

Chair of Independent Panel on Judicial Review
Lord Faulks
House of Lords
London
SW1A 0PW

Wednesday 9th September 2020

Dear Lord Faulks,

Re: Independent Panel on Judicial Review

I write to you as I understand that you are carrying out an independent review on judicial review.

I did try to instruct you to act on my behalf in a personal matter that concerns the very subject that you are now panelling and was informed that this independent review was now your priority.

In any event as the considerations and terms of reference will include such matters as grounds and availability of remedies, and whether procedural reforms are needed, for example, on timings and the appeal process.

I thought it will be useful to you to consider what has happened in my case to help better inform the panel on the terms of references and an area of judicial review that is procedurally complex and potentially should be covered by the appointed panel.

In my case I was illegally prosecuted by the local authority. The local authority brought the prosecution under section 222 of the Local Government Act 1972, this is essentially what I have come to label as a 'third category' of prosecution different from that of the usual Police/CPS type prosecutions and private prosecutions.

In any event as this is a local authority their decision is amenable to judicial review. The question marks in terms of the appeal process arises due to this cross over of civil and criminal judicial reviews and the present avenues of appeal. It seems in my case that regardless of the civil aspects of the judicial review, it was still labelled as a cause arising out of a criminal matter and this does not sit with the civil process of local authorities decisions being amenable to judicial review and in my case a divisional court failed to consider the criminal aspects of the judicial review and now I have asked the Supreme Court to consider this.

As such, I have attached a copy of my grounds for the panels reference and consideration as part of your independent review.

If I can provide any further assistance please do not hesitate to contact me.

Yours faithfully,

Miss Skv Bibi

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