

INDEX

accountability 9, 16-18, 29-30, 251, 263 appointments, judicial 10, 14, 35-6, 114, appointments, judicial 178, 187-9, 135-6, 159-60, 189-93, 239-40, 255 Northern Ireland 241-3 accountability 178, 187-9, challenges ahead 257–9 192. collective 18, 55, 101 Concordat (2004) 38, 163, 179, 191, content accountability 21 explanatory accountability 20, 22, 55, diversity, judicial see separate entry 99-101, 105, 258 JAC selection exercises 170 judicial accountability to executive 55 appointment decisions 177-9 judicial deployment 60-1 judicial influence 179-82, 191-3 judicial discipline 58-60 pre-selection 170-2, 180, judicial reports 56-8 181, 182 leadership posts 60-1 recommendations 176-7 political accountability 55-6 short-listing and selection days judicial independence and 21-2, 258 172-3, 180, 181 **Judicial Office 157** statutory consultation 173-6, 180 Northern Ireland judiciary 225, Judicial Appointments Commission 241 - 3, 250(JAC) 36, 37, 115, 118, 135-6, performance review 151 157, 159-60, 163-5, 189-93, political lens 22-7 256, 260 probity 21 accountability 187-9 sacrificial 19-20, 55, 99, 258 funding 166 Scottish judiciary 225, 233, 250 'near-death experience' 167-70 Select Committees 101, 109, 157 relations with MoJ 165-7 voluntary accountability 102 salaries, judicial 80 Supreme Court 206, 208, 212, 219, selection exercises 170-82 220, 222-3senior appointments 182 Chief Executive 203, 204, 213-17 Senior Presiding Judge 139 towards judicial model of court Supreme Court 217, 219 administration 77, 78, 261 LCJ 135-6, 180, 181, 255 Act of Settlement 1701 78 appointment of 164, 185 Admiralty Court 57 courts below High Court 36, 131, Alexander, Lord 122 157, 163, 169, 177-9, 180 Ali, Moi 239 diversity 131, 178, 188 annual reports 56-8, 100-1, 134, 157, senior appointments 182-3 187, 204, 257 statutory consultation 174, Northern Ireland 241 175, 181 Scotland 245 Lord Chancellor 160-3, 165, 166, 167, appellate system 21, 152 169, 192, 255



More information

284	NDEX
appointments, judicial (cont.) accountability 187, 258	budgets see funding Butler, Sir Robin 38
appointment decisions 177–9 JAC and additional selection criteria 170–2	Cadder case (2010) 209, 210, 212, 221, 227, 249
senior appointments 182–3, 185–7 Supreme Court 217, 218–19,	Cameron, David 50, 54, 133 Canada 83, 89
220, 223 magistrates 140 Northern Ireland 162, 165, 173, 225,	career ladder 128–9 Chakrabarti, Sir Suma challenges ahead
239–43, 255 tribunals 163	accountability 257–9 filling vacuum of Lord Chancellor
performance appraisal 155 public interest and Lord Chancellor 56	261–2 finding new equilibrium 259–61
Scotland 162, 165, 173, 225, 239-40, 244-6, 256	separation not divorce 262–4 Charity Commission 212
tribunals 163 senior appointments 182–3 Lord Chancellor's powers 185–7	Child and Family Court Advisory Support Service (CAFCASS) 103-4
selection panels 183–5 skills, leadership and management	Circuit Judges 138, 154, 176 Council of 47, 69, 80, 85
158, 185, 186 Supreme Court 36, 117, 198, 217–20, 223	Civil Justice Council 46 Clarke, Charles 46 Clarke, Kenneth 39, 48, 53, 54, 63, 87, 91,
tribunals: SPT 140, 163, 177–9, 180, 255, 256	141, 169, 174, 178, 186, 190, 214, 218, 248
twentieth century 160–3 Association of District Judges 80, 85 Attorney General 53	closure of courts 56, 70, 73, 74, 110 Northern Ireland 236 Scotland 233
Northern Ireland 229–30, 242, 243, 255	Coldstream, Sir George 41 Coleridge, Mr Justice 146–7
audit 212, 257 Ayling, Robert 73–4, 76	comity 119 Commercial Court 57 Commission for Judicial Appointments
Baker, Sir Scott 110 Belmarsh case 46	(CJA) 162 communications
Bill of Rights 1689 121 Bingham, Lord 35, 46, 95, 96,	between judges and executive 41, 62
198, 199 Blair, Tony 37, 45, 50, 133, 162, 194, 220	Judicial Communications Office (JCO) 145–7, 253 Scotland: judges, Court Service and
Blom-Cooper, Louis 93 Blunkett, David 49 Brown, Condon 85	executive 231 Supreme Court 196
Brown, Gordon 85 Brown, Lord 98 Browne-Wilkinson, Sir Nicholas 32, 69,	complaints <i>see</i> discipline, judicial Concordat (2004) 37–8, 42, 58, 75, 163, 191, 253
75, 77	conflicts of interest 22



More information

INDEX 285

Constitutional Reform Act 2005 (CRA) contributions to Supreme Court 205, 27, 37, 38, 39, 41, 43, 97, 100-1, 106, 123, 128, 129, 138, 155, Crime and Courts Act 2013 36, 107, 131, 163, 166, 187, 189, 190, 192, 140, 163, 169, 170, 176, 178, 202, 198, 201, 202, 217, 218, 223, 253, 203, 230, 255 Criminal Justice Operational Board 46 duty on Lord Chancellor 52-3, 56 Crown Courts 57, 150 funding for Supreme Court 206-7 Crown Prosecution Service 211 consultations 109, 111 Denmark 76 judicial responses to government 47 contempt of court 229 Denning, Lord 128 scandalising the court 229-30 devolution 162 see also Northern Ireland; Scotland; corporatism from individualism to 123, 153, 157 Wales Council of Circuit Judges 47, 69, 80, 85 Diplock, Lord 197 County Courts 57 discipline, judicial 11, 58-60, 131, 254, Court of Appeal 57 258 Concordat (2004) 38 appointments 164, 181, 182, 184 salaries, judicial 80 **Judicial Conduct Investigations** Office (JCIO) 58, 59, 135, 146 Courts Act 1971 32, 64, 67 LCJ 59-60, 258 Court Service, Scotland (SCS) 67, 77, 225, 231-4, 256 Northern Ireland 59, 225, 237-8, 256 Courts and Tribunals Service, HM removal of judges 10, 19, 58, 99, 201, (HMCTS; HM Courts Service 202, 238, 258 Scotland 59, 225, 237-8, 256 (HMCS) prior to 2011) 34, 44, 91, 118 District Judges 138, 176, 181 board 71, 72-4, 139 Association of 80, 85 meetings 57 Deputy 154 budget 55, 72, 73, 74, 91, 133, 139 salary 80, 81 towards judicial model 76-7 diverse selection panel 183 diversity, judicial 160, 167, 182, 191, 192, contracts 75 executive model (1972-2008) 67-70 246-9, 259 forecasting of vacancies 166, 179 additional selection criteria 171-2, 182 Framework Document for 42-3, 69, ethnicity 182, 247 71-2, 73, 74, 253 lack of progress on 161-2 merger with Tribunals Service 73, parliamentary questions 188 128, 141, 154, 256 political will 178-9 training 148 solely on merit' 176 models of court administration statutory duty of LCJ 131, 178, 188 65 - 7Supreme Court 219 women 182, 247, 248 partnership model (2008–) 70–5, 225, Donaldson, Sir John (from 1988 Lord 255 Supreme Court Donaldson) 33, 85 contributions to 208-9 Drewry, Gavin 93 Duncan Smith, Iain 87 proposed merger 211-13 towards judicial model 75-8, 261 Courts and Tribunals Service, Northern Eady, Mr Justice 116 Ireland (NICTS) 66, 225, 234-7 Elwyn-Jones, Lord 33



More information

286 INDEX

Emberson, Eleanor 231, 232, 233, 249
Equality Act 2010 176
ethnicity 182, 247
see also diversity, judicial
European Convention on Human
Rights
Art 6: fair hearing 152, 210
executive see Lord Chancellors and the
executive
explanatory accountability 20, 55,
99–101, 258

Falconer, Lord 37–8, 52, 63, 71, 85, 86, 88, 117, 141, 192, 194, 195,

206–7, 213 Family Courts 57, 152

Family Justice Council 46

see also accountability

fee-paid, part-time judges pensions 89–90

selection criteria for salaried office 170–2, 180, 182

Finance Act 2004 86

First Tier Tribunal judges

salary 80

Framework Document for Courts Service (2008, revised 2011) 42–3, 69, 71–2, 73, 74, 253

Francis, Hywel 104

Fraser case (2010) 209, 210, 212, 221, 227, 249

freedom of speech 146

funding 11, 55, 70, 72, 73, 133, 139, 250 budget cuts 64, 72, 74, 90–1, 166, 207–8, 260

Judicial Appointments Commission (JAC) 166

Northern Ireland 236-7

Ombudsman 239

Scotland 233

Judicial Appointments Board for (JABS) 245

Reviewer 239

Supreme Court 204-6

central 206-8

fees and territorial contributions 53, 56, 208–10, 227

shortfall 53, 209

towards judicial model of court administration 76–7, 236–7 Tribunals 256

Genn, Hazel 81–2 Girvan, Lord Justice 229–30 Givan, Paul 229

Goldring, Lord 73, 233 governance *see* leadership and internal

governance of judiciary Government Legal Service 53

Grayling, Chris 40, 51, 63, 76, 86, 87, 91, 186–7, 190

Hailsham, Lord 60

Hain, Peter 229-30

Hale, Lady 48, 219

Hallett, Lady Justice 149

Hamilton, Lord 232, 248

Handcock, Peter 73

Hardie, Andrew 244

Hemming, John 120

Henry VIII clauses 48, 115

High Court 138, 182

appointments to 136, 164, 170

pensions 84

salaries 81-2

HMCTS (previously HMCS) see Courts and Tribunals Service,

HMHodge, Mr Justice 108

Hodge, Margaret 103-4, 107

Hoffmann, Lord 96

Home Office 37, 42, 71, 133

communications between judges

and 46

Hope, Lord 96, 97, 98, 122, 197, 199, 249

House of Commons 98

Clerk of the House 121-2, 123, 135

Culture, Media and Sport Committee 107, 116

Home Affairs Committee 106, 108, 110

Joint Committee on Human Rights (JCHR) 104, 113, 116, 137

Joint Committee on Parliamentary

Privilege 121 Joint Committee on Privacy and

Injunctions 121



INDEX 287

Justice (previously Constitutional Affairs) Committee 106, 108, 109, 117, 187, 189, 257 parliamentary questions 99-100, 188 Procedure Committee 120 Public Accounts Committee 103-4, 107, 203, 204, 215 removal of judges 59, 99, 201, 202, 238 salaries, judicial 79 sub judice rule and injunctions 119 - 22see also Select Committees House of Lords 47, 92, 134, 195 ad hoc Committee on Constitutional Reform Bill 102, 117, 124, 194 Appellate Committee costs 205, 208 Constitution Committee 43, 47-8, 49, 75, 102, 105, 106, 107, 108, 113-16, 124, 137, 187, 189, 257 Delegated Powers Committee 113 EU Committee 107 Joint Committee on Human Rights (JCHR) 104, 113, 116, 137 Joint Committee on Parliamentary Privilege 121 Joint Committee on Privacy and Injunctions 121 judges as parliamentarians 92-6, 113 2005 reforms 96-8 pensions, judicial 84-5, 94 removal of judges 59, 99, 201, 202, 238 retired judges 48, 93, 97, 98, 122 sub judice rule and injunctions 119 - 22see also Select Committees Howard, Michael 37, 46, 49 Howarth, David 124 Howe, Lord 206 hunting 96 Hutchinson, Alan 27

impartiality 20, 111, 147 incapacity 60 independence, judicial 9–10, 29–30 accountability and 21–2, 258 appointments, judicial 192 challenges ahead 257–64

Hutton, Lord (John) 86

collective and individual 12-13 conditions for 10-11 contestable 14-16 contextual 12-14 culture of individualism 127 internal and external threats 13 ICO 147 Lord Chancellors: defending 44, 46-7, 49-50, 261-2 nature of politics of 2-5 future politics 8 old and new politics 5-8, 27-9 new politics: formalised and fragmented 253-4 Northern Ireland 225, 228-30, 250 performance management and appraisal 151, 152, 153, 156, 158 political lens: politics as 22–4 government 24-5 negotiation 26-7 power 25-6 political retreat and judicial advance 254 - 7poor performance and 129 Scotland 225, 227-8, 230, 249, 250 Supreme Court 220-4 training 147-9 **Independent Public Services Pensions** Commission 86 individualism to corporatism 123, 127-30, 153, 155, 157 individuals, importance of 29, 62, 223, 226, 249, 262 injunctions 118-22 Ireland 76, 77, 90, 231, 248 Irvine, Lord 37, 38, 63, 102, 162-3, 248, 252 Judge, Lord 12, 35, 39–40, 46, 47–8,

49–50, 62, 63, 73, 97, 98, 100, 104, 110, 132–3, 135, 136, 137, 147, 225, 233, 254, 262

Judges' Council 69, 142–3, 156, 157, 164, 254

Judicial Appointments Commission
(JAC) 36, 37, 115, 118, 135–6, 157, 159–60, 163–5, 189–93, 256,

2.60



288 INDEX

Judicial Appointments (cont.) Larkin, John 242, 243 accountability 187-9 Lavery, David 236 funding 166 Le Sueur, Andrew 20, 113 'near-death experience' 167-70 leadership and internal governance of relations with MoJ 165-7 judiciary 111, 126-7, 155-8 salaries, judicial 80 from individualism to corporatism selection exercises 170 123, 127-30, 153, 155, 157 appointment decisions 177-9 institutional architecture judicial influence 179-82, 191-3 Judges' Council 69, 156, 164 pre-selection 170-2, 180, 181, 182 **Judicial Communications Office** recommendations 176-7 (JCO) 145-7, 253 short-listing and selection days Judicial Executive Board (JEB) 111, 172-3, 180, 181 122, 141-2, 143, 156, 254 statutory consultation 173-6, 180 Judicial Office 26, 142, 143-5, 148, senior appointments 182 157, 158, 169, 216, 255 Senior Presiding Judge 139 senior management team 132, Supreme Court 217, 219 138 - 41multiple leadership roles of LCJ Judicial Appointments and Conduct Ombudsman (JACO) 59, 135, 130-1, 156-7 189, 239, 257 external relations 135-7 external relations: Whitehall and Judicial College (previously Judicial Studies Board) 147-9, 157 Westminster 133-5 Judicial Communications Office (JCO) internal relations 132-3 145-7, 253 skills 137-8 Judicial Conduct Investigations Office performance management and (JCIO) 58, 59, 135, 146 appraisal 127, 128, 149-50, Judicial Discipline (Prescribed 158 Procedure) Regulations collective 150-2, 155 2006 58 individual 58, 152-5 Judicial Executive Board (JEB) 111, 122, training, judicial 131, 147-9, 158 141-2, 143, 156, 254 Judicial Office 26, 142, 143-5, 148, 157, legal aid 48, 72, 81 158, 169, 216, 255 Legg, Sir Thomas 41, 184 Judicial Pensions (Contributions) Lester, Lord 98 Regulations 2012 87 Leveson, Sir Brian 110 Judicial Pensions and Retirement Act Lloyd, Lord 98 1993 85 Lord Chancellors and the executive Judiciary and Courts (Scotland) Act 31-2, 61-3, 114, 117 2008 107, 233 defending judicial independence 44, Justice (Northern Ireland) Act 2002 162, 46-7, 49-50, 261-2 statutory duty 52-3 240 Justice (Northern Ireland) Act evolving partnership between 2004 240 judiciary and executive 41-3 communications 45-7 Kennedy, Baroness 122 from LCD to MoJ 43-5 Kerr, Sir Brian, 235,, judges criticising ministers Kilmuir Rules 105, 146 and vice versa 47-50, 54, Kingsland, Lord 117, 122



INDEX 289

from old- to new-style	Prime Minister, meetings with 133–4
2005 changes 36–40 roles and responsibilities 32–6	
judicial accountability to executive 55	reports 56–8, 100–1, 134, 157 retired judges 82
	salaries, judicial 80
judicial deployment 60–1 judicial discipline 58–60	salary of 80
judicial discipline 38–60 judicial reports 56–8	Select Committees 106, 109
leadership posts 60–1	arranging judicial appearances
political accountability 55–6	104–5, 123
Lord Chief Justice 26, 29, 34, 35, 54, 62,	dialogue 108, 109
127, 129, 254, 262	dialogue 100, 107
1960s 41	MacAskill, Kenny 210
appointment of 164, 185	Macdonald, Lord 122
appointments 135–6, 180, 181, 255	Mackay, Lord 33, 84, 91, 94, 142, 146
to courts below High Court 36,	Magee, Ian 69
131, 157, 163, 169, 177–9,	Magistrates' Courts 57, 139, 140
180	managerialism 68, 157
diversity 131, 178, 188	Master of the Rolls 60, 93, 94,
senior appointments 182–3	135, 138
statutory consultation 174,	super-injunctions 121
175, 181	May, Theresa 49, 54
collective responsibility 142	Ministry of Justice (MoJ) 34–5, 37,
Concordat (2004) 38	109, 261
disciplining 59-60, 258	contracts 75
Framework Document for Courts	costs of performance appraisal 154
Service (2008) 42-3, 71-2, 74	creation of 42–3, 70
revised 2011 73	funding for courts system 55, 72, 91
judicial deployment and leadership	Supreme Court 205, 206–8
posts 60–1, 131, 132, 136,	growth of 51
151–2, 155	Judicial Appointments Commission
judicial discipline 58-60, 131	(JAC) and 160, 165-7, 175,
Judicial Office 157	190-1
monthly meeting 46, 57, 133, 216	additional selection criteria 170-2
multiple leadership roles of 130-1,	'near-death experience' 167–70
156–7	Judicial Office and 144-5, 157, 158,
external relations 135-7	169, 216
external relations: Whitehall and	from Lord Chancellor's Department
Westminster 133–5	to 43–5
internal relations 132–3	parliamentary questions 99–100
skills 137–8	salaries, judicial 80
of Northern Ireland see under	Supreme Court
Northern Ireland	Chief Executive 208–10
parliamentary debates 94	funding 205, 206-8
peerage 93, 98	proposed merger of HMCTS and
pensions, judicial 88	206-8
performance of judges 74	misconduct see discipline, judicial
President of Supreme Court and	Morgan, Sir Declan 229, 242, 247
136–7	Munby, Sir James 152



More information

290 INDEX

National Audit Office (NAO) 257 Netherlands 76 Neuberger, Lord 98, 112, 135, 199, 216, 222 new public management 196 Nightingale, Danny 120 Northern Ireland 225, 249-51, 253, 256 - 7appointments, judicial 162, 165, 173, 225, 239-43, 255 tribunals 163 Assembly 103, 229 Justice Committee 107, 229, 241, 242 Attorney General 229-30, 242, 243, 255 Belfast Agreement (1998) 226 complaints and discipline, judicial 59, 225, 237-8, 256 Courts and Tribunals Service (NICTS) 66, 225, 234-7 contributions to Supreme Court 205, 208 Diplock courts 228 diversity, judicial 246-9 First Minister 56, 204 judges in devolved politics 103, 107, 225-6, 228-30 Lord Chancellor 238, 241, 247, 250 Lord Chief Justice of 165, 202, 229, 230, 235, 236 complaints against 238 judicial appointments 240, 241, 242, 243 judicial discipline 238 NICTS (Northern Ireland Courts and Tribunals Service) 66, 225, 234-7 contributions to Supreme Court 205, 208 removal of judges 238 Supreme Court 205, 208 appointments to 217, 218, 219

O'Brien case (2013) 89–90, 91 ombudsman Judicial Appointments and Conduct (JACO) 59, 189, 257

tribunals 140-1, 163

Northern Ireland Act 2009 241

Northern Ireland Judicial Appointments 241 O'Neill, Onora 20 Orr, Mark 241 Oulton, Sir Derek 33, 41

Pannick, Lord 98 Parliament and judges 90, 92, 122-5 comity 119 Constitution Committee 43, 47-8, 49, 75, 102, 105, 106, 107, 108, 113-16, 124, 137, 187, 189, 257 Culture, Media and Sport Committee 107, 116 Home Affairs Committee 106, 108, 110 Joint Committee on Human Rights (JCHR) 104, 113, 116, 137 judges as account-givers 99-101 judges as parliamentarians 92-6, 113 2005 reforms 96-8 judges as witnesses 44, 101, 258 appearances before Select Committees 101-2, 134, 157, 253 arrangement of appearances 102 - 5questions asked 109-12 topics covered 105-9 Justice (previously Constitutional Affairs) Committee 106, 108, 109, 117, 187, 189, 257 Parliamentary proceedings 118-19 sub judice rule and injunctions 119 - 22pensions, judicial 84-5, 94 Public Accounts Committee 103-4, 107, 203, 204, 215 **Public Administration Committee** 103 removal of judges 59, 99, 201, 202, 238 retired judges 48, 93, 97, 98, 122 Select Committees as guardians of judicial independence 112-18 parliamentary counsel 53

part-time, fee-paid judges pensions 89–90

170-2, 180, 182

selection criteria for salaried office



More information

INDEX 291

Favourable Treatment) Regulations 2000 89 Paterson, Alan 89 pensions 83–90, 94, 132–3 Pensions Act 2011 87 performance 57–8, 74, 129, 139 delayed judgments 153 management and appraisal 127, 128, 149–50, 158 collective 150–2, 155 individual 58, 152–5 Permanent Secretary 44, 46, 133, 145, 157 personalities, importance of 29, 62, 223, 226, 249, 262 Phillips, Lord 63, 70, 72, 98, 100, 104, 111–12, 122, 197, 199, 207, 211, 213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 public interest and 56 retired judges 82 pensions 83–90, 94, 132–3 retirement age 84 salaries 78–83, 90–1 retired judges House of Lords 48, 97, 122 return to private practice 82–3 Rogers, Sir Robert 121–2, 123, 135 Rowe, Jenny 202 return to private practice 82–3 sacrificial accountability 19–20, 55, 99, 258 see also accountability salaries see remuneration scandalising the court 229–30 Scotland 225, 249–51, 253, 256–7 appointments, judicial 162, 165, 173, 225, 239–40, 244–6, 256 tribunals 163 complaints and discipline, judicial 59, 225, 237–8, 256 Court Service (SCS) 67, 77, 225, 231–4, 256 diversity, judicial 246–9 First Minister 56, 204, 218, 238, 244	Part-Time Workers (Prevention of Less	pensions 84
Regulations 2000 89 Paterson, Alan 89 Pensions 83–90, 94, 132–3 Pensions Act 2011 87 performance 57–8, 74, 129, 139 delayed judgments 153 management and appraisal 127, 128, 149–50, 158 collective 150–2, 155 individual 58, 152–5 Permanent Secretary 44, 46, 133, 145, 157 personalities, importance of 29, 62, 223, 226, 249, 262 Phillips, Lord 63, 70, 72, 98, 100, 104, 111–12, 122, 197, 199, 207, 211, 213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Receder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201,	•	
Paterson, Alan 89 pensions 83–90, 94, 132–3 Pensions Act 2011 87 performance 57–8, 74, 129, 139 delayed judgments 153 management and appraisal 127, 128,	,	
pensions 83–90, 94, 132–3 Pensions Act 2011 87 performance 57–8, 74, 129, 139 delayed judgments 153 management and appraisal 127, 128,		
Pensions Act 2011 87 performance 57–8, 74, 129, 139 delayed judgments 153 management and appraisal 127, 128,		
performance 57–8, 74, 129, 139 delayed judgments 153 management and appraisal 127, 128, 149–50, 158 collective 150–2, 155 individual 58, 152–5 Permanent Secretary 44, 46, 133, 145, 157 personalities, importance of 29, 62, 223, 226, 249, 262 Phillips, Lord 63, 70, 72, 98, 100, 104, 111–12, 122, 197, 199, 207, 211, 213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201,		
delayed judgments 153 management and appraisal 127, 128,		
return to private practice 82–3 Rogers, Sir Robert 121–2, 123, 135 Rowe, Jenny 202 Royers at sacrificial accountability 19–20, 55, 99, 258 See also accountability 20-20, 55, 99, 258 See also accountability 19–20, 55, 99, 258 See also accountability 19–20, 55, 29, 240 Rowll 20-5, 249–51, 253, 256–7 appointments, judicial 162, 165, 173, 225, 231–4, 256 diversity, judicial 246–9 First Minister 56, 204, 218, 238, 244 judges in devolved politics 225–8, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231		The state of the s
Table		
collective 150–2, 155 individual 58, 152–5 Permanent Secretary 44, 46, 133, 145, 157 personalities, importance of 29, 62, 223, 226, 249, 262 Phillips, Lord 63, 70, 72, 98, 100, 104, 111–12, 122, 197, 199, 207, 211, 213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201,		
individual 58, 152–5 Permanent Secretary 44, 46, 133, 145, 157 personalities, importance of 29, 62, 223, 226, 249, 262 Phillips, Lord 63, 70, 72, 98, 100, 104, 111–12, 122, 197, 199, 207, 211, 213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Receder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201,		
Permanent Secretary 44, 46, 133, 145, 157 personalities, importance of 29, 62, 223, 226, 249, 262 Phillips, Lord 63, 70, 72, 98, 100, 104, 111–12, 122, 197, 199, 207, 211, 213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201,		Rowe, Jenny 202
145, 157 personalities, importance of 29, 62, 223, 226, 249, 262 Phillips, Lord 63, 70, 72, 98, 100, 104, 111–12, 122, 197, 199, 207, 211, 213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201,		:G-:-1
226, 249, 262 Phillips, Lord 63, 70, 72, 98, 100, 104,	145, 157	99, 258
Phillips, Lord 63, 70, 72, 98, 100, 104, 111–12, 122, 197, 199, 207, 211, 213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201,		
111–12, 122, 197, 199, 207, 211, 213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201,		
213–14, 216, 218–19, 220, 222, 254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, appointments, judicial 162, 165, 173, 225, 239–40, 244–6, 256 tribunals 163 complaints and discipline, judicial 59, 225, 237–8, 256 Court Service (SCS) 67, 77, 225, 231–4, 256 diversity, judicial 246–9 First Minister 56, 204, 218, 238, 244 judges in devolved politics 225–8, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments, judicial 162, 165, 173, 225, 239–40, 244–6, 256 tribunals 163 complaints and discipline, judicial 59, 225, 231–4, 256 diversity, judicial 246–9 First Minister 56, 204, 218, 238, 244 judges in devolved politics 225–8, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments, judicial 162	Phillips, Lord 63, 70, 72, 98, 100, 104,	
254 Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, 225, 239–40, 244–6, 256 tribunals 163 complaints and discipline, judicial 59, 225, 237–8, 256 Court Service (SCS) 67, 77, 225, 231–4, 256 diversity, judicial 246–9 First Minister 56, 204, 218, 238, 244 judges in devolved politics 225–8, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	111–12, 122, 197, 199, 207, 211,	Scotland 225, 249–51, 253, 256–7
Phillips, Sir Hayden 38 political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, ritibunals 163 complaints and discipline, judicial 59, 225, 237–8, 256 Court Service (SCS) 67, 77, 225, 231–4, 256 diversity, judicial 246–9 First Minister 56, 204, 218, 238, 244 judges in devolved politics 225–8, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	213–14, 216, 218–19, 220, 222,	
political lens: politics as 22–4 government 24–5 negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, complaints and discipline, judicial 59, 225, 237–8, 256 Court Service (SCS) 67, 77, 225, 231–4, 256 diversity, judicial 246–9 First Minister 56, 204, 218, 238, 244 judges in devolved politics 225–8, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	254	225, 239–40, 244–6, 256
225, 237–8, 256 125, 237–8, 256 126, 237–8, 256 127, 231–4, 256 128, 238, 240 129, 230 120, 231–2, 234 234 234 238, 244 246–9 139, 245, 231–2, 234 234 234 234 234 234 238, 244 249, 230 239, 230 239, 230 230 240, 231–2, 234 234 234 238, 244 246–9 249, 230	Phillips, Sir Hayden 38	tribunals 163
negotiation 26–7 power 25–6 Powell, Jonathan 85 Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, Court Service (SCS) 67, 77, 225, 231–4, 256 diversity, judicial 246–9 First Minister 56, 204, 218, 238, 244 judges in devolved politics 225–8, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256	political lens: politics as 22-4	complaints and discipline, judicial 59,
231-4, 256	government 24–5	225, 237–8, 256
231-4, 256	negotiation 26–7	Court Service (SCS) 67, 77, 225,
Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, First Minister 56, 204, 218, 238, 244 judges in devolved politics 225–8, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219		
Prashar, Baroness Usha 166, 168 Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, First Minister 56, 204, 218, 238, 244 judges in devolved politics 225–8, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	Powell, Jonathan 85	diversity, judicial 246-9
Prime Minister 238, 240 meetings with LCJ 133–4 public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, judges in devolved politics 225–8, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219		
meetings with LCJ 133-4 public criticism judges criticising ministers and vice versa 47-50, 229-30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52-3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, 229, 230 Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231-2, 234 dismissal procedure 238 judicial discipline 237, 238-9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231-4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	Prime Minister 238, 240	
public criticism judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, Judicial Complaints Reviewer 239 Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	meetings with LCJ 133-4	
judges criticising ministers and vice versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, Lord President 93, 103, 202, 231–2, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	-	
versa 47–50, 229–30 public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 Reflection (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, 234 dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219		
public interest 62, 156, 260 statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, dismissal procedure 238 judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219		
statutory duty of Lord Chancellor 52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, judicial discipline 237, 238–9 references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	public interest 62, 156, 260	dismissal procedure 238
52–3, 56 public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, references 246 Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219		
public trust in judges 49 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, Parliament 103 Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	· · · · · · · · · · · · · · · · · · ·	
Justice Committee 107, 234 R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, Justice Committee 107, 234 Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219		_
R (F) v. Secretary of State for the Home Department (2010) 54, 116, 221 Recorders 154 Reeder, Nigel 169 Reid, John 42 removal of judges 10, 19, 59, 99, 201, Public Audit Committee 234 removal of judges 238 Scottish Court Service (SCS) 67, 77, 225, 231–4, 256 Supreme Court 212, 221, 229, 249 appointments to 217, 219	1 , , ,	
Department (2010) 54, 116, 221 removal of judges 238 Recorders 154 Scottish Court Service (SCS) 67, 77, Reeder, Nigel 169 225, 231–4, 256 Reid, John 42 Supreme Court 212, 221, 229, 249 removal of judges 10, 19, 59, 99, 201, appointments to 217, 219	R (F) v. Secretary of State for the Home	
Recorders 154 Scottish Court Service (SCS) 67, 77, Reeder, Nigel 169 225, 231–4, 256 Reid, John 42 Supreme Court 212, 221, 229, 249 removal of judges 10, 19, 59, 99, 201, appointments to 217, 219		
Reeder, Nigel 169 225, 231–4, 256 Reid, John 42 Supreme Court 212, 221, 229, 249 removal of judges 10, 19, 59, 99, 201, appointments to 217, 219		
Reid, John 42 Supreme Court 212, 221, 229, 249 removal of judges 10, 19, 59, 99, 201, appointments to 217, 219		
removal of judges 10, 19, 59, 99, 201, appointments to 217, 219	Reid. John 42	
202, 200, 200		
Northern Ireland 238 227		
Scotland 238 tribunals 140–1, 163		
	remuneration, judicial 10, 72, 90–1	
Lord Chancellor 79, 80 Scott, Lord 96, 98		



More information

292 INDEX Scottish Court Service (SCS) 67, 77, 225, Stevens, Robert 99 231-4, 256 Stewart, David 244, 249 Scottish National Party (SNP) 209-10, Straw, Jack 39, 45, 52, 63, 71, 167, 185-6, 214, 248 Secretary of State for Justice 34, 51-2 sub judice rule 118-22 Sedgemore, Brian 120 Sumption, Jonathan 218 Sedley, Sir Stephen 40 super-injunctions 118-22 Select Committees 44, 101, 122-5, Supreme Court 37, 54, 59, 97, 194-5, 257, 258 220-4, 256, 258, 260 ad hoc Committee on Constitutional administrative independence Reform Bill 102, 117, 124, 194 accountability of Chief Executive appearances before 101-2, 134, 157, 213 - 17proposed merger with HMCTS 253 arrangement of 102-5 211-13 appointments, judicial 187, 189, 190 annual report 56, 204 Chief Executive of Supreme Court appointments to 36, 117, 198, 217-20, 203, 204, 215 223 Chief Executive 98, 202-4 Constitution Committee 43, 47–8, 49, 75, 102, 105, 106, 107, 108, accountability of 203, 204, 213-17 113-16, 124, 137, 187, 189, 257 complaints procedure 201-2 devolution cases 195 as guardians of judicial independence Scotland 209-10, 212, 221, 227, 112 - 18Justice (previously Constitutional 229, 249 Affairs) Committee 106, 108, financial independence 204-6 109, 117, 187, 189, 257 central funding 206-8 questions asked 109-12 fees and territorial contributions topics covered 105-9 53, 56, 208-10, 227 waiver of *sub judice* rule 120 Lord Chief Justice 131, 136-7, 202 Senior President of Tribunals (SPT) 26, ministers criticising judges 54, 221 29, 36, 73, 139, 140-1 organisation, management and leadership 195-7 appointments 140, 163, 177-9, 180, 255, 256 administrative leadership 98, Judicial Office 157 202 - 4senior management team 132 judicial leadership 197-202 Senior Presiding Judge (SPJ) 29, 46, 61, panels 199-200 69, 71, 73, 139-40 UK-wide jurisdiction 212 appointment of 185, 190 User Group 200, 201 length of time in post 158 performance of judges 74, 150, 153 taxation senior management team 132 pensions: cap on tax relief 85–6, 87 Taylor, Lord 84 Senior Salaries Review Body (SSRB) Technology and Construction Court 57 79-82, 83, 88 tenure, security of 10, 114 Sentencing Council 46 Simson-Caird, Jack 113 Thatcher, Margaret 38, 47, 51, 142 Speaker 120 Thomas, Lord 63, 75-6, 98, 154, 187 statistics 57 training, judicial 131, 147-9, 158 Statistics Authority 212 Treasury 205, 206-8 Stephens, Christopher 166, 169, 184, 189 Tribunals Service 43



More information

INDEX 293

appointments 36 Wales 217
merger with Courts Service 73, 128,
141, 154, 256 Wall, Sir Nicholas 103training 148 Wallace, Jim 244, 246
see also Courts and Tribunals Service,
HM (HMCTS, HM Courts Service
(HMCS) prior to 2011) Wilson, Sir Richard 46
women 182, 247, 248

Vaz, Keith 110

Wakeham Report (2000) 95-6, 113, 115

Wales 217
First Minister 56, 183, 204, 218
Wall, Sir Nicholas 103–4, 185
Wallace, Jim 244, 246
Widgery, Lord 60
Wilson, Sir Richard 46
women 182, 247, 248
see also diversity, judicial
Woolf, Lord 38, 48, 62, 63, 86,
103, 115, 142, 163, 179, 191,
192, 254