2-30  
   proportionality 5-38  
   public order offences 7-21  
   racial or religious hatred 3-8\*, 3-9\*  
   tobacco advertising 5-36  
 Gas and electricity  
   disconnection 3-19  
   entry warrants 3-19  
 Guardianship 12-16  
 Gypsies and Travellers, planning and 9-18\*  
 Headscarves, ban on 1-33  
 HIV/AIDS 3-27, 6-11, 7-19, 8-28  
 Home, right to respect for the 6-32  
   explosions 7-18  
   Gypsies and Travellers 9-18\*  
   joint tenants, notices to quit and 11-22  
   noise in residential areas 7-20  
   permits for gold mining 7-21  
   pollution 10-18  
   possession claims 5-22  
   squatters 8-18  
 Homelessness  
   asylum-seekers 1-23  
   family life, right to respect for 12-21  
   Housing Board 1-32  
   Human Rights Act 1998 amending the 10-6  
   defence of 10-6\*  
   impact of 10-3  
   Identification of children 8-14  
   Identity cards 1-3, 1-4  
   Immigration 8-28  
   Independent and impartial tribunal 1-32  
   Inhuman or degrading treatment 3-30  
   AIDS/HIV 3-27, 6-11, 7-18, 8-28  
   asylum-seekers 3-27, 6-11, 6-13, 8-28, 8-30  
   prisoners 2-32, 7-18, 8-25  
   racist incidents 6-13  
   suicide risks 9-11  
 Inquests 10-30  
 Investigations, police liability for deficient 7-32  
 Iraq, military activity in 7-17  
 Joint tenants, notices to quit and 11-22  
 Jurisdiction 7-17  
 Legal funding 3-5  
 Legal profession 12-9  
 Legal representation
- fair trials 2-30  
 prison discipline 2-30  
 Liberty and security, right to arrest 4-21, 7-19  
 control orders 4-7  
 detention without trial 2-6\*  
 foreign nationals without trial, detention of 2-6\*  
 HIV, compulsory isolation of person with 7-19  
 mental health patients 6-16  
 Parole Board reviews 7-12  
 police 7-19, 10-26  
 terrorist suspects 2-6\*, 4-7  
 Life, right to 1-30  
 deaths in custody 4-22, 7-30  
 explosions 7-18  
 inquests 10-30  
 investigations, police liability for deficient 7-32  
 police, fatal shootings by 7-17  
 prisoners 2-32, 7-30, 8-25  
 racist attacks 4-22  
 suicide attempts 7-30, 8-25  
 Marital status, discrimination on grounds of 1-34  
 Marry, right to 1-33, 12-16  
 McLibel case 3-5, 4-3, 4-9\*, 7-22  
 Mental patients  
   conditional discharge of 1-32  
   detention of informal 1-21  
   Multiple occupation  
     registration schemes 5-23  
   National security 10-6  
   Noise 7-20  
   Non-domestic rates 4-11  
   Offender-naming schemes 5-13  
   Parole Board reviews 7-12  
   Peaceful enjoyment of possessions  
     abandoned property, compensation for 1-30  
     adverse possession 1-34  
     explosions 7-18  
     multiple occupation  
       registration schemes 5-23  
     noise 6-32  
   Permits for gold mining 7-21  
   Photographs to media, disclosure of suspect's 7-20  
   Planning 9-18\*  
   Police  
     fatal shootings by 7-17  
     investigations, liability for deficient 7-32  
     life, right to 7-17, 7-32, 10-29  
     stations, surveillance in 4-18  
   Pollution 10-18  
   Possession claims 5-22  
   Pregnancy, termination of 1-30  
   Press intrusion 1-32  
   Prisoners  
     adjudication 7-20  
     AIDS, with 7-18  
     categories, review of 1-31  
     compassionate grounds, release on 8-25  
     correspondence 2-31
- discipline 2-30, 7-20  
 fair trials 2-30  
 freedom of expression 2-30  
 inhuman or degrading treatment 2-32, 7-18, 8-25  
 life, right to 2-32  
 life sentences 1-10  
 private life, right to respect for 2-31  
 recalls 7-14  
 suicide attempts 7-30, 8-25  
 suicide risks 10-29  
 Private life, right to respect for  
   asylum-seekers 3-29  
   CCTV 5-13  
   offender-naming schemes 5-13  
   photographs to media, disclosure of suspect's 7-20  
   police 5-13  
   prisoners 2-31  
   public figures, press intrusion on 1-33  
   strip searches 4-23  
   surveillance in police stations 4-18  
 Proportionality 5-38  
 Public figures, press intrusion on 1-33  
 Public order offences 7-21  
 Publicity, children and 8-14  
 Racial or religious hatred 3-8\*, 3-9\*  
 Racist attacks 7-32  
 Religion, freedom of  
   headscarves, ban on 1-33  
   Sunday working 5-25, 10-32  
 Residential areas, noise in 7-20  
 Restrictions of rights, limitations on 1-31  
 Squatters 8-18  
 Strip searches 4-23  
 Suicide  
   attempts in custody 7-30  
   risks 9-11, 10-29  
 Sunday working 5-25, 10-32  
 Surveillance 4-18  
 Systemic violations 1-30  
 Terrorist suspects 7-4, 9-7, 10-6\*  
   detention without trial of 2-6  
 Tobacco advertising 5-36  
 Youth justice 7-4
- IMMIGRATION**  
*see also* **ASYLUM-SEEKERS**  
 Advice services 3-26  
 Appeals 4-5, 7-5, 8-26, 8-26, 9-12, 11-4  
 Applications, backlog of 8-27  
 Asylum and Immigration (Treatment of Claimants, etc) Act 2004  
   commencement 1-35, 4-34  
 Asylum and Immigration Tribunal  
   judicial titles 4-34  
   jurisdiction 9-12  
   legal funding 8-33  
   one-tier process 8-26  
   oral hearings 8-26  
 Backlogs 9-11  
 Border controls 6-11
- Damages for unlawful detention 9-24  
 Detention  
   damages 9-24  
   false imprisonment 9-24  
   immunity from suit 9-24  
   judicial review 9-24  
   private contractors, by 9-24  
   third party intervention 9-24  
   unlawful 9-24\*  
 Displaced persons, temporary protection of 7-34  
 Employment, illegal 6-4  
 Entry clearance, appeals and 7-5  
 False imprisonment 9-24  
 Family life, right to respect for 8-28  
 Fees 1-36, 3-26, 8-27  
 Five-year strategy 3-24  
 Housing 2-38  
   immigration control, persons subject to 10-21  
   immigration status 10-19  
 Illegal working 6-4  
 Immigration and Asylum Act 1999  
   commencement 1-35  
 Immigration and Asylum Bill 6-4, 7-5  
 Immigration rules, statement of changes to 3-26\*  
 Immigration services 3-26  
 Immigration Services Commissioner, fees of 4-34  
 Immunity 9-24  
 Inquiry 12-5  
 Intervention 9-24  
 Judicial review 9-24  
 Jurisdiction 9-12  
 Leave to remain  
   fees 1-36  
 Legal funding 2-5, 6-6\*, 8-26  
 Marriage  
   immigration control, persons subject to 3-24, 3-25  
   procedure 3-25  
 Mistakes 7-5  
 Nationality, Immigration and Asylum Act 2002  
   commencement 1-35  
 Payment for immigration work 8-27  
 Police registration 3-26  
 Reconsiderations 9-11  
 Selective admission 9-11  
 Special Advocates  
   registration of 3-27  
   role of 4-5  
 Special Immigration Appeals Commission 4-5  
 Sponsorship undertakings 6-12  
 Terrorist suspects, special advocates and 4-5  
 Third-party intervention 9-24
- INQUESTS**  
 Costs 10-28  
 Fatal shootings 10-29  
 Life, right to 10-30  
 Police 10-28, 10-29  
 Resumption of 10-30
- JUDICIAL REVIEW**  
 Asylum-seekers 5-33, 11-26, 11-27  
 Availability of 5-33

# SUBJECT INDEX

## JUDICIAL REVIEW

*continued*

Bail 5–33  
 Consent orders, discharge of 5–38  
 Contractual powers 11–26  
 Costs  
   planning 5–38  
   protective 5–31, 5–38, 11–29  
   public interest cases 4–5, 5–31, 5–38  
 Criminal law, declarations on 11–28  
 Delay 11–24  
 Delegation of functions 11–28  
 Disciplinary powers 11–26  
 Fairness 5–34, 11–26  
 Fettering common law powers 11–26  
 Immigration, unlawful detention and 9–24  
 Legitimate expectations 11–27  
 Planning  
   costs 5–38  
   decisions, reasons for 5–34  
   delay 11–24  
   reasons 5–34, 11–28  
 Police disciplinary proceedings 5–33  
 Pre-action protocol 11–29  
 Procedure 5–38  
 Proportionality 11–25  
 Public interest cases, costs and 4–5, 5–31, 5–38  
 Reasons 5–34, 11–28  
 Relevant considerations 5–33  
 Search warrants 11–28  
 Social security appeals 2–13  
 Statutory purpose, frustrating the 11–26  
 Statutory requirements, compliance with 5–33  
 Ultra vires 11–25  
 VAT assessments 5–35  
 Visitors, delegation of functions of 5–34  
*Wednesbury* reasonableness 11–25

## LEGAL ACTION GROUP

Annual general meeting 7–4  
 Ardill, Nony 10–4  
 Beale, Diana 10–5  
 Community care seminars 3–4, 5–4  
 Criminal defence services, conference on 4–4, 5–41  
 Housing law, articles on 9–5  
 Jury trials 7–5  
 Legal funding 11–5  
 Manifesto for Justice 5–5  
 Public Legal Education initiative 7–8, 10–3

## LEGAL FUNDING

see also **LEGAL SERVICES**

Access to Justice Alliance 4–3, 5–3, 5–8\*, 8–5  
 Asylum and Immigration Tribunal 2–4, 5–5, 8–33  
 Asylum-seekers 2–4, 2–5, 3–5, 6–3, 6–7\*, 6–9, 8–26  
 Awards 2–4, 7–5  
 Barristers' strike 10–5  
 Care proceedings 8–15  
 Carter Review 8–33, 9–3  
 Civil proceedings 4–3, 4–4, 8–3, 9–4  
 charges 8–33  
 divorce cases 8–4  
 fixed fee scheme 3–5  
 Community Legal and Advice Centres 8–3  
 Community Legal and Advice Networks 8–3  
 Community Legal Service 4–3, 9–4, 9–28, 9–31  
 Competitive tendering 3–6\*  
 Conditional fees  
   amended rules on 9–4  
   fixed success fees 6–26, 6–28  
   housing cases 2–34  
 Conferences 4–4, 5–41, 12–4  
 Consumer choice 5–3  
 Contracts, decline in number of 9–4  
 Corporate Plan 9–3, 9–4  
 Costs protection 9–28  
 Criminal Defence Service Bill 2–4, 10–11  
 Criminal defence services  
   2–4, 3–3, 3–6\*, 4–4, 4–16, 5–3  
   conference on 4–4, 5–41  
   enhanced payments for serious offences 4–16  
 Fundamental Legal Aid Review 8–4, 10–11  
 graduated fee scheme 10–5  
 procurement 10–4  
 representation orders 10–11  
 Crisis, public meeting on 3–5  
 Death 9–28  
 Delivery targets 9–3, 9–4  
 Department for  
   Constitutional Affairs, strategy of 6–5  
 Divorce cases 8–4  
 Education negligence claims 11–30  
 Enhanced payments for serious offences 4–16  
 Experts 1–5, 8–15  
 Fair trials 3–5  
 Family law 8–4, 9–4  
 Financial eligibility 1–36, 2–4, 4–4  
 Fixed fee scheme 3–5  
 Fixed success fees 6–26  
 Fundamental Legal Aid Review 8–4  
 Funding Code 10–24  
 General Criminal Contract 4–16  
 Graduated fee scheme 10–5  
 Housing cases 2–34  
 Immigration 2–6, 6–6\*, 8–26  
 Impact test 10–4  
 Interpreters' fees 1–5  
 Law firms, choice of 5–3  
 Leasehold Valuation Tribunals 3–15  
 Legal Action Group 11–5  
 Legal Services Commission 6–7\*, 9–31  
   annual report 9–3, 9–4  
   Corporate Plan 9–3, 9–4  
   restructuring 9–3  
 Local authorities 12–5  
 McLibel case 3–5, 4–3, 4–9\*, 7–22  
 Means-testing 2–4  
 Northern Ireland 1–6\*  
 Personal injury 9–28  
 Police, complaints against the 10–24  
 Police station work 4–16, 10–11

Political parties, manifestos of 5–4

Preferred suppliers 10–5  
 Price competitive tendering 5–3, 5–5  
 Proceeds of crime 9–28  
 Procurement, Carter Review of 8–33, 10–4  
 Public interest litigation 10–3  
 Public Legal Education initiative 7–8, 10–3  
 Public Service Agreement 9–3  
 Quality initiatives 9–4  
 Representation orders 10–11  
 Restraint orders 9–28  
 Scotland 1–8\*  
 Success fees 6–26, 6–28  
 Targets 9–3, 9–4  
 Thailand, international forum in 12–6  
 Young Legal Aid Lawyers (YLAL) 5–4

## LEGAL PROFESSION

Asylum-seekers 3–5, 6–3, 6–7\*, 6–12, 9–13  
 Awards 2–4, 7–5  
 Barristers' strike 10–5  
 Betancour, Adriana Arboleda 12–9  
 Campaigning 9–9\*  
 China, prisoner of conscience in 12–5  
 Clementi Review 2–5, 5–3, 12–3  
 Colombia 12–9  
 Competition 12–3  
 Complaints 2–5, 12–4  
 Conferences 12–5  
 Confidentiality 10–13  
 Conflicts of interest 4–15, 10–12  
 Costs 6–25  
 Criminal defence services 3–6\*  
 Crown Prosecution Service Code 4–16  
 False names, acting for clients with 4–15  
 Human rights  
   awards 1–4, 10–5  
   Colombia 12–9  
 Judges, terrorism and 9–7  
 Law reform, campaigning for 9–9\*  
 Law Society  
   complaints handling 12–4  
   Diversity Access Scheme 11–5  
 Legal aid lawyers awards 2–4  
 Legal Disciplinary Practices (LDPs) 2–4, 12–3  
 Legal privilege 10–13  
 Legal Services Board, proposal for 2–5  
 Multi-disciplinary practices 12–3  
 Perverting the course of justice 4–15  
 Police station work 4–15, 10–12  
 Public Legal Education initiative 7–8, 10–3  
 Queen's Counsel, appointment of 1–5  
 Solicitors, costs and 6–25  
 Terrorism 9–7  
 Young Legal Aid Lawyers (YLAL) 5–4  
 Zeng Enchong 12–5

## LEGAL SERVICES

see also **LEGAL FUNDING**

Access to justice, improving 8–6\*  
 Advicenow information packages 9–5  
 Allen & Overy 6–4  
 Asylum-seekers  
   free representation, for 1–21  
 Case for Advice 10–5  
 Children and young people 7–6\*  
 Clementi Review 5–3, 11–4  
 Client focus 8–6  
 Community Legal Service 5–8\*  
   social exclusion 8–7\*  
   strategy for 8–6\*  
   telephone advice service 8–5  
 Complaints 6–5  
   annual reports on 8–4  
 Consumer choice 5–3  
 Court fees 1–5  
 Employment work 8–5  
 Information packages, ideas for 9–5  
 Information technology, use of 8–6  
 Inner City Law Center, Los Angeles 12–8  
 Isle of Wight Law Centre 4–5  
 Judicial Appointments and Conduct Ombudsman 8–5  
 Law centres 12–7\*  
 Law Society's complaint handling system 6–5, 8–4  
 Legal Advice Centres and Networks 12–5  
 Legal Aid Foundation, Los Angeles 12–8  
 Legal Services Bill 6–4  
 Legal Services Board, proposal for 8–4, 12–3  
 Legal Services Complaints Commissioner 6–5  
 London Legal Support Trust (LLST) 6–4  
 Lottery funding 9–4  
 National Occupational Standards for Legal Advice 9–4  
 Office for Legal Complaints, proposal for 8–4, 12–3  
 Political parties, manifestos of 5–4  
 Public Legal Education initiative 7–8, 10–3  
 Reform 11–4  
 Rights to Access Project 7–6\*  
 Social exclusion 8–7\*  
 Social Welfare Law Institute 10–4  
 South Brooklyn Legal Services, New York 12–7  
 Sustainable development 8–8  
 United States, law centres in the 12–7\*  
 Urban Justice Center, New York 12–7  
 Voluntary agencies 6–4  
 Youth Access 7–6\*  
 back-dating 11–17  
 bankruptcy 4–12  
 committal orders 4–13  
 costs 4–11  
 directions 11–17  
 enforcement 4–11  
 imprisonment, power to 11–18  
 liability orders 11–18  
 means inquiries 11–18  
 mistakes 4–12  
 overpayments 4–14  
 recording orders and decisions 11–18  
 set aside powers, scope of 11–18  
 student discounts 4–14  
 Disability discrimination 11–34  
 Educational achievement, duty to promote 8–11  
 Gypsies and Travellers, housing duties to 2–3, 3–21, 9–18\*  
 Homelessness 8–20\*  
 Housing 12–24  
   annual reports, provision of 9–15  
   best value 8–16  
   children 8–20\*  
   duties 2–3, 3–21, 5–15\*, 9–18\*  
   Gypsies and Travellers 2–3, 3–21, 9–18\*  
   management 8–16  
   well-being powers and 6–30  
 Legal funding 12–5  
 Liability orders  
   bankruptcy 4–12  
   committal orders 4–13  
   council tax 4–11  
   council tax benefit claims, pending 4–11, 4–14  
   mistakes 4–12  
   service 4–12  
   setting aside 4–12  
 Limitation periods 4–13  
 Local taxation 4–11\*  
 Maladministration 4–14  
 Non-domestic rates  
   fair trials 4–11  
   liability for 4–11  
   mistakes 4–11  
 Student discounts 4–14  
 hospital managers, by 12–13  
 Employee stress 2–28\*  
 False imprisonment 4–20  
 Funding, provision of 9–26\*  
 Homelessness  
   priority need 1–28, 2–36  
 Hospitals, transfer to other 12–13  
 Housing 12–24  
 Housing benefit 7–24  
 Independent Mental Capacity Advocates 12–11  
 Lasting powers of attorney 6–16  
 Liberty and security, right to 6–16, 12–11  
 Medical treatment 6–19  
   advance directives 6–16  
   classification and 6–18  
   compulsory 6–4, 12–11  
 Mental Capacity Act 2005 6–16  
 Mental Capacity Bill 1–4  
 Mental Health Bill 1–4, 6–4, 6–16, 12–11  
 Mental Health Review Tribunals  
   access to 6–18, 12–11  
   conditionally discharged patients, applications by 6–16  
 Mental patients  
   conditional discharge of 1–32, 6–16  
   false imprisonment 4–20  
   informal detention of 1–31  
   place of safety, removal to a 10–28  
   warrants 4–20, 10–26  
 National Health Service Act 1977, funding under 9–26  
 Nearest relative  
   displacement of 12–11  
   functions of 4–34, 6–16, 12–11  
 NHS complaints 6–16  
 Powers of attorney, lasting 6–16  
 Recalls 6–18  
 Seclusion policy 12–12, 12–19  
 Standard of proof 6–17  
 Stress 2–28\*, 5–30  
 Advance directives 6–16  
 Advice services, access to 9–5  
 Aftercare, damages for delay in arranging 12–13  
 Assessments 12–16  
 Asylum-seekers 1–23, 6–8  
 Classification 6–18  
 Code of practice 12–11  
 Complaints 6–16, 12–11  
 Compulsory treatment 6–4, 12–11  
 Conditional discharges 1–32, 6–18, 12–16  
 Detention  
   conditional discharges 1–32  
   informal 1–31  
   liberty and security, right to 6–16, 12–11  
   necessity 6–16  
 Disability discrimination 6–16, 10–34, 11–34, 12–11  
 Discharge  
   conditional 6–17  
   entitlement to 6–17

## MENTAL HEALTH AND DISABILITIES

Access to legal advice 4–18, 4–23  
 Accreditation 10–10, 10–12  
 Accredited civilians 10–10  
 Adverse inference from silence 10–12, 10–14

## SUBJECT INDEX

- Arrest 4-17  
 arrestable offences 2-8  
 cautions 4-18  
 common assault 4-15  
 false imprisonment 4-20  
 grounds 2-22  
 liberty and security, right to 4-21, 7-19, 7-19  
 necessary 10-10  
 PACE repeal, effect of 2-8  
 photographs 10-10  
 reasonable suspicion 4-17, 10-13  
 reasons 2-23, 4-20  
 summary 2-8  
 warrants 4-20  
 wrongful 10-13
- Bad character evidence during interviews 10-12
- Breach of statutory duty 4-22
- Cautions 4-18, 10-10, 10-14
- CDS Direct pilot 10-11
- Central London County Court mediation pilot 5-9
- Civilianisation of police functions 2-9
- Claims against the police 10-22\*
- Community support officers, powers of 4-15
- Complaints 4-6\*, 10-30  
 checklist 10-25  
 costs 10-20\*  
 stay of proceedings 5-9
- Confessions 10-14
- Confidentiality 10-13
- Conflicts of interest 4-15, 10-12
- Costs 5-9, 5-10, 10-22\*, 10-28
- Criminal records 4-34
- Deaths in custody 4-6, 4-22  
 life, right to 4-22  
 racist attacks 4-22
- Designated civilians 10-10
- Detention 7-19  
 photographs 10-10
- Discipline 4-6, 5-33
- Disclosure 10-11
- DNA samples 5-14
- Domestic Violence, Crime and Victims Act 2005 4-15
- Drug testing 1-4, 10-10
- Entrapment 1-32
- Eviction 9-22
- Experts' documents, inspection of 5-10
- Extradition interviews 4-18
- False imprisonment 4-20, 10-26
- False names, acting for clients using 4-15
- Fatal shootings 7-17, 10-27, 10-29
- Fingerprints 2-9
- Firearms, negligent access to 4-22
- Fireworks 10-10
- Freedom of assembly and association 4-21
- Gypsies and Travellers 9-22
- Harassment 10-27
- Identification evidence 4-18, 10-13
- Immigration 3-26
- Independent Police Complaints Commission 4-6\*  
 guidance 10-30  
 independence 4-6  
 openness 4-6
- staff, complaints about 10-30
- Inhuman or degrading treatment 4-23
- Inquests 10-28
- Investigations, police liability for deficient 7-32
- Judicial review, disciplinary proceedings and 5-33
- Jury trials 5-9
- Legal funding 4-16, 10-11, 10-20
- Legal privilege 10-13
- Liberty and security, right to 4-21, 7-19, 10-26
- Life, right to  
 deaths in custody 4-22  
 fatal shootings 7-17  
 suicide risks 10-29
- Malicious prosecution 4-21, 10-26
- Mediation 5-9
- Mental Health Act  
 place of safety, removal to 10-28  
 warrants 4-20, 10-26
- Misconduct 4-20\*, 5-9\*, 10-26\*
- Misfeasance in public office 4-22, 10-27
- Mode of trial 5-9
- Negligence 4-22, 5-9, 6-5
- Offender naming schemes 5-13
- PACE  
 access to legal advice 4-18, 4-23  
 extradition interviews and 4-18  
 identification evidence 4-18  
 stop and search 4-17
- Perverting the course of justice 4-15
- Photographs 2-9, 10-10
- Police  
 investigations, liability for deficient 7-32  
 station practice 4-15\*, 10-10\*
- Private life, right to respect for 5-13  
 DNA samples 5-14  
 offender naming schemes 5-13  
 samples 5-14  
 strip searches 4-23  
 surveillance 4-18
- Probationers 10-12
- Professional conduct 4-15
- Protestors, detention of 10-26
- Samples 5-14, 10-10
- Searches 4-18, 4-23  
 judicial review 11-28  
 malicious prosecution 4-21  
 strip searches 4-23  
 warrants 2-9, 4-21, 4-23, 11-28
- Serious Organised Crime Agency (SOCA) 1-4, 2-8, 4-6
- Serious Organised Crime and Police Act 10-10
- Serious Organised Crime and Police Bill 2-8\*
- Shootings 7-17, 10-27, 10-29
- Silence, adverse inferences from 4-19, 10-12, 10-14
- Similar fact evidence 10-27
- Stay of proceedings 5-9
- Stop and search 2-9, 4-17
- fireworks 10-10  
 Strip searches 4-23  
 Suicide risks 4-22, 10-29  
 Surveillance 4-18, 10-13  
 Suspension of officers 4-6  
 Swabs 10-10  
 Vicarious liability 5-11, 10-27, 10-28  
 Video identification 4-18, 10-13
- Warrants  
 arrest 4-20  
 Mental Health Act 1983 warrants 4-20, 10-26  
 search 2-9, 4-21, 4-23
- Witness statements, disclosure of 5-10
- PRACTICE AND PROCEDURE**  
 Court fees 1-36
- PRISONERS**  
 Accommodation, arrangements for 7-15  
 AIDS 7-18  
 Appeals 8-23  
 Bias 5-37  
 Briefing and Casework Unit 8-23  
 Categories  
 life, right to 2-30  
 representations 2-32  
 reviews of 1-31  
 Children 6-5  
 Compassionate grounds 8-25  
 Conditions 2-30, 8-24  
 Consecutive and concurrent sentences 9-28  
 Correspondence, restrictions on 2-31  
 Custody Plus 7-14  
 Damages 7-13  
 Deaths in custody 7-30  
 Deportation and early release 1-12  
 Determinate sentence prisoners  
 early release 7-13  
 recalls 7-14  
 Discipline  
 fair hearings 2-30, 8-23  
 legal representation 2-30  
 Drugs, administration of 8-23  
 Early release 7-13  
 Fair hearings  
 discipline 2-30, 8-23  
 independent adjudicators 2-30, 8-23  
 legal representation 2-30  
 life sentences 1-10, 8-23  
 recalls 7-14  
 Freedom of expression autobiographies, publication of 2-30  
 Housing benefit 7-23  
 Independent adjudicators 2-30, 8-23  
 Inhuman and degrading treatment 2-32, 7-18, 8-25  
 Initial release of prisoners 7-16  
 Legal representation 2-30  
 Liberty and security, right to 7-12  
 Licence conditions 1-14  
 Life, right to 2-32, 7-30, 8-25, 10-29  
 Life sentences 1-10, 7-12\*  
 damages 7-13  
 early release 7-13  
 fair trials 1-10, 8-23  
 independent adjudicators 8-23
- mandatory 7-13  
 minimum term 1-10, 7-13  
 oral hearings 1-10  
 tariffs 1-10  
 transitional arrangements 1-10
- National Offender Management Service 1-4
- Orders, disobeying 5-37, 8-24
- Parole Board 8-23  
 delay in reviews 7-13  
 independence 7-12  
 liberty and security, right to 7-12  
 open conditions 1-10, 1-11  
 oral hearings 1-10, 5-36, 7-13  
 recalls 7-14  
 reviews 1-11, 7-12\*  
 rules 1-10  
 sifting procedure 1-10
- Private life, right to respect for  
 correspondence 2-31  
 telephone calls 2-31
- Racist insults 8-24
- Recalls 5-36, 7-14, 9-27
- Release and recall arrangements 1-12, 8-25
- Remand, time spent on 9-28
- Risk assessment 7-15
- Segregation 2-31, 8-24
- Special advocate procedure 1-11
- Suicide attempts in custody 7-30, 8-25, 10-29
- Tariffs 1-10
- Telephone calls, restrictions on 2-31
- Young offenders, segregation of 8-24
- PUBLIC LAW**  
 see also **JUDICIAL REVIEW**  
 Adjudicators, bias of 5-37  
 Asylum-seekers, fairness of fast track scheme for 5-35  
 Bias 5-36  
 Disclosure 5-35  
 Freedom of Information Act 2000 1-15\*  
 Enhanced criminal records certificates, disclosure and 5-35  
 Environment, litigation in US on the 7-9\*  
 Forestry Commission 9-22  
 Gypsies and Travellers 9-22  
 Inquiries Act 2005 commencement 7-34  
 Policy, reviews of 5-35  
 Standing 11-24
- SOCIAL SECURITY**  
 A8 nationals 2-18\*  
 Adjudgments  
 incapacity benefit 2-14  
 representatives seeking 2-12  
 Appeals  
 housing benefit 7-23, 7-26  
 judicial review 2-13  
 leave, refusal of 2-13  
 presenting officers, absence of 2-12  
 revision requests 2-11  
 Asylum-seekers 1-20, 1-22  
 income support, backdated 6-12
- jobseekers' allowance 2-15  
 Attendance allowance 2-14  
 Bankruptcy 7-25  
 Bereavement benefits 2-14  
 Bias 2-11  
 Capital  
 deprivation of 7-24  
 housing benefit 7-24  
 mental illness 7-24  
 Charitable and voluntary payments, disregard of 7-23, 7-25  
 Child tax credit 2-15  
 Council tax benefit 4-34  
 liability orders and 4-11, 4-14  
 Court fees 4-34  
 Disability living allowance  
 asthma attacks 2-14  
 care component 2-14  
 child, definition of 2-16  
 cooking test 2-14  
 errors 2-10  
 medical reports 2-11  
 mental disabilities 2-16  
 mental patients 2-16  
 mobility component 2-14, 2-16  
 overpayments 2-14  
 reasons 2-14  
 walking 2-14, 2-16  
 Discrimination  
 housing benefit 2-13  
 pensionable age 2-16  
 Disregard  
 charitable and voluntary payments, disregard of 7-23, 7-24  
 housing benefit 7-23  
 London Bombings Relief Charitable Fund 9-28  
 Domestic violence 7-23  
 EC law  
 A8 nationals 2-18\*  
 pensionable age, sex discrimination and 2-16  
 reside, right to 2-18\*  
 Errors  
 disability living allowance 2-10  
 Examining medical practitioners, bias and 2-11  
 Fair hearings  
 incapacity benefit 2-14  
 Finality of decisions 2-10  
 Funeral payments 2-15, 2-16  
 Gender recognition 7-23  
 Housing benefit 7-23\*  
 appeals 7-23, 7-26  
 backdated claims 7-25  
 bankruptcy, discharge from 7-25  
 capital, deprivation of 7-24  
 charitable and voluntary payments, disregard of 7-23, 7-25  
 civil partnerships 7-23  
 deductions 7-24  
 delay 7-26  
 delegation of claims 7-25  
 discrimination 2-13  
 domestic violence 7-23  
 illness, delay into moving into home through 7-23  
 inquisitorial duties 7-24  
 local housing allowance 7-23  
 non-dependants, definition of 7-24
- notice to quit old home 7-24  
 official errors, revision of 7-26  
 overpayments 7-25  
 owners, meaning of 7-24  
 pathfinder authorities 4-33  
 possession claims 1-27, 7-26, 10-27  
 prisoners 7-23  
 reasons 7-23  
 revisions 7-23, 7-24, 7-26  
 Incapacity benefit 2-14  
 adjournments 2-14  
 fair hearings 2-14  
 medical examinations, failure to attend 2-14  
 personal capability assessments 2-14  
 supersession 2-14  
 Income-related benefits 9-28  
 Income support 2-15  
 asylum-seekers 6-12  
 back-dated 6-12  
 capital deprivation 2-15  
 capital disregard 2-15  
 overpayments 2-15  
 Increases 4-31\*  
 Industrial injuries benefit 2-10  
 Jobseekers' allowance 2-15  
 asylum-seekers 2-15  
 Judicial review 2-13  
 London Bombings Relief Charitable Fund 9-28  
 Medical reports  
 alteration of 2-13  
 disability living allowance 2-11  
 interpretation of 2-11  
 Mental illness 7-24  
 Mistakes 7-26  
 National minimum wage 9-28  
 Non-dependants, definition of 7-24  
 Official errors 7-26  
 Overpayments  
 bankruptcy, discharge from 7-25  
 disability living allowance 2-14  
 failure to disclose 2-10  
 housing benefit 7-25  
 income support 2-15  
 Pension credit 9-28  
 Possession claims 1-27, 7-26  
 Presenting officers  
 absence of 7-12  
 Prisoners 7-23  
 Reasons  
 disability living allowance 2-14  
 housing benefit 7-23  
 Reside, right to 2-18\*  
 Revision requests  
 housing benefit 7-23, 7-24, 7-26  
 late 'any grounds' 2-11  
 Same-sex partners 7-23  
 Sex discrimination  
 pensionable age 2-16  
 Social fund 2-15, 2-16  
 Sponsorship undertakings 2-16  
 State pension credit 9-28  
 State retirement pension 2-15  
 sex discrimination 2-16  
 Supersession  
 incapacity benefit 2-14

## SUBJECT INDEX

### SOCIAL SECURITY

*continued*

Up-rating 4-31  
Winter fuel payment 2-15  
Worker registration scheme 2-18  
Working families' tax credit 2-15  
Working tax credit, court fees and 4-34

### SOCIAL SERVICES

Adaptations, resources for 12-18  
Age, injury, disability or any other circumstances 12-23  
Assessment of needs 6-20, 12-17  
Asylum-seekers 1-23, 6-13,  
10-20  
Care and attention, in need of 12-23  
Care assistance, resources for 12-18  
Carers  
Carers (Equal Opportunities) Act 2005 6-20  
guidance 12-17  
Charging 12-18  
Children 6-13, 6-21  
Community care 6-20\*  
asylum-seekers 10-20  
meeting on 3-4, 5-4  
Compensation 12-17  
Complaints 6-23  
Consent orders, variation or discharge of 6-24  
Consultation document on community care 6-24  
Continuing NHS care 6-21, 12-15  
Costs 6-24  
Disabled children 6-21, 12-18  
Guardianship 12-16  
Guidance 6-20  
Health Select Committee report 6-22  
Housing 2-37, 6-20, 12-23\*  
Local authorities 12-24  
Long-term care choice in 12-15  
funding for 6-22  
National assistance 12-23  
Residential accommodation 12-23  
Residential care, charging for 6-23

### Resources

charging 12-18  
legal duties, interface between 6-21

### TERRORISM

Anti-social behaviour orders, control orders compared with 4-7\*  
Appeals 4-5  
Arrest 10-12  
Constitutional rights 9-7  
Control orders 4-7\*  
anti-social behaviour orders compared with 4-7\*  
constraints available under 4-8  
Counter Terrorism Bill 1-4  
Democracy 9-7  
Deportation 9-5, 10-3  
Derogating control orders 10-12  
Detention without trial 2-6\*  
Foreign nationals, detention without trial of 2-6\*  
Human rights 2-6\*, 7-4, 9-8, 10-6\*  
Incitement to terrorism 9-7  
Judges, democracy and 9-7  
Liberty and security, right to 2-6\*, 4-7  
National security, deportation on grounds of 9-5  
Northern Ireland 4-33  
Prevention of Terrorism Act 2005 10-12  
Special advocates 4-5  
Special Immigration Appeals Commission, special advocates and 4-5

### TORTS

Special educational needs 3-10

### YOUTH JUSTICE

Anti-social behaviour 7-3  
breaches 7-3  
care, children in 2-22  
family life, right to respect for 5-36  
jurisdiction 2-38  
Care, children in 2-22, 8-11  
Community sentences 7-3  
Homelessness 8-16  
Human rights 7-4  
Joint area reviews 8-11  
Segregation 8-24  
Youth Justice Bill 1-4

## CASES LIST

Cases reported and summarised in articles are listed, with the court or tribunal. The subject area of the case is indicated by the margin reference.

### SUBJECT KEY

ch	children	in	inquests
cc	community care	la	legal aid
ci	civil procedure	lo	local authorities
co	consumer	lt	local taxation
cr	crime	mh	mental health
di	discrimination	or	public order
ed	education	po	police
em	employment	pp	practice and procedure
en	environment	pr	prisoners
gy	Gypsy and Traveller law	pu	public law
ho	housing	ss	social security
hu	human rights	tr	Travellers
im	immigration		

### COURT KEY

CA	Court of Appeal
CCt	county court
ChD	Chancery Division
CO	Crown Office
CoCt	coroner's court
CJC	Civil Justice Centre
CS	Court of Session
CrCt	Crown Court
DC	Divisional Court
DR	District Registry
EAT	Employment Appeal Tribunal
ECTHR	European Court of Human Rights
ECJ	European Court of Justice
ET	Employment Tribunal
FD	Family Division
HC	High Court
HC (NI)	High Court Northern Ireland
HL	House of Lords
IAT	Immigration Appeals Tribunal
LT	Lands Tribunal
LGO	Local Government Ombudsman
LVT	Leasehold Valuation Tribunal
Mag	Magistrates
OH	Outer House, Court of Session
PC	Privy Council
QBD	Queen's Bench Division
QBD (AC)	Administrative Court
QBD (CC)	Commercial Court
QBD (TCC)	Technology and Construction Court
SCCO	Supreme Court Costs Office
SENDIST	Special Educational Needs and Disability Tribunal
ShCt	Sheriff Court

### A

ho 9 Cornwall Crescent London Ltd v Kensington and Chelsea RLBC, CA 6-31  
ed A v (1) Governors of HM Primary School (2) SENDIST, QBD (AC) 3-12  
cc A (2) B (3) X (4) Y (A and B by their litigation friend the Official Solicitor to the Supreme Court) v East Sussex CC, QBD (AC) 6-24  
ch A Local Authority v (1) K (2) D and (3) L, FD 8-15  
ci Aaron v Shelton, QBD (AC) 6-28  
po Abraham and Reid v Commissioner of Police of the Metropolis, CCt 5-9  
pu Aegis Group plc and others v Commissioners of Inland Revenue, QBD (AC) 11-29  
im Ahmed v Secretary of State for Work and Pensions, CA 6-12  
ho Akram v Adam, CA 2-38, 6-26  
ho Akumah v Hackney LBC, HL 4-29  
po Al Fayed and others v Commissioner of Police for the Metropolis and others, CA 4-17  
em Alabaster v Barclays Bank plc and Secretary of State for Social Security (No 2), CA 11-13  
ho Alamo Housing Co-operative Ltd v O'Daly and Thompson, CA 2-38  
di Ali v Office of National Statistics, EAT 11-37  
di Allen v National Australia Group Europe Ltd, EAT 2-26, 5-29  
pu Amec Capital Projects Ltd v Whitefriars City Estates Ltd, CA 5-37  
ho Amrit Holdings Co Ltd v Shahbakhti, CA, 4-29  
ho Andrews v Reading BC, QBD (AC) 6-32  
ci Ao (Dian) v Franfel & Mead, QBD (AC) 6-26

cc Application by Jennifer Connor for Judicial Review, CA 12-16  
ci Armstrong and Connor v First York, CA 6-27  
po Ashley (James) and others v Chief Constable of Sussex, QBD (AC) 10-27  
em Astle and others v Cheshire CC and another, EAT 5-30  
ci Attack v Lee, CA 6-28  
po Attorney-General of the British Virgin Islands v Hartwell, PC 4-22  
pu Audit Commission for England and Wales v Ealing LBC, CA 11-28  
po Austin and Saxby v Commissioner of Police of the Metropolis, QBD (AC) 10-26

### B

hu B and L v UK, ECtHR 1-33  
di Bahl v Law Society, CA 2-24  
ho Bamberger v Swaby, CCt 12-21  
ho Banjo v Brent, CA 5-20  
ho Barca v Mears, ChD 4-27  
im Barndean Ltd (1) and Cherrywalk Properties (2) v Richmond upon Thames, QBD (AC) 6-13  
di Barton v Investec Henderson Crosthwaite Securities Ltd, EAT 10-32  
ci Basildon & Thurrock University NHS Trust v Braybrook, QBD (AC) 6-26  
ho Batsford Estates (1983) Co Ltd v Taylor, CA 7-29  
ho Baynes v Hall and Thorpe, CCt 11-21  
ho Beaulane Properties Ltd v Palmer, QBD (AC) 6-31  
ho Belcourt Estates Ltd v Adesina, CA 4-29  
pu Bell (Philip Graham) v Chief Constable of Greater London Police, CA 11-28  
ho Bellouti v Wandsworth LBC, CA 7-29  
ss Beltekian v City of Westminster and Secretary of State for Work and Pensions, CA 7-26  
po Bernard v Attorney-General of Jamaica, PC, 5-11  
ci Bhamjee v Forsdick, CA 6-25  
gy Birmingham City Council v Doherty, DR 9-18  
pr Blackstock v UK, ECtHR 1-11, 1-31  
po Blench v Director of Public Prosecutions, QBD (AC) 3-17  
pu Bluett v Suffolk CC and others, CA 2-37  
ci Botham v Niaz, QBD (AC) 6-28  
em Bowyer v Siemens plc t/a Siemens Communications, EAT 11-16  
pu Bradley v The Jockey Club, CA 11-26  
ho Brick Farm Management Ltd v Richmond Housing Partnership, QBD (AC) 9-16  
di British Airways (BA) Plc v Starmar, EAT 10-33  
hu Broniowski v Poland, ECtHR 1-30  
pr Brooks v Commissioner of Police for the Metropolis, HL 7-32, 10-27  
di Brumfitt v Ministry of Defence and another, EAT 2-27  
hu Bubbins v UK, ECtHR 7-17  
ss Burton v New Forest DC, CA 7-24

### C

im CA v Secretary of State for the Home Department, CA 3-30  
di Cadman v Health and Safety Executive, CA 2-27, 5-26  
ch Calderdale MBC v S and The Legal Services Commission, FD 8-15  
ho Camden LBC v M, CJC 11-20  
ho Canterbury City Council v Lowe, CA 6-36  
ho Canty and another v Boyden, 8-18  
ci Capital Bank plc v Stickland, CA 6-27  
em Carden v Pickering Europe Ltd, EAT 11-13  
em Carney v Rouf and Islam, EAT 5-26  
ed Carty v LBC Croydon, CA 3-10  
ho Chapman v Godinn Properties Ltd, CA 11-21  
ho Circle 33 Housing Trust v Ellis, QBD 10-17, 11-21  
di Chamberlin Solicitors and another v Emokpae, EAT 2-24  
ss Cherwell DC v First Secretary of State and Secretary of State for the Home Department, CA 1-22  
em Chohan v Derby Law Centre, EAT 5-27  
pr Chun Lan Liu v Secretary of State for the Home Department, CA 8-30  
ho Clowes Developments (UK) Ltd v Walters, ChD 6-31  
gy Coates and others v South Bucks DC, CA 9-20  
im Cobalt Housing Ltd v Devine, CCt 1-28  
gy Codona v Mid-Bedfordshire DC, HL 2-37  
im Cody v Philips, CCt 1-28, 12-28  
im Coleg Elidyr (Camphill Communities Wales) Limited v Koeller, CA, 9-15  
ho Colin Dawson Windows Ltd v King's Lynn and West Norfolk BC and Howard, CA 7-29

## CASES LIST

- po Commissioner of Police for the Metropolis v Hurst, CA 10-30
- em Commissioners of the Inland Revenue v Ainsworth, CA 11-15
- pu Cookson & Clegg Ltd v Ministry of Defence and Cooneen Watts & Stone Ltd (interested party) QBD (AC) 5-33
- ho Cooper v Sharma, CCT, 10-17
- ho Copping v Surrey County Council, QBD (AC) 8-18
- di Copsey v WWB Devon Clays Ltd, CA 10-32
- po Coudrat v Commissioners of Her Majesty's Revenue and Customs, CA 10-13, 10-26
- em Council of the City of Newcastle upon Tyne v Allan and others; Degnan and others v Redcar and Cleveland BC, EAT 11-14
- ci CPL Industrial Services Holding Ltd v Freeman & Others, CA 6-26
- ho Cramp v Hastings BC, CA 6-31, 9-17
- ho Credit & Mercantile plc v Marks, CA 4-25
- em Cross and others v British Airways plc, EAT 11-12, 11-37
- ci Crouch v King's Healthcare NHS Trust, CA 6-28
- po Cullen v Chief Constable of the Royal Ulster Constabulary, HL 4-23
- po Cummings and others v Chief Constable of Northumbria Police, CA 2-22, 4-20
- D**
- ho Daley, James, Wiseman and Reynolds v Mahmood and Rahman, CJC 10-17
- em Dattani v Chief Constable of West Mercia Police, EAT 11-11
- pu Dawkins v Bolsover DC and Standards Board for England (interested party), QBD (AC) 5-33
- ed Dean (Roger and Diane) v (1) East Sussex CC (2) President of SENDIST, 3-11
- em Degnan and others v Redcar and Cleveland BC, CA 11-14
- em Department for Work and Pensions v Webley (Atasha), CA 5-29
- cc Derbyshire CC and another v Akrill (Stephen) and others, CA 6-23
- pu Devon CC v Clarke (Stuart), CA 11-32
- po Director of Public Prosecutions v Chippendale, QBD (AC) 2-22
- ed DN v Greenwich, CA 3-10, 6-27
- po DPP v Meaden, QBD (AC) 4-23
- em Dresdner Kleinwort Wasserstein Ltd v Adebayo, EAT 11-11
- ho Drury v Rutland CC, CA 2-37
- di Dunham v Ashford Windows, EAT 10-34, 11-13
- E**
- ed East Sussex CC v (1) President of SENDIST (2) Dean (Roger and Diane), QBD (AC) 3-11
- hu Edwards and Lewis v UK, ECtHR 1-32
- ho Edwards v Lloyds TSB Bank plc, QBD (AC) 4-26
- di Enderby v Frenchay Health Authority and Secretary of State for Health, EAT, 11-34
- im Enfield LBC v Kruja, CA 1-28
- hu Enhorn v Sweden, ECtHR 7-19
- hu Epple v Germany, ECtHR 7-19
- ho Equity Housing Group Ltd v Boshir, CCT, 3-21
- F**
- ho Fadeyeva v Russia, ECtHR 10-17
- em Farrell Matthews & Weir v Hansen (Nina), EAT 5-28
- em FE Morgans v Alpha Plus Security Ltd, EAT 5-30
- pu Feld v Barnet LBC; Ali Pour v City of Westminster, CA 5-36
- po Fernandes, Fernandes and Travasso v The Governor of HM Prison Brixton and the Commonwealth of the Bahamas, QBD (AC) 4-18
- ho Filby v Mortgage Express (No 2) Ltd, CA 4-25
- gy First Secretary of State, Grant Doe and others v Chichester DC, 9-20
- po Fleming v Chief Constable of the Sussex Police Force, CA 5-10
- po Frankson and others v Home Office; John v Same, CA 5-10
- G**
- ho Gallagher v Castle Vale Action Trust Ltd, CA 6-36
- ho Garcia v Khan, CCT 3-23
- em Gdynia American Shipping Lines (London) Ltd v Chelminski, CA 5-27
- hu Gelfmann v France, ECtHR 7-18
- ho Generay Ltd v The Containerised Storage Co Ltd, CA 6-31
- em Ghadian v Godin-Mendoza, HL 5-27
- im Ghisari v Secretary of State for the Home Department, CA 9-14
- em Giles v Geach and Jones t/a Cornelia Care Homes, ET 11-12
- di Gillespie v Northern Health and Social Services Board, ECJ 11-36
- hu Gomez (Moreno) v Spain, ECtHR 7-20
- ed Governing Body of the London Oratory School v The Schools Adjudicator, QBD (AC) 3-10, 11-31
- im Griffiths v St Helens MBC, 1-29
- em Grimmer v KLM Cityhopper UK, EAT 11-14
- hu Gusinskiy v Russia, ECtHR 1-31
- hu Gomez v Spain, ECtHR 6-32
- ci Gray v Going Places Leisure Travel Ltd, CA 6-28
- cc Gunter (Rachel) (by her litigation friend and father Edwin Gunter) v South Western Staffordshire Primary Care Trust, QBD (AC) 12-15
- H**
- ho Hackney LBC v Campbell, CA 7-28
- ho Hall v Wandsworth LBC; Carter v Wandsworth LBC, CA 2-37
- pu Hampstead Heath Winter Swimming Club and another v The Corporation of London and another, QBD (AC) 11-28
- em Hardys & Hansons plc v Lax, CA 11-12
- ho Harrow LBC v Connors, CA 3-23
- em Hartman v South Essex Mental Health & Community Care NHS Trust and other appeals, CA 5-30
- ho Hay v Community Housing Association Ltd, CA 8-18
- ci Henry Butcher International Ltd v KG Engineering, CA 6-27
- pu Hereford Waste Watchers Ltd v Herefordshire Council, QBD (AC) 5-34
- ed Higham v University of Plymouth, QBD (AC) 11-32
- em Hinton v University of East London, CA 11-15
- ho HL v UK, ECtHR, 1-31
- ho Holden v Sutton LBC, CA 3-24
- po Holloway v Director of Public Prosecutions, QBD (AC), 2-22
- em Home Office v Bailey and others, CA 11-13, 11-34
- hu Hooper v UK, ECtHR 7-19
- em Horkulak v Cantor Fitzgerald International, CA 5-28
- ci Horn v Dorset Healthcare NHS Trust, Southampton County Court, CCT 6-26
- em Howard v Millrise Ltd t/a Colourflow (in liquidation) and another, EAT 5-30
- di Hoyland v ASDA Stores Ltd, EAT 11-35
- pr (1) Huang, (2) Abu-Qulbain and (3) Kashmiri v Secretary of State for the Home Department, CA 8-28, 11-25
- ho Hughes and others v Newham LBC, QBD (AC) 12-27
- po Hutchinson v Commissioner of Police for the Metropolis and another, QBD (AC) 10-28
- ho Hyde Southbank Homes v Oronsaye and Obadiara, CCT 12-28
- I**
- em Igen Ltd and others v Wong; Chamberlin Solicitors and another v Emokpae; Brunel University v Webster, CA 5-25, 10-32
- hu Ilascu and others v Moldova and Russia, ECtHR 1-30
- po Independent Assessor v O'Brien, Hickey and Hickey, CA 5-12
- ci Irvine v Commissioner of Police for the Metropolis, CA 6-28
- ho Islington LBC v Charles, CCT 7-27
- ho Islington LBC v Green, CA 3-21
- ho Islington LBC v Keane, CCT 12-28
- hu Issa and others v Turkey, ECtHR 7-17
- J**
- im J v Secretary of State for the Home Department, CA 9-11
- hu JA Pye (Oxford) Ltd and JA Pye (Oxford) Land Ltd v UK, ECtHR 1-34
- di Jones v Friends Provident Life Office, CA, 2-25
- ho Jones v Hipgrave, QBD (AC) 3-22
- ho Jones v Hipgrave (No 2), QBD (AC) 3-22
- di Jones v Post Office, 10-33
- pu Jones (t/a Shamrock Coaches) v Department of Transport Welsh Traffic Office, CA, 5-37
- K**
- ho Kanssen v Secretary of State for the Environment, Food and Rural Affairs, QBD (AC) 7-28, 11-27
- po Keegan v Chief Constable of Merseyside Police, CA 4-21
- ho Kensington and Chelsea RLBC v Scarlett, CJC 11-20
- ho Kensington Housing Trust v Borkwood, CCT 7-28
- ci Kessler v Moore & Tibbits, CA 6-26
- ci King v Telegraph Group, CA 6-26
- po King (administratrix of the estate of Robert Gadd, deceased) v Milton Keynes General NHS Trust, QBD (AC) 10-28
- po Kircup v DPP, 4-18
- pu Kirklees BC v Brook, ChD 11-28
- ss Kola (1) and Mirzajani (2) v Secretary of State for Work and Pensions, CA 1-22
- hu Kolanis v UK, ECtHR 1-32
- ci Kundrath v Kwatia & Gooding, QBD (AC) 6-28
- L**
- ho Lambeth LBC v Howard 6-36
- ho Lambeth LBC v O'Kane; Helena Housing Ltd v Pinder; CA 9-15
- ho Lancashire CC v Taylor, CA 5-23
- di Lawrence v Regent Office Care Ltd, CA, 11-35
- ho Leeds CC v Price, CA 5-22
- ho Leicestershire CC v Edie, DR 5-21
- di Lewen v Dender, EAT 11-36
- ho Lewis v Brent LBC, CA 7-29
- cc Lewis v Gibson and MH (by her litigation friend, the Official Solicitor) (interested party), CA 12-16
- ho LGO investigation 04/B/2615 (Peterborough City Council), LGO 11-20
- ho Liverpool City Council v Slavina, CCT 7-28
- ho London and Quadrant Housing Trust v Root, CA, 3-22
- em London Probation Board v I Kirkpatrick, EAT 5-30
- ci Longstaff International Ltd v Evans, QBD (AC) 6-28
- ci LTE Scientific Ltd v Thomas, CA 6-27
- M**
- ed M v (1) SW Schools (2) SENDIST, QBD (AC) 3-12
- pu M v Isleworth Crown Court, QBD (AC) 5-33
- im M (Croatia), IAT 3-30
- di Madden v Preferred Technical Group Cha Ltd and another, CA 2-25
- po Majrowski v Guy's and St Thomas's NHS Trust, CA, 10-27, 11-15
- em Marks & Spencer plc v Williams-Ryan, CA 11-16
- ho Maurice v Holloware Products, ChD 6-31
- po McFarland, Re, HL 5-12
- ho McGlavin (Ian) v (1) Waltham Contractors Ltd (2) Huw Thomas Associates (3) DJ Hartigan & Associates Ltd, QBD (TCC) 12-27
- im Mehmet v Wandsworth LBC, CA 1-28
- em Melia v Magna Kansei Ltd, EAT 11-16
- po Menson v UK, ECtHR 4-22
- ci Merchantbridge & Co Ltd v Safron General Partner I Ltd, CA 6-27
- ci Mersey Docks Property Holdings v Kilgour, QBD (AC) 6-26
- ho Merton LBC v Mitchell, CA 8-18
- ho Merton LBC v Richards, CA 7-27
- mh MH (by her litigation friend, Official Solicitor) v Secretary of State for Health and others, HL, 12-11
- ho Michael v Miller, CA 4-26
- ci Mid-Bedfordshire DC v Brown and others, CA 9-21
- ci Midland Linen Services Ltd, Re, ChD 6-28
- em Midland Packaging Ltd v Clark, EAT 5-27
- ho Milecastle Housing Ltd v Walton, DR 11-20
- im Mlauzi v Secretary of State for the Home Department, CA 9-12
- im Miftari v Secretary of State for the Home Department, CA 9-12
- ho Moat Housing Group South Ltd v Harris and Hartless, CA 3-22, 5-20
- ho Mohammed v Westminster City Council, CA 8-19
- di Moonsar v Fiveways Express Transport Ltd, EAT 2-27
- cc Moore and others v (1) Care Standards Tribunal (2) Commission for Social Care Inspection, CA 12-19
- ci Morgan Est (Scotland) Ltd v Hanson Concrete Products Ltd, CA 6-27

## CASES LIST

- ho Mortgage Express v Mardner, CA 4–26  
em Mossman v Bray Management Ltd, EAT 5–28
- N**  
im N v Secretary of State for the Home Department, CA 3–27, 6–11  
pr N v Secretary of State for the Home Department, HL 8–28  
di Nagarajan v London Regional Transport, EAT, 10–34  
pr Napier v Scottish ministers, OH 2–32  
pr Napier v Secretary of State for the Home Department, QBD (AC) 2–30  
ho National Westminster Bank plc v Patel, 4–24  
im Nelson v Wandsworth, QBD (AC) 1–28  
ho New Progress Housing Association v Slater, CCT 12–20  
im Newcastle City Council v Fiddes, CCT 1–28  
ho Newham LBC v Hawkins and others, CA 6–30  
ci Newman Ltd v Adiem, CA 6–27  
pr Nilsen v Governor of HM Prison Full Sutton, CA 2–30  
ho Nimmo (Jeanette M) (or Kerr) v East Ayrshire, ShCt 12–29  
ho North British Housing Association Limited v Matthews, CA 2–35  
em North Western Health Board v McKenna, ECJ 11–13  
ho Norwich City Council v Famuyiwa, CA 2–34  
hu Norwood v UK, ECtHR 7–21  
em Noskiw v Royal Mail Group plc, EAT 11–12  
di Nottinghamshire CC v Meikle, CA 2–24
- O**  
po O'Brien v Chief Constable of South Wales Police, HL 10–27  
ho Ocwen Ltd v Coxall, CCT 4–25  
em Office for National Statistics v Ali, CA 5–25  
ho Ogunlowo (Victoria) v Southwark LBC, Mag 12–29  
hu Oneryildiz v Turkey, ECtHR 7–18  
ho Orbit HA v Smith, CJC 2–38  
em Orthet Ltd v Vince-Cain, EAT 5–26  
ho Osmani v Camden LBC, CA 2–36  
ho Osmani v Camden LBC, HL 9–16
- P**  
ci Painting v University of Oxford, CA 6–28  
po Paul v Chief Constable of Humberside Police, CA 4–21  
ho PCHA v Depp, CJC 12–21  
ho Peck v UK, ECtHR 5–13  
ch Pelling v Bruce-Williams and Secretary of State for Constitutional Affairs, CA 8–14  
ho Pesticcio v Huet, CA 4–26  
ho Phillips v Camden LBC, CA 9–17  
ci Phillips v Symes and others (Costs No 2), QBD (AC) 6–27  
hu PM v UK, ECtHR 1–32  
ho Pointstar Shipping and Finance Ltd v 7 Strathray Ltd, CA 4–30  
ci Polanski v Condé Nast Publications Ltd, HL 6–27  
gy Price and others v Leeds City Council, CA 8–22
- R**  
po R v Armas-Rodriguez, CA 10–14  
mh R v Ashworth Hospital Authority and another ex p B, HL 6–18  
mh R v Ashworth Hospital Authority (now Mersey Care NHS Trust) ex p Munjaz, HL 12–12, 12–19  
po R v Beckles, CA 4–19  
po R v Bresa, CA 10–14  
po R v Donald, 4–18  
po R v Gornall, CA 10–13  
po R v Grant, CA 10–13  
po R v Hasan, HL 10–14  
po R v Hayes, CA 4–18  
po R v Johnson; R v Hind, CA 10–14  
po R v Marcus, CA 4–18  
po R v Middleton, CA 10–13  
po R v Pearson, CA 10–13  
po R v Perpont, CA 4–18  
pr R v Raja, QBD (AC) 1–11  
pr R v Roberts, CA 1–11  
pr R v Secretary of State for the Home Department ex p Bagdanavicius and another, HL 8–30  
di R v Secretary of State for the Home Department ex p Seymour-Smith and another, CA 11–35  
pr R v Secretary of State for the Home Department ex p Uttley, HL 1–14  
pr R v Secretary of State for the Home Department ex p Al-Hasan and ex p Carroll, HL 8–24  
pr R v Sullivan, CA 1–10  
po R (A) v Leeds Magistrates' Court and another, QBD (AC) 2–21  
ss R (A) (1) and Kanidagli (2) v Secretary of State for the Home Department, QBD (AC) 1–22  
pu R (A, B, X and Y) v East Sussex CC, QBD (AC), 11–29  
ss R (Abdullah) v Secretary of State for the Home Department, 1–22  
mh R (AL) v Secretary of State for the Home Department, CA 6–18  
pu R (Al Hasan) v Secretary of State for the Home Department, HL 5–37  
im R and others v Secretary of State for the Home Department, CA 9–12  
mh R (B) v (1) Camden LBC (2) Camden and Islington Mental Health and Social Care Trust and (1) Secretary of State for Health (2) Secretary of State for the Home Department (3) Mental Health Review Tribunal for North London and East Regions (interested parties), QBD (AC) 12–13, 12–16  
mh R (B) v DR SS and Dr AC and the Secretary of State for the Department of Health, QBD (AC) 6–19  
im R (B) v Merton LBC, QBD (AC) 1–24  
ho R (Badu) v Lambeth LBC, CA 12–22  
pu R (Bakhtear Rashid) v Secretary of State for the Home Department, CA 11–27  
pr R (Bannatyne) v (1) Secretary of State for the Home Department (2) the Independent Adjudicator, QBD (AC) 2–30  
gy R (Basildon DC) v First Secretary of State and Temple, QBD (AC) 9–19  
pr R (Bernard) v (1) Secretary of State for the Home Department (2) The Parole Board, QBD (AC) 7–13  
cc R (BG) v Medway Council, QBD (AC) 12–18  
pr R (Borak) v Secretary of State for the Home Department, CA 8–29  
ho R (Boyle) and others v Northern Ireland Housing Executive, 5–23  
lt R (Brighton and Hove City Council) v Brighton and Hove Justices, QBD (AC) 4–12  
pu R (British American Tobacco UK Ltd and five others) v Secretary of State for Health, QBD (AC) 5–36  
pu R (British Beer and Pub Association and others) v Canterbury City Council, QBD (AC) 11–26  
pu R (Burkett) v Hammersmith & Fulham LBC, CA 5–38  
ho R (Burns) v Southwark LBC, QBC (AC) 1–23  
pr R (Buxton) v The Parole Board and Secretary of State for the Home Department (Interested Party), QBD (AC) 1–12  
ed R (C) v The Admission Appeal Panel of Nottinghamshire, QBD (AC) 3–11  
ho R (Calgin) v Enfield LBC, QBD (AC) 9–17  
pr R (Carman) v Secretary of State for the Home Department, QBD (AC) 1–14  
lt R (Carmarthenshire CC) v West Wales Valuation Tribunal, QBD (AC) 4–14  
pu R (Chisnell) v LBC Richmond upon Thames and Dillon (interested party), QBD (AC) 5–34  
ho R (Clays Lane Housing Co-operative Ltd) v Housing Corporation, CA 2–36  
pu R (Coghlan) v Chief Constable of Greater Manchester Police and Independent Police Complaints Commission (interested party), QBD (AC) 5–33  
ho R (Conde) v Lambeth LBC, QBD (AC) 3–23  
ho R (Conville) v Richmond-Upon-Thames, QBD (AC) 9–16  
em R (Corner House Research) v Secretary of State for Trade and Industry (Public Law Project interested party) CA 5–31, 5–38  
im R (CS) v Mental Health Review Tribunal and Managers of Homerton Council, QBD (AC) 6–17  
pr R (D) (a patient by the Official Solicitor his litigation friend) v Secretary of State for the Home Department, QBD (AC) 8–25  
pr R (D) v Secretary of State for the Home Department, QBD (AC) 7–30, 10–29  
ho R (Dale) v Camden LBC, CA 5–22  
pr R (Davies) v Secretary of State for the Home Department, CA 7–16  
pr R (Day) v Secretary of State for the Home Department, QBD (AC) 1–12  
im R (Dirshe) v Secretary of State for the Home Department, CA 6–12, 9–13, 11–26  
mh R (DJ) and R (AN) v Mental Health Review Tribunal, QBD (AC) 6–17  
pu R (Dolatabadi) v Transport for London, QBD (AC) 11–27  
mh R (E) v Bristol City Council, QBD (AC) 6–16  
po R (Ellis) v Chief Constable of Essex, QBD (AC) 5–13  
pu R (Elias) v Secretary of State for Defence v Commission for Racial Equality (intervenor), QBD (AC) 11–26  
im R (Erdogan) v Secretary of State for the Home Department, CA 1–22  
im R (ex parte Razgar) v Secretary of State for the Home Department, HL 3–29  
im R (ex parte Ullah) v Special Adjudicator; Do v Secretary of State for the Home Department, HL 3–28  
ho R (Ford t/a David Sayers) v Leasehold Valuation Tribunal, QBD (AC) 6–31  
pr R ((1) Francis (2) Clarke) v Secretary of State for the Home Department and the Parole Board (interested party), QBD (AC) 1–13  
pr R (Francis) (2) (Tangney) v (1) Governor of HMP Elmley and (2) Secretary of State for the Home Department, QBD (AC) 8–21  
ss R (G) v Lambeth LBC, QBD (AC) 1–23  
im R (Gezer) v Secretary of State for the Home Department, CA 6–13  
po R (Gillan and another) v Commissioner of Police for the Metropolis and another, CA 4–17  
pr R (Girling) v (1) Parole Board and (2) Secretary of State for the Home Department, QBD (AC) 7–12  
pr R (Gleaves) v Secretary of State for the Home Department QBD (AC) 8–24  
ho R (Grant) v Lambeth LBC, CA 2–38  
pu R (Greenfield) v Secretary of State, HL 5–37  
pu R (Grierson) v Office of Communications (Ofcom) and Atlantic Broadcasting Ltd and others (Interested parties), QBD (AC) 11–24  
ss R (Gueyva) v National Asylum Support Service, QBD (AC) 1–22  
ho R (Hamma) v Wandsworth LBC, QBD (AC) 7–30  
pr R (Hammond) v Secretary of State for the Home Department, QBD (AC) 1–10  
pu R (Hampson) v Wigan MBC and Greenbank Partnerships Ltd, QBD (AC) 11–24  
pu R (Heath) v Home Office Policy and Advisory Board for Forensic Pathology, QBD (AC) 11–25, 11–26  
cc R (Heffernan) v Sheffield City Council, QBD (AC) 6–20  
pu R (Hickmott (Anthony) through his litigation friend the Official Solicitor) v (1) Brighton & Hove Council (2) Brighton & Hove NHS Primary Care Trust (interested party), QBD (AC) 5–38, 6–24  
mh R (HP and KP) v Islington LBC, QBD (AC), 1–23  
cc R (Hughes) (Kennedy) v Liverpool City Council, QBD (AC) 6–20  
im R (Husan) v Secretary of State for the Home Department, QBD (AC) 9–14  
pu R (I) v Independent Appeal Panel for G Technology College, HC 11–33  
im R (I and O) v Secretary of State for the Home Department, QBD (AC) 9–14  
pr R (Irving) v London Probation Board, QBD (AC) 7–15  
pr R (Irving) v The Parole Board, QBD (AC) 7–15  
im R (J) v Caerphilly CBC, QBD (AC) 6–13, 8–14  
ed R (K) v Head Teacher and Governors of Tamworth Manor High School, QBD (AC) 3–13  
mh R (K) v West London Mental Health NHS Trust, QBD (AC) 12–13  
gy R (Kanssen) v Secretary of State for the Environment, Food and Rural Affairs, QBD (AC) 8–22  
ho R (Karkut) v Lewisham LBC, QBD (AC) 8–18  
po R (Keating) v Knowsley MBC, QBD (AC), 2–21  
im R (Keating and others) v Cardiff Local Health Board, CA 9–26  
hu R (Kenny) v Leeds Magistrates' Court, QBD (AC) 2–21  
pu R (Kent Pharmaceuticals Ltd) v Serious Fraud Office and (1) Secretary of State for the Home Department (2) Secretary of State for Health (interested parties), CA 5–35  
pu R (Lambeth LBC) v Secretary of State for Work and Pensions, QBD (AC) 11–24  
po R (Laporte) v Chief Constable of Gloucestershire Constabulary, CA 4–20  
im R (Limbuela, Tesema and Adam) v Secretary of State for the Home Department, CA 3–30  
ho R (Loneragan) v Lewes Crown Court, QBD (AC) 5–22  
ho R (M) v Secretary of State for Constitutional Affairs and Lord Chancellor, CA, 2–21  
po R (M) v Sheffield Magistrates' Court and another, QBD (AC), 2–22  
pu R (M and G) v Immigration Appeal Tribunal, CA 5–33

## CASES LIST

- po R (Marper) v Chief Constable of South Yorkshire, HL 5–14  
lt R (Mathialagen) v Camberwell Green Justices, QBD (AC) 4–11, 4–12
- ho R (McQ) v Bolton MBC, QBD (AC) 8–17  
mh R (MH) v Secretary of State for the Department of Health, CA 6–18
- pr R (Miah) v Secretary of State for the Home Department, QBD (AC) 7–16
- ho R (Mills) v Airways Housing Society Ltd, QBD (AC) 6–30  
pu R (Ministry of Defence) v Wiltshire and Swindon Coroner (Craik and others) (interested parties), QBD (AC) 11–29
- pr R (MJ) v Secretary of State for the Home Department, QBD (AC) 1–32
- pr R (Morecock) v Parole Board, QBD (AC) 1–13  
pu R (Morris) v Westminster City Council and First Secretary of State (Interested Party), QBD (AC) 1–23
- pr R (Motylski) v Secretary of State for the Home Department and South Yorkshire Probation Service (Interested Party), QBD (AC) 1–12
- po R (Mullen) v Secretary of State for the Home Department, HL 5–11
- po R (Murphy) v Secretary of State for the Home Department, QBD (AC) 5–12
- ho R (Nagaye, Muuse, Ali and Direr) v Bristol CC, CO 8–19  
ss R (Nigatu) v Secretary of State for the Home Department, QBD (AC) 1–22
- pu R (Noble Organisation Limited) v Thanet DC and (1) Rosefarm Estates plc (2) Rank Group plc (interested parties), CA 11–24
- lt R (Nwankwo) v Hendon Magistrates' Court, QBD (AC) 4–13
- po R (O) v Stratford Youth Court, QBD (AC), 2–23  
ho R (Onuegbu) v Hackney LBC, QBD (AC) 8–17  
pr R (Palmer) v Secretary of State for the Home Department, QBD (AC) 2–32
- pr R v Parole Board ex p Smith and R v Parole Board ex p West (conjoined twins), HL 7–14
- cc R (Paul Keating and others) v Cardiff Local Health Board, CA 12–19
- po R (Pepushi) v Crown Prosecution Service, QBD (AC), 2–23
- pu R (Persimmon Homes (South East) Ltd) v Secretary of State for Transport, QBD (AC) 5–35
- ed R (Q suing by his father and litigation friend) v The Independent Appeal Panel of Wolverhampton City Council, QBD (AC) 3–13
- ho R (Raymond) v Ealing LBC, QBD (AC) 5–23  
pu R (Refugee Legal Centre) v Secretary of State for the Home Department, CA 5–35
- ho R (Rekiouak) v Southwark LBC, QBD (AC) 12–22  
pu R (S) v (1) Head Teacher and Governing Body of Almondbury Junior School (2) Kirklees MBC, CA 11–33
- ed R (Salman) v Barking and Dagenham LBC, 11–32  
pu R (SB) v Head Teacher and Governors of Denbigh High School, CA 11–33
- mh R (SC) v MHRT and others, QBD (AC) 6–18  
ho R (Seabrook) v Brighton & Hove CC, 3–23  
pu R (Smith) v Parole Board; R (West) v Parole Board, HL 5–36
- ed R (Southwark LBC) v (1) SENDIST (2) Animashaun (3) Oyedipe, QBD (AC) 11–30
- cc R (Spink) (by his litigation friend Henrietta Spink) and another v Wandsworth LBC, CA 6–21
- pr R (Spinks) v Secretary of State for the Home Department, CA 8–25
- hr R (SR) (by her litigation friend, Official Solicitor) v Huntercombe Maidenhead Hospital and others, QBD (AC) 12–13
- po R (Stanley and others) v Metropolitan Police Commissioner and another, QBD (AC), 2–21
- ss R (Steele) v Birmingham City Council and another, QBD (AC) 7–25
- cc R (Stephenson) v Stockton-on-Tees BC, CA 12–18  
pr R (Szuluk) v (1) Governor HMP Full Sutton (2) Secretary of State for the Home Department, CA 2–31
- ss R (T) v Enfield LBC, QBD (AC) 1–23, 1–25  
pr R (Taylor) v Governor of HMP Risley, QBD (AC) 2–21  
pr R (TB) (by his mother and litigation friend LB) v Secretary of State for the Home Department, QBD (AC) 1–33
- pu R (Teleos) plc and others v Commissioners of Customs and Excise, CA 5–35
- pr R (Tinney) v The Parole Board, QBD (AC) 7–16  
lt R (Tull) v Camberwell Green Magistrates' Court and another, QBD (AC) 4–12
- pu R (Varma) v HRH Duke of Kent, QBD (AC) 5–34  
pr R (Vary) v Secretary of State for the Home Department, QBD (AC) 1–33
- ho R (W) v Sheffield CC, QBD (AC) 7–29  
pu R (Wall) v Brighton and Hove CC, QBD (AC) 11–28  
pu R (Williamson and others) v Secretary of State for Education and Employment and others, HL 11–33
- pr R (Wright) v Secretary of State for the Home Department, QBD (AC) 7–13
- pu R (X) v Chief Constable of West Midlands Police and another, CA 5–35
- pu R (X) v Y, CA 11–33
- ci Read v Edmed, QBD (AC) 6–28
- di Redfearn v Serco Ltd t/a West Yorkshire Transport Service, EAT 10–34, 11–11
- lt Regentford Ltd v Thanet DC, QBD (AC) 4–13  
di Richardson v Birmingham City Council, CCT 11–38  
ci Richardson v Langtree Group plc, CA 6–27  
em Richardson v U Mole Ltd, EAT 11–15
- ho Riverside Property Investments Ltd v Blackhawk Automotive, QBD (TCC) 12–28
- ho Rizwan v Browne, CCT 12–29
- em Robertson and others v Department for Environment, Food and Rural Affairs, CA 5–26, 11–35
- ch Roddy (a minor) (Identification: restriction on publication), QBD (AC) 8–14
- em Rodway v South Central Trains Ltd, CA 11–14  
em Rutherford and others v Secretary of State for Trade and Industry, CA 5–29
- S**
- ch S v (1) B (2) Y (A Minor), HC 8–13  
ch S (a child) (Care: parenting skills: personality tests), Re CA 8–15
- hu Sahin (Leyla) v Turkey, ECtHR 1–33  
im Saharid v Camden LBC, CA 1–29  
ci Samonini v London Central Transport Services Ltd, QBD (AC) 6–29
- hu SC v UK, ECtHR 1–32  
di Schönheit v Stadt Frankfurt am Main, ECJ 2–27  
hu Sciacca v Italy, ECtHR 7–20  
po Seal v Chief Constable of South Wales Police, CA 10–28
- ho Secretarial Nominee Co Ltd v Thomas and Others, CA, 10–16
- pr Secretary of State for the Home Department v (1) Hindawi (2) Headley, CA 1–12
- pr Secretary of State for the Home Department v SP, CA 8–24
- ss Secretary of State for the Home Department v Limbuela (1) Tesema (2) and Adam (3) and others (Shelter intervener), CA 1–22
- ss Secretary of State for Work and Pensions v (1) Perkins (2) Ryedale, CA 7–25
- em Senyonjo v Trident Safeguards Ltd and another, EAT 11–11
- ho Shaftesbury Housing Association v Rickards, CCT 12–20
- di Shammon v Chief Constable of the Royal Ulster Constabulary, HL 10–32
- po Sharman v Her Majesty's Coroner for Inner North London, CA 10–29
- ed Shaw v Redbridge LBC, QBD (AC) 11–30  
im Sheikh v Bristol City Council, 6–13  
ci Short v Birmingham City Council, QBD (AC) 6–29  
di Showboat Entertainment Centre v Owens, ET 10–34  
gy Simmons v First Secretary of State and Sevenoaks DC, QBD (AC) 9–20
- di Sinclair Roche & Temperley and others v Heard and another, EAT 2–25, 10–33
- di Sita UK Ltd v Hope, EAT 11–35  
ho SLFHA Ltd v Hayden, CCT, 10–16  
ed Slough BC v (1) Mr and Mrs C (2) Special Educational Needs and Disability Tribunal, QBD (AC) 11–31
- po Smiley v Home Office, QBD (AC) 4–22  
em Smith v AJ Morrisroes & Sons Ltd; JJ Cafferkey & Co Ltd v Byrne; Wiggins v North Yorkshire CC, EAT 5–29
- ho Smith v First Secretary of State and Mid-Bedfordshire DC, CA 9–20
- em Sodexho Ltd v Gibbons, EAT 11–14
- ho Solon South West Housing Association Ltd v James, CA 2–35
- gy South Bucks DC v Porter, HL 9–20  
em South Central Trains Ltd v Rodway, EAT 5–28  
ci South Tyneside BC v Wickes Building Supplies Ltd, QBD (AC) 6–27
- ho Southern Housing Group Ltd v Nutting, QBD (AC) 2–36  
pr SP v Secretary of State for the Home Department, QBD (AC) 1–31
- di Spicer v Government of Spain, CA 2–26  
di St Helens MBC v Derbyshire and 38 others, EAT, 2–26, 10–32
- ho Staghold Ltd v Takeda, CJC 11–21  
hu Steel and Morris v UK, ECtHR 7–22  
ci Steele v Mooney, CA 6–26
- ho Suruglu v Romania, ECtHR 6–32  
ed Sutton LBC v S, QBD (AC) 3–11  
ho Szoma v Secretary of State of Work and Pensions, HL 12–22
- T**
- hu Taskin and others v Turkey, ECtHR 7–21  
po Taylor v Chief Constable of Thames Valley Police, CA, 2–23, 4–20
- ho Tetteh v Kingston upon Thames RLBC, CA, 2–36  
ho Tower Hamlets LBC, LGO 12–20  
ho Tower Hamlets LBC v Barrett, CA 9–16  
ho Tower Hamlets LBC v Begum (Rahanara), CA 4–30  
ho Tower Hamlets LBC v Begum (Rikha), CA 5–22, 8–23  
em Truelove v Safeway Stores plc, EAT 5–28  
hu Tsfayo (Tiga) v ECtHR 1–32  
em Tyne and Wear Autistic Society v Smith, EAT 11–16
- U**
- ch U (a child) (Reopening of appeal), Re, CA 8–15  
ho Uphill v BRB (Residuary) Ltd, CA 4–30
- V**
- ed VK v (1) Norfolk CC (2) SENDIST, QBD (AC) 3–12, 5–34  
hu Vo v France, ECtHR 1–30  
em Voith Turbo Ltd v Stowe, EAT 5–30  
hu Von Hannover v Germany, ECtHR 1–33
- W**
- ho W v Director of Public Prosecutions QBD (AC) 8–19  
ho Wadsworth v Nagle, QBD (AC) 12–28  
po Wainwright v Home Office, HL 4–23  
ci Walker v Walker, CA 6–28  
ho Wandsworth LBC v Brown, CA 9–16  
po Ward v Commissioner of Police for the Metropolis and another, HL 10–26
- po Ward v (1) Commissioner of Police for the Metropolis (2) Epsom & St Helier NHS Trust, CA 4–20
- ho Wareham v Purbeck DC, QBD (AC) 5–22, 5–36  
pr Watkins v Secretary of State for the Home Department, CA 1–31, 4–22
- em Way and another v Crouch, EAT 11–12, 11–37  
di Webley v Department for Work and Pensions, EAT 2–26
- ho West Bromwich Building Society v Wilkinson, CA 4–27  
ho West Kent Housing Association Ltd v Davies, CA 6–35  
ho Westminster CC v Morris, CA 12–21  
hu Whitfield and others v UK, ECtHR 7–20  
ci Wickramaratna (Bhamjee) v Cambridge University Chemistry Department, CA 6–26
- di Williams v J Walter Thompson Group Ltd, CA, 10–33  
em Williams-Drabble v Pathway Care Solutions and Rehman, 5–25, 10–31
- em Wilson (HM Inspector of Taxes) v Clayton, CA 5–28  
di Wippel v Peek and Cloppenburg GmbH and Co KG, ECJ 11–36
- po Wood v UK, ECtHR 4–18  
ho Wretham v Ross, ChD 11–21
- Y**
- ci Yorkshire Bank plc v RDM Finance Ltd, CA 6–28  
ci Yorkshire Bank plc v Tinsley, CA 4–25  
ho Young v Kent CC, QBD (AC) 12–29

## STATUTORY INSTRUMENTS LIST

**Orders, rules and regulations referred to or summarised in articles or the legislation updater are listed. The SI No is given after the title and year.**

- Adoption and Children Act 2002 (Commencement No 9) Order 2005, 2213, 9–27
- Asylum and Immigration (Treatment of Claimants, etc) Act 2004 (Commencement No 2) Order 2004, 2999, 1–35
- Asylum and Immigration (Treatment of Claimants, etc) Act 2004 (Commencement No 4) Order 2005, 372, 4–34
- Asylum and Immigration (Treatment of Claimants, etc) Act 2004 (Commencement No 9) Order 2004, 2999, 1–35
- Asylum and Immigration Tribunal (Judicial Titles) Order 2005, 227, 4–34
- Asylum and Immigration Tribunal (Procedure) Rules 2005, 230, 4–34
- Asylum (Designated States) Order 2005, 330, 4–34
- Child Abduction and Custody (Parties to Conventions) (Amendment) Order 2004, 3040, 1–35
- Children Act 2004 (Children's Services) Regulations 2005, 1972, 9–27
- Children Act 2004 (Commencement No 1) Order 2005, 394, 4–33
- Children Act 2004 (Joint Area Reviews) Regulations 2005, 1973, 9–27
- Children and Family Court Advisory and Support Service (Membership, Committee and Procedure) Regulations 2005, 433, 4–33
- Children and Young People's Plan (England) Regulations 2005, 2149, 9–27
- Children (Private Arrangements for Fostering) Regulations 2005, 1533, 7–34
- Civil Legal Aid (General) (Amendment No 2) Regulations 2005, 1802, 8–33
- Civil Partnership Act 2004 (Amendments to Subordinate Legislation) Order 2005, 2114, 11–10
- Civil Procedure (Amendment) Rules 2005, 352, 4–34
- Civil Proceedings Fees (Amendment) Order 2005, 473, 4–34
- Civil Proceedings Fees Order 2004, 3121, 1–36
- Community Legal Service (Cost Protection) (Amendment) Regulations 2005, 2006, 9–28
- Community Legal Service (Financial) (Amendment No 2) Regulations 2004, 2899, 1–36
- Community Legal Service (Funding) (Amendment No 2) Order 2004, 2900, 1–36
- Community Legal Service (Scope) Regulations 2005, 2008, 9–28
- Council Tax (Prescribed Classes of Dwellings) (Amendment) (England) Regulations 2005, 416, 4–34
- Constitutional Reform Act 2005 (Commencement No 1) Order 2005, 1431, 7–34
- Courts Act 2003 (Commencement No 8, Savings and Consequential Provisions) Order 2004, 3123, 1–36
- Criminal Appeal (Amendment No 2) Rules 2004, 2992, 1–36
- Criminal Justice Act 2003 (Commencement No 6 and Transitional Provisions) Order 2004, 3033, 1–35
- Criminal Justice Act 2003 (Commencement No 7) Order 2005, 373, 4–33
- Criminal Justice Act 2003 (Commencement No 8 and Transitional and Saving Provisions) Order 2005 (Supplementary Provisions) Order 2005, 2122, 9–27
- Criminal Procedure Rules 2005, 384, 4–33
- Disability Discrimination Act 2005 (Commencement No 1) Order 2005, 1676, 8–33
- Discretionary Housing Payments (Grants) Amendment Order 2005, 2052, 9–28
- Displaced Persons (Temporary Protection) Regulations 2005, 1379, 7–34
- Domestic Violence, Crime and Victims Act 2004 (Commencement No 2) Order 2005, 1705, 8–33
- Domestic Violence, Crime and Victims Act 2004 (Commencement No 3) Order 2005, 1821, 8–33
- Education (Assisted Places) (Amendment) (England) Regulations 2005, 2030, 9–27
- Education (Assisted Places) (Incidental Expenses) (Amendment) (England) Regulations 2005, 2037, 9–27
- Education (Commencement No 1 and Savings and Transitional Provisions) Order 2005, 2034, 9–27
- Education (Penalty Notices) (England) (Amendment) Regulations 2005, 2029, 9–27
- Education (Pupil Referral Units) (Application of Enactments) (England) Regulations 2005, 2039, 9–27
- Employment Act 2002 (Commencement No 8) Order 2004, 2822, 1–35
- Employment Appeal Tribunal (Amendment) Rules 2005, 1871, 8–33
- Employment Equality (Age) Regulations 2006 (Draft) 11–10
- Employment Equality (Religion or Belief) Regulations (EE(RB) Regs) 2003, 1660, 10–32
- Employment Equality (Sex Discrimination) Regulations (EE(SD) Regs) 2005, 2467, 10–31, 11–10
- Employment Rights (Increase of Limits) Order 2004, 2989, 1–35
- Employment Tribunals (Constitution and Rules of Procedure) (Amendment) (No 2) Regulations 2005, 1865, 8–33
- Extradition Act 2003 (Amendment to Designations) Order 2005, 365, 4–33
- Extradition Act 2003 (Amendment to Designations) Order 2005, 2036, 9–27
- Family Proceedings (Amendment) Fees Order 2005, 472, 4–33
- Family Proceedings (Amendment) Rules 2005, 264, 4–33
- Family Proceedings (Amendment No 2) Rules 2005, 412, 4–33
- Family Proceedings (Amendment No 4) Rules 2005, 1976, 9–28
- Family Proceedings Courts (Children Act 1989) (Amendment No 2) Rules 2005, 413, 4–33
- Family Proceedings Courts (Miscellaneous Amendments) Rules 2005, 1977, 9–28
- Family Proceedings Fees Order 2004, 3114, 1–36
- Fines Collection (Amendment) Regulations 2005, 484, 4–34
- Freedom of Information Act 2000 (Commencement No 5) Order 2004, 3122, 1–35
- Housing Act 2004 (Commencement No 1) (England) Order 2005, 326, 4–34
- Housing Benefit and Council Tax Benefit (Miscellaneous Amendments) Regulations 2005, 273, 4–34
- Housing Benefit (General) (Local Housing Allowance) Amendment Regulations 2005, 238, 4–33
- Housing (Right of First Refusal) (England) Regulations 2005, 1917, 9–28
- Immigration and Asylum Act 1999 (Commencement No 16) Order 2004, 2997, 1–35
- Immigration (Leave to Remain) (Fees) (Amendment No 2) Regulations 2004, 3105, 1–36
- Immigration Services Commissioner (Designated Professional Body) (Fees) Order 2005, 348, 4–34
- Income-Related Benefits (Amendment) Regulations 2005, 2183, 9–28
- Information Tribunal (Enforcement Appeals) (Amendment) Rules 2005, 450, 4–34
- Inquiries Act 2005 (Commencement) Order 2005, 1432, 7–34
- Landlord and Tenant (Notice of Rent) (England) Regulations 2004, 3096, 1–35
- Leasehold Valuation Tribunals (Procedure) (Amendment) (England) Regulations 2004, 3098, 1–35
- Magistrates' Courts (Amendment) Rules 2004, 2993, 1–36
- National Minimum Wage Regulations 1999 (Amendment) Regulations 2005, 2019, 9–28
- Nationality, Immigration and Asylum Act 2002 (Commencement No 9) Order 2004, 2998, 1–35
- Police Act 1997 (Criminal Records) (Amendment) Regulations 2005, 347, 4–34
- Race Relations Act 1976 (General Statutory Duty) Order 2004, 3127, 1–35
- Race Relations Act 1976 (Statutory Duties) Order 2004, 3125, 1–35
- Register of Fines (Amendment) Regulations 2005, 485, 4–34
- Remand in Custody (Effect of Concurrent and Consecutive Sentences of Imprisonment) Rules 2005, 2054, 9–28
- Serious Organised Crime and Police Act 2005 (Commencement No 1, Transitional and Transitory Provisions) Order 2005, 1521, 7–34
- Serious Organised Crime and Police Act 2005 (Commencement No 2) Order 2005, 2026, 9–27
- Serious Organised Crime and Police Act 2005 (Designated Area) Order 2005, 1537, 7–34
- Special Guardianship Regulations 2005, 1109, 7–34
- Statutory Maternity Pay (General) and Statutory Paternity Pay and Statutory Adoption Pay (General) (Amendment) Regulations 2005, 358, 4–33
- Suitability of Adopters Regulations 2005, 1712, 8–33
- Terrorism Act 2000 (Continuance of Part VII) Order 2005, 350, 4–33



## LegalAction binders

**Keep your office, study or bookshelf tidy and your back copies of *Legal Action* at your fingertips. Each binder holds 12 issues.**

*Legal Action* binders cost just £10 each – including VAT and postage and packing.

To order, call **020 7833 7424** or fax **020 7837 6094**