

## TABLE OF JUDICIAL REVIEW CASES

No	Case name with neutral citation	Type of respondent <sup>1</sup>	Broad area of law <sup>2</sup>	Statute involved	Grounds for review <sup>3</sup> and remedies sought <sup>4</sup>	Result in original decision <sup>5</sup>	Conferral of benefit <sup>6</sup>	Serious fault <sup>7</sup>	Causation
1.	<i>4 Wins Leisure Ltd v The Licensing Committee for Blackpool Council &amp; Others</i> [2007] EWHC 2213 (Admin)	Local Authority	Licensing	Licensing Act 2003	Review of licensing panel's decision that W was not an interested party for the purposes of the 2003 Act concerning an application which had been submitted by another company for a new premises license. Alleged that panel's decision irrational, and further that it had failed to take account of material factors.	Dismissed	Yes	No	N/A
2.	<i>Abbey Mine Ltd v The Coal Authority</i> [2007] EWHC 1189 (Admin)	NDPB	Decision to refuse a mining licence	Coal Industry Act 1994	Illegality, irrationality Quashing order	Dismissed	Yes	No	No loss established

<sup>1</sup> Type of respondent: which central government department (including executive agencies of particular governmental departments eg prison service should be listed as Home Office), Non-Departmental Public Bodies ("NDPB") (eg Financial Services Authority, Law Commission), devolved administration (eg The National Assembly for Wales), local authority, local education authority (including school governors), NHS and PCTs, tribunals, ombudsmen, other local agencies, police, other emergency services (not including police).

<sup>2</sup> Broad area of law: whether education claim, planning claim, immigration decisions, extradition, or brief description if felt necessary etc. Note: no criminal.

<sup>3</sup> Eg: Illegality, irrationality, procedural impropriety, claim under the Human Rights Act 1998, EU law.

<sup>4</sup> Eg: Quashing order, prohibiting order, mandatory order, injunctions, declaration, damages.

<sup>5</sup> Eg: what remedies, if any, were granted eg Quashing order, injunction etc.

<sup>6</sup> Consider whether the statutory regime envisages the type of loss and the category of claimant.

<sup>7</sup> Factors to be taken into account in assessing serious fault: clarity of statutory regime; degree of discretion; complexity of task; whether there was an intentional breach.

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3.	<i>Abu Rideh v Secretary of State for the Home Department</i> [2007] EWHC 2237 (Admin)	Central Government Department	Control orders	Prevention of Terrorism Act 2005	Appeal against the modification of control order. Alleged that modified control order constituted breach of Art 5, 3 and 8 of the ECHR.	Dismissed	Yes	N/A	N/A
4.	<i>AF v Secretary of State for the Home Department</i> [2007] EWHC 2001 (Admin)	Central Government Department	Control order	Prevention of Terrorism Act 2005	Appeal against refusal of SS to modify a control order.	Allowed in part.	Yes	No	N/A
5.	<i>Akpata v General Medical Council</i> [2007] EWHC 2713 (Admin)	NDPB	Professional regulation	Medical Act 1983/ General Medical Council (Fitness to Practise) Rules Order of Council 2004	Appeal against decision of Fitness to Practise Panel that A's name should be erased from Register. A sought adjournment of panel hearing which was refused. Alleged that (1) panel had erred in refusing request (2) panel's findings of fact incorrect (3) erasure unfair and disproportionate (4) panels failure to comment on adverse media unfair	Dismissed	Yes	No	N/A
6.	<i>Aldogen v Secretary of State for the Home Department</i> [2007] EWHC 2586 (Admin)	Central Government Department	Asylum and Immigration	Immigration Rules	Review of SS's decision dismissing A's application for leave to remain under the Turkish-EC Association Agreement.	Dismissed	Yes	No	N/A
7.	<i>Andreason v Secretary of State for the Home</i>	Central Government	Asylum and Immigration	Nationality, Immigration	Review of SS's decision to certify A's asylum application as	Allowed. A narrowly	Yes	No	N/A

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	<i>Department</i> [2007] EWHC 2578 (Admin)	Department	Immigration	and Asylum Act 2002	clearly unfounded. Issue - whether, on the available material, A's claim could not succeed in front of an immigration judge.	satisfied the requirement that the matter was arguable and that his claim would not inevitably be rejected by an immigration judge.			
8.	<i>Anthony Crean v Government of Ireland</i> [2007] EWHC 814 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality, breach of Art 8 of HRA (appeal) Quashing order	Dismissed	Yes	No	No
9.	<i>Anti-Waste Ltd v Environment Agency</i> [2007] EWHC 717 (Admin)	NPDB	Environment	Landfill (England and Wales) Regulations 2002	Review agency's refusal to grant permits to allow A to deposit waste in two landfill sites on grounds that "piggybacking" not permitted. Sought Quashing order and declarations to establish true construction of material provisions in Regulations.	Allowed. Declarations granted in favour of claimant. Both declarations subsequently quashed by Court of Appeal in [2007] EWCA Civ 1377.	Yes	No	N/A
10.	<i>Ashman v Parole Board</i> &	Central	Crime and	Criminal	A alleged that continuation of his	Allowed.	Yes	N/A	N/A

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	<i>Another</i> [2007] EWHC 2647 (Admin)	Government Department	penology	Justice Act 2003	detention beyond the expiry of minimum term without reasonable steps having been taken to assess whether continued detention justified was breach of Art 5(4) of ECHR. Sought declaration and mandatory order that Parole Board hearing take place in 7 days.	Declaratory relief granted. Mandatory order refused.			
11.	<i>Ashwell Property Group Plc and Anor v Cambridge City Council</i> [2007] EWHC 1753 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Illegality (misdirection), procedural impropriety Quashing (appeal)	Dismissed	Yes	No	No
12.	<i>Assets Recovery Agency v Kean</i> [2007] EWHC 112 (Admin)	NDPB	Assets Recovery/ Civil Procedure	Proceeds of Crime Act 2002, as amended.	Application to set aside a property freezing order on grounds that ARA had no good arguable claim to the property, the order was obtained in breach of duty of full and frank disclosure and proceedings an abuse of process	Dismissed. Although obtained by non-disclosure and innocent misrepresentation at a hearing without notice, ARA's misjudgement had not been serious; a	Yes	No	N/A

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13.	<i>Aweys &amp; Others v Birmingham City Council</i> [2007] EWHC 52 (Admin)	Local Authority	Housing/ Homeless	Housing Act 1996	(1) Illegality – review of the Local Authority’s housing allocation policy for the homeless  (2) Breach of Art 8 of ECHR	broad, merits-based evaluation of all the circumstances found no abuse of process.  (1) Allowed – policy unlawful. Argument to be heard on appropriate orders  (2) Arguable	Yes	Yes. Consistent breach of clear statutory duty.	Yes
14.	<i>Balder v General Medical Council</i> [2007] EWHC 2054 (Admin)	NDPB	Professional regulation	Medical Act 1983	Appeal against GMC’s decision to erase B from Register as a result of convictions. Alleged that sanction too severe, GMC failed to have proper regard to certain matters put before it and it had acted unfairly in preventing B from properly putting forward matters he wished to.	Dismissed	Yes	No	N/A
15.	<i>Balding v Secretary of State</i>	Central	Social security	Social	Alleged that DWP had	Allowed.	Yes	No	N/A

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	<i>for Work and Pensions</i> [2007] EWHC 759 (Admin)	Government Department		Security Administration Act 1992 and Insolvency Act 1986	wrongfully deducted sums for overpaid benefits, a liability/debt from which he released when he was discharged from bankruptcy.				
16.	<i>Bamber v HM Revenue &amp; Customs</i> [2007] EWHC 798 (Admin)	Tribunal	Tax	No	B claimed he had detrimentally relied on a flat rate expense allowance agreement entered into by the Commissioners (from which they later resiled) and therefore he was entitled to keep the agreement in force between himself and Commissioners on basis that there would otherwise be substantial unfairness. Damages; Quashing order	Dismissed	No	No	N/A
17.	<i>Banfield v Secretary of State for Justice</i> [2007] EWHC 2605 (Admin)	Central Government Department	Sentencing	Crime (Sentences) Act 1997/ Criminal Justice Act 2003	Review of SS's decision not to transfer B, prisoner serving life sentence, to open conditions. Challenge based on 2 grounds (1) procedural unfairness (2) irrationality	Dismissed	Yes	No	N/A
18.	<i>Bayraktargolu v South Cambridgeshire District Council</i> [2007] EWHC 964 (Admin)	Local Authority	Planning	Town and Country Planning (General	Review of Local Authority's decision to grant listed building consent and planning permission – alleged that (1) decision was	Dismissed	Yes	No	N/A

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				Development Procedure Order 1995 (?)	fundamentally flawed (2) was in breach of Planning Policy Guidance, and (3) Local Authority had taken into account immaterial considerations				
19.	<i>BBC v Sagar</i> [2007] EWHC 905 (Admin)	Tribunal	Media and Entertainment	Freedom of Information Act 2000	Challenge to Information Commissioner's decision not to order release of BBC report	Dismissed	Yes	No	N/A
20.	<i>Belfields Ltd v Secretary of State for Communities and Local Government</i> [2007] EWHC 3040 (Admin)	Central Government Department	Planning	Acquisition of Land Act 1981	Procedural impropriety Quashing order	Dismissed	N/A	N/A	N/A
21.	<i>Benson v Secretary of State for Justice</i> [2007] EWHC 2055 (Admin)	Central Government Department	Crime and Penology	Criminal Justice Act 2003	Review of SS's decision to refuse appeal against the earlier decision to revoke B's release on licence and return him to custody. Alleged that  (1) the appeal system, contained in the 2003 Act, was incompatible with Art 5(4) of ECHR as there was no independent assessment of the decision;  (2) B's appeal against the	Allowed on basis of ground (2). Quashed decision and remitted matter for fresh consideration.	Yes	No	No

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22.	<i>Bewry v Secretary of State for the Home Department</i> [2007] EWHC 2711 (Admin)	Central Government Department	Prison records	Prison Act 1952/ Prison Rules 1999	decision had been procedurally unfair as he was not given a proper opportunity to meet the allegations against him. Remedies sought – Quashing order and HR damages.	Dismissed	Yes	No	N/A
23.	<i>Bicknell v HM Coroner for Birmingham</i> [2007] EWHC 2547 (Admin)	Local agency	Coroner, whether to hold inquest	Coroners Act 1988	Irrationality Quashing order	Allowed, and decision sent to Secretary of State	Yes	No	No, no damage.
24.	<i>Blackburn-Smith v Lambeth LBC</i> [2007] EWHC 767 (Admin)	Local Authority	Social welfare	Children Act 1989	Review of Local Authority's decision to cease providing BS and her children with accommodation and financial support which, it was alleged, was unlawful, perverse and irrational	Dismissed	Yes. The relevant section in the Children Act 1989 (s 17) makes provision for assistance/accommodation to family members of children (as well as children	No	N/A



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							themselves) if provided with a view to safeguarding or promoting the child's welfare.		
25.	<i>Boima v Secretary of State for the Home Department</i> [2007] EWHC 2579 (Admin)	Central Government Department	Asylum and Immigration	Immigration Rules	Review of SS's refusal to consider B's asylum claim as a fresh claim. Decision unreasonable and breach of Art 8 of ECHR	Dismissed	Yes	No	N/A
26.	<i>Boyle v Criminal Cases Review Commission</i> [2007] EWHC 8 (Admin)	NDPB	Review of decision of CCRC. Mandatory order, declaration.	Criminal Appeal Act 1995	Procedural impropriety (delay, HRA Art 6, bias) Mandatory order, declaration	Dismissed	Yes	No	No loss
27.	<i>Bradley v Secretary of State for Work and Pensions and Parliamentary Commissioner for Administration</i> [2007] EWHC 242 (Admin)	Central Government Department	Ombudsman (maladministration, pensions)	Parliamentary Commissioner Act 1967	Irrationality Quashing and mandatory orders	Allowed; Quashing and mandatory orders regarding the Secretary of State's rejection of the	No statute	No	No loss established

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28.	<i>Brewer &amp; Others v Three Rivers District Council</i> [2007] EWHC 1290 (Admin)	Local Authority	Planning	Town and Country Planning (Trees) Regulations 1999	B sought to quash Local Authority's decision to confirm a tree preservation order on grounds that the Local Authority had failed to deal thoroughly, conscientiously or fairly with their objections in contravention of the Regs	Dismissed	Yes	No	N/A
29.	<i>Brian Connolly v The Law Society</i> [2007] EWHC 1175 (Admin)	NDPB	Solicitor's disciplinary matter	Solicitors Act 1974	Illegality	Appeal allowed in relation to four charges, dismissed in relation to others	Yes	No	No loss established
30.	<i>Britannia Developments Ltd v Secretary of State for Communities and Local Govt and Another</i> [2007] EWHC 812 (Admin)	Central Government Department, Local Authority	Planning	Town and Country Planning Act 1990	Illegality (failure to take relevant consideration into account) Quashing order	Allowed. Quashing order. Decision remitted	Yes	No	No loss
31.	<i>Brown v Governor of Belmarsh Prison</i> [2007] EWHC 498 (Admin)	Central Government Department	Habeas corpus. Extradition	Extradition Act 2003	Illegality (ultra vires)	Dismissed	Yes	No	No

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32.	<i>Bryant v Law Society</i> [2007] EWHC 3043 (Admin)	Tribunal	Professional conduct – solicitors	Solicitors Act 1974	Habeas corpus Illegality (misdirection; failure to apply dishonesty test; failure to consider relevant consideration) Quashing order	Appeals allowed in part. Penalties were reduced - H's struck off role replaced by 2 yr suspension; R's 3 yr suspension replaced by a 9 months suspension	Yes	Yes – similar facts and basis as <i>Donkin</i> (above). Serious legal error in misapplying dishonesty test; failure to consider evidence as to good character; not all facts of Law Society case proved	No, although sentences were reduced, they both would have been prevented from practising between original decision and appealed decision.
33.	<i>Bullmore and Another v West Hertfordshire Hospitals NHS Trust</i> [2007] EWHC 1636 (Admin)	NHS PCT	Provision of acute services	Health and Social Care Act 2001	Procedural impropriety, illegality (failure to take account of relevant considerations) Not stated	Dismissed	Yes	No	No loss
34.	<i>C and S v Special Education Needs and Disability Tribunal and Another</i> [2007] EWHC 1812 (Admin)	Tribunal	Placement of child with SEN	Education Act 1996	Irrationality (reason-giving, unreasonableness) Quashing order	Dismissed	Yes	No	No

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35.	<i>Caldarelli v The Court of Naples</i> [2007] EWHC 1624 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality, procedural impropriety (HRA Art 6, bad faith)  Quashing order	Dismissed	Yes	No	No
36.	<i>Calhaem v General Medical Council</i> [2007] EWHC 2606 (Admin)	NDPB	Professional regulation	Medical Act 1983	Appeal against Fitness to Practice Panel's decision to suspend C from register for 3 months. Alleged that panel:  (1) made errors in its findings of facts  (2) was wrong to find impairment on the basis of misconduct and deficient professional performance  (3) suspension was wrong in principle, excessive and disproportionate  Quashing order	Allowed in part.  (1) Rejected  (2) Panel's finding of impairment through misconduct upheld but its finding of deficient professional performance quashed.  (3) As a result of decision concerning (2), order of suspension quashed. Considered that	Yes	No	Yes

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37.	<i>Camden Lock (London) Ltd v London Borough of Camden</i> [2007] EWHC 495 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Illegality (relevant/irrelevant considerations) Quashing order	Allowed. Quashing order	Yes	No – failure to take into account a relevant consideration is not sufficient in these circumstances to constitute serious fault.	No loss
38.	<i>Cawley v Parole Board &amp; Another</i> [2007] EWHC 2649 (Admin)	Central Government Department	Crime and penology	Parole Board Rules	Review of Parole Board's decision to defer C's parole hearing for 4 <sup>th</sup> time. Alleged breach of Art 5(4) (right to speedy hearing). NB: no claim for damages	Allowed. Declaratory relief granted.	Yes	N/A	N/A
39.	<i>Ceausescu v Secretary of State for the Home Department and Others</i> [2007] EWHC 1423 (Admin)	Central Government Department	Extradition appeal	Extradition Act 2003	Irrationality, human rights Quashing order	Dismissed	Yes	No	No loss established
40.	<i>Central Examining Court of the National Court of Madrid</i>	District Judge	Extradition	Extradition Act 2003	Illegality (misdirection)	Allowed	No	No	No loss

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	<i>v City of Westminster Magistrates' Court</i> [2007] EWHC 2059 (Admin)				Quashing order				
41.	<i>Chababe v Bonn Public Prosecutors Office</i> [2007] EWHC 288 (Admin)	NDPB	Extradition	Extradition Act 2003	Review of courts decision on bar to extradition by virtue of passage of time	Dismissed	Yes	No	N/A
42.	<i>Chen v The Government of Romania and Another</i> <i>Mitoi v The Government of Romania and Another</i> [2007] EWHC 520 (Admin)	Central Government Department	Extradition	Extradition Act 2003	Chen – illegality (misdirection) Quashing order Mitoi – illegality (misdirection) Quashing order	Chen – Dismissed. Mitoi – Dismissed (JR against SSHD); Allowed (Appeal from district judge).	Chen – Yes Mitoi – Yes; yes	Chen – No Mitoi – No; no	Chen – No Mitoi – No; yes
43.	<i>Cook v General Commissioners of Income Tax &amp; Another</i> [2007] EWHC 167 (Admin)	Central Government Department	Tax	Taxes Management Act 1970	(1) Review of refusal by Commissioners to extend time for lodging appeal. Remedies sought were Quashing order and substitutionary remedy ie court ought to substitute its own finding concerning	Allowed. Quashing order granted	Yes	Borderline. Potentially excusable error of law – previous case on point; but clerk didn't direct the	No

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					extension for that of Commissioners (2) Alternatively, pursuit by Revenue of bankruptcy proceedings was in bad faith and/or breach of HR.			Commissioners' attention to important case which meant that they construed their discretion narrowly. Claimant not represented (or present) at hearing. Commissioners' interpretation based on Revenue's submissions alone.	
44.	<i>Cooke v Revenue and Customs Commissioners</i> [2007] EWHC 81 (Admin)	Tribunal	Tax	Taxes Management Act 1970	Review of Commissioners decision to serve on solicitor a notice to produce certain documents relating to the client.	Dismissed	Yes	No	N/A
45.	<i>Corus v Erewash Borough Council</i> [2007] EWHC 2486 (Admin)	Local Authority	Planning	Not specified.	Proceedings to quash a housing plan produced by Local Authority. C's property had been removed from plan.	Dismissed	Yes if statutory basis exists.	No	N/A
46.	<i>Coventry City Council v Special Educational Needs</i>	Tribunal	Decision of a Special	Tribunals and Inquiries Act	Illegality	Dismissed	Yes	No	No loss

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	<i>and Disability Tribunal and Andrew Browne and Melanie Browne</i> [2007] EWHC 2278 (Admin)		Educational Needs and Disability Tribunal	1992; Education Act 1996					
47.	<i>Dara v Public Prosecutor's Office at the Regional Court of Marburg, Germany</i> [2007] EWHC 1678 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality Quashing order	Dismissed	Yes	No	No loss
48.	<i>Darius Skruodys v Siauliai City District Court Lithuania</i> [2007] EWHC 1192 (Admin)	District Judge	Extradition	Extradition Act 2003	Restoration of passport	Dismissed	Yes	No	No loss
49.	<i>Darlington Borough Council v Secretary of State for Communities and Local Government</i> [2007] EWHC 2762 (Admin)	Central Government Department	Planning	Town and Country Planning Act 199	Illegality Quashing order	Dismissed			
50.	<i>Darrell Dixon v London Borough of Wandsworth</i> [2007] EWHC 3075 (Admin)	Local authority	Housing	Housing Act 1996	Irrationality; procedural impropriety; HRA	Dismissed	N/A	N/A	N/A
51.	<i>Dimmock v Secretary of State for Children, School and Families</i> [2007] EWHC 2288	Central Government	Education	Education Act 1996	Review of SS's decision to distribute to every secondary school in UK a copy of a	Allowed; guidance note issued with the	Yes	No	No loss



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	(Admin)	Department			particular film about global warming. D, father of 2 pupils and school governor alleged that policy unlawful as it amounted to promotion of partisan political views contrary to 1996 Act. Declaration sought.	film was flawed. No order for relief made (as SS had given undertakings to amend the guidance so as to obviate the flaws identified).			
52.	<i>Donkin v Law Society</i> [2007] EWHC 414 (Admin)	Tribunal	Professional conduct – solicitors	Solicitors Act 1974	Illegality (misdirection; failure to give adequate weight to relevant consideration)  Quashing order	Allowed.  Quashing order. Remitted to Tribunal for decision.	Yes	Yes – There was significant legal error in imputing an objective element into the subjective limb of the dishonesty test and failing to take into consideration the evidence the claimant adduced as to his character and credibility (which went to the subjective	No

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53.	<i>Dr S v The General Medical Council</i> [2007] EWHC 3257 (Admin)	NDPB	Medical Registration		Illegality	Dismissed	N/A	N/A	N/A
54.	<i>Edwards v The Government of the USA</i> [2007] EWHC 1877 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality Quashing order	Allowed Extradition quashed on one count	Yes	No (law not clear)	No loss
55.	<i>Eisai Ltd v National Institute for Health and Clinical Excellence</i> [2007] EWHC 1941 (Admin)	NDPB	Health	National Health Services Act 1977/National Institute for Clinical Excellence (Establishment and Constitution) Order 1999	Review of decision of the Appeal Panel of the NICE and of consequent guidance concerning use of certain drug to treat sufferers of Alzheimer's disease. Challenge on 3 grounds (1) procedural unfairness (2) discriminatory effect of rigid guidance and (3) Irrationality of certain decisions of the Appeal Panel.	Allowed in part. Succeeded on ground (2) only.	Yes on ground (1) but No on (2) and (3)	No	No
56.	<i>Emirsolya v The Parole Board</i> [2007] EWHC 2007 (Admin)	NDPB	Crime and Penology	Not specified – Criminal Justice Act 2003?	Prisoner sought review of Parole Boards decision to uphold decision of SS to recall him to prison. Alleged that Board had acted unlawfully in failing to take reasonable steps to acquaint	Dismissed	Yes	No	N/A

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57.	<i>Equal Opportunities Commission v Secretary of State for Trade and Industry</i> [2007] EWHC 483 (Admin)	Central Government Department	Employment, discrimination, transposition of EC directive	European Communities Act 1972	Illegality (EC) Quashing order	Allowed. No order made	No	No	No loss
58.	<i>FH Cummings v Weymouth and Portland Borough Council</i> [2007] EWHC 1601 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Procedural impropriety (natural justice – opportunity to put case, HRA Art 6, inadequate reasons)	Allowed; local plan review partially quashed	No (developer)	Yes (refusal to allow claimant's expert evidence without looking at it, which went to one of the determinative issues even after days of the hearing and an adjournment)	No loss
59.	<i>Fingle Glen Junction Business and Community Action Group v Highways Agency</i> [2007] EWHC 2446 (Admin)	Central Government Department	Road traffic	Road Traffic Regulation Act 1984	Review of agency's decision to make a temporary traffic regulation order. F, a community action group, alleged breach of procedural legitimate expectation (that there would be a consultation before order made). Order also disproportionate.	Dismissed.	Yes	No	N/A

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60.	<i>Francis v First Secretary of State</i> [2007] EWHC 2749	Central Government Department	Planning	Town and Country planning Act 1990	Procedural Impropriety	Dismissed			
61.	<i>Freedman v Secretary of State for Communities and Local Government</i> <i>Zafir v Secretary of State for Communities and Local Government</i> [2007] EWHC 888 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality (relevant/irrelevant considerations) Quashing orders	Allowed. Decisions quashed and remitted.	Yes	No	No loss
62.	<i>Gale &amp; Others v Secretary of State for Communities and Local Government &amp; Others</i> [2007] EWHC 2053 (Admin)	Central Government Department; Local Authority	Planning	Town and Country Planning Act 1990	Application to quash inspector's decision to allow an appeal against the refusal of planning permission by the Local Authority. Quashing order	Dismissed.	Yes	No	N/A
63.	<i>George Wimpey Ltd v Tewkesbury Borough Council</i> [2007] EWHC 628 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	(1) Application to quash parts of a local plan adopted by the Local Authority on grounds. (2) G sought permission for JR – for declaratory relief concerning one part of plan and concerning	(1) Quashing order granted. TBC's decision to include 2 sites to which G objected in its housing	Yes	No	Yes

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					Local Authority's refusal of its request for a 2 <sup>nd</sup> local public enquiry in relation to the plan. Quashing order	allocation local plan was unreasonable or irrational – TBC failed to have regard to clear national policy guidance; alternatively, it failed to give adequate reasons for rejecting C's objections to the relevant modifications to the plan. (2) Dismissed			
64.	<i>Gibson v Secretary of State for Justice</i> [2007] EWHC 2670(Admin)	Central Government Department	Criminal Justice, release on licence	Criminal Justice Act 2003	Habeas Corpus, Illegality	Dismissed			
65.	<i>Gidvani v London Rent Assessment Panel</i> [2007] EWHC 2525 (Admin)	Tribunal	Housing	Not specified.	Appeal against amount assessed by Panel to be the registered fair rent for G's premises. Alleged to be an error of law in panel's decision.	Dismissed	Yes	No	N/A

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66.	<i>Gilbert Ektor v National Public Prosecutor of Holland</i> [2007] EWHC 3106 (Admin)	District Judge	Extradition	Extradition Act 2003	Defective warrant	Dismissed	N/A	N/A	N/A
67.	<i>Gilboy v Liverpool City Council &amp; Another</i> [2007] EWHC 2335 (Admin)	Local Authority; Central Government Department	Landlord and Tenant	Demoted Tenancies (Review of Decisions) (England) Regulations 2004	Review of a decision of reviewing officer of the Local Authority to uphold a previous officer's decision to terminate G's demoted tenancy and to obtain possession of her home. Review of decision was carried out pursuant to the 2004 Regs. G argued that the 2004 Reg were incompatible with Art 6 of ECHR.	Dismissed	Yes	N/A	N/A
68.	<i>Goodyer &amp; Gomes v Govt of Trinidad and Tobago</i> [2007] EWHC 2012 (Admin)	District Judge	Extradition	Extradition Act 2003	Appeal against decision to extradite G's. Alleged that extradition would be (1) unjust and oppressive by reason of passage of time and (2) incompatible with Article 3 of ECHR	Allowed. Direction that the questions that had been decided at the extradition hearing be decided again.	Yes	No	N/A
69.	<i>Gregory v The Law Society</i> [2007] EWHC 1724 (Admin)	NDPB	Solicitors' disciplinary tribunal	Solicitors Act 1974	Illegality (misdirection) Quashing order	Dismissed	Yes	No	No

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70.	<i>H &amp; Others v London Borough of Wandsworth &amp; Others</i> [2007] EWHC 1082 (Admin)	Local Authority	Social welfare	Children Act 1989	<p>3 cases (distinct facts) raising following legal issue – can Local Authority, who provides accommodation to a child in need, determine/specify that they do so under s17 of 1989 Act when they are also under a duty to do so under s20.</p> <p>[Classification has practical consequences insofar as it effects what services the Local Authority is obliged to provide to child from the age of 18.]</p> <p>Sought declaration that guidance published by DOH was erroneous.</p>	<p>Allowed in 2/3 cases.</p> <p>Held that Local Authority couldn't so specify – accommodation provided for child in need was to be regarded as being provided under s20 and not s17 if on facts a duty to do so arose under s20.</p> <p>Guidance not unlawful – declaration refused.</p> <p>H's case – upheld. Local Authority had acted "unlawfully and bizarrely".</p>	<p>Yes</p> <p>Yes</p> <p>Yes</p>	<p>(H) Yes.</p> <p>On one hand, in implementing their policy Local Authority thought they were applying national guidance which court accepted was misleading. Although there had been case law on general nature of s17 and s20, relationship between 2 not wholly clear. On the other hand the Local Authority's policy was not at all in accordance with the guidance or the 1989 Act, and effectively required a child who was</p>	<p>Yes</p> <p>Yes</p> <p>N/A</p>

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						<p>Quashed decision by Local Authority to accommodate H under s17. Declared that Local Authority provided accommodation to H under s20.</p> <p>X's case – declared that accommodation provided to X under s20 and not s17.</p> <p>B's case – dismissed.</p>		<p>uneducated and spoke very little English to make a choice between s17 and s20, having to digest complex info, assisted by interpreter whose language was not exactly his own. Local Authority insisted that C had made "an informed decision" to opt for s17 support. Practical consequences of choice significant – C denied any of the post-18 services and support to which he would otherwise be entitled.</p>	



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								<p>(X) Borderline. This Local Authority didn't have a protocol/policy document (unlike in the case above) and didn't present the claimant with a document requiring him to make a choice. However, as in case above, did consistently insist that C was being provided with support under s.17 even though it made judgements which triggered the s.20 duty. Result of decision was that, as well as being denied post-18</p>	

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71.	<i>Hall v Chichester District Council</i> [2007] EWHC 168 (Admin)	Local Authority	Social Security	Housing Benefit and Council Tax Benefit (Decisions and Appeals) Regulations 2001	Review of Local Authority's decision to refuse to pay housing benefit to H pending an appeal against its decision to terminate payment of her housing benefit – (1) refusal not lawful exercise of Local Authority's discretion (2) breach of Art 3, 6 and 7 of ECHR.	Dismissed	Yes	No	N/A
72.	<i>Harvey v Judicial Authority of Portugal - Tribunal Judicial de Albufeira</i> [2007] EWHC 3282 (Admin)	District Judge	Extradition	Extradition Act 2003	Terms of warrant	Dismissed	N/A	N/A	N/A
73.	<i>Hashmi v Government of the United States of America</i> [2007] EWHC 564 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality (including HRA art 8) (appeal) Quashing order	Dismissed	Yes	No	No

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74.	<i>Haynes v Court of Magistrates, Malta</i> [2007] EWHC 2651 (Admin)	District Judge	Extradition	Extradition Act 2003	Appeal against decision of Westminster Magistrates Court to order H's extradition. Challenged on 3 grounds (1) validity of arrest warrant (2) whether offence an extradition offence (3) request for extradition abuse of process	Allowed.	Yes	No	N/A
75.	<i>Heath &amp; Hampstead Society v London Borough of Camden</i> [2007] EWHC 977 (Admin)	Local Authority	Planning	Not specified but must be the Town and Country Planning Act 1990	Review of Local Authority's decision to grant planning permission to interested parties in respect of property situated on Metropolitan Open Land. Quashing order sought	Allowed	Yes	No	N/A
76.	<i>Hertfordshire County Council v National Grid Gas Ltd</i> [2007] EWHC 2535 (Admin)	Local Authority, District Judge	Roads.	New Roads and Street Works Act 1991	Appeal. Illegality Quashing order	Dismissed			
77.	<i>Highton v HMYOI Lancaster Farms &amp; Another</i> [2007] EWHC 1085 (Admin)	Central Government Department	Sentencing	Criminal Justice Act 2003	Review of prisoner governor's (1) sentence calculation decision, and (2) refusal to allow C special remission had been irrational.	Allowed	Yes	No	N/A
78.	<i>Hilali v Governor of Whitemoor Prison</i> [2007] EWHC 939 (Admin)	Central Government Department	Extradition	Habeas Corpus Act	Application for writ of habeas corpus (statutory extradition process had come to an end). Alleged that new evidence emerged which undermined the	Allowed but decision overturned by House of Lords [2008]	Yes	No	N/A

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79.	<i>Hill v Bedfordshire County Council</i> [2007] EWHC 2435 (Admin)	Local Authority	Education, Special Needs Assessment, Continued Funding	Local Government Act 2000, Education Act 1996	basis on which warrant had been enforced, rendering H's detention unlawful.  Illegality  Quashing order	UKHL 3.  Allowed	Yes, the Local Authority had made a serious error as to whether they could fund a person with special needs in college to the age of 19, which seemed to breach an earlier agreement. This included a serious error relating to a material fact such as to whether their had been applications for alternative means of funding and what were the duties of a	Yes	Yes, damages being the cost of schooling that has been met by the claimant's parents

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80.	<i>Hillingdon London Borough Council v Secretary of State for Education and Skills</i> [2007] EWHC 514 (Admin)	Central Government Department	Children in care; local authority spending	Local Government Act 2003	Illegality (legitimate expectation; policy exception) Quashing order	Dismissed	Local Authority. This tied with the seriousness of the case – education of a child person with a special needs certificate. Yes	No	No
81.	<i>Holloway v Oxford County Council &amp; Others</i> [2007] EWHC 776 (Admin)	Local Authority	Mental Health	Mental Health Act 1983	Review of (1) Local Authority's decision to make a without notice application to displace H's mother as his nearest relative for the purposes of the 1983 Act and (2) the Court's decision to grant the interim order. Breach of principles of natural justice and Art 6 and 8 of the ECHR alleged. Meant that court acted without jurisdiction (3) claim against the Health Trust for detaining H unlawfully.	Dismissed	Yes	No	N/A

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82.	<i>Ian Charlton-Merryweather (Listing Officer) v (1) TD Hunt, (2) GW Bradley, (3) Robert Gibson, (4) Jack Crompton</i> [2007] EWHC 3190 (Admin)	Tribunal	Council tax	Local Government Finance Act 1988  Council Tax (Alteration of Lists and Appeals) Regulations 1993	Error in law – statutory interpretation	Dismissed	N/A	N/A	N/A
83.	<i>James Dowsett v Criminal Cases Review Commission</i> [2007] EWHC 1923 (Admin)	NDPB	Decision of CCRC to refer case to CA	Criminal Appeal Act 1995	Illegality (HRA related)  Not stated	Dismissed	Yes	No	No loss
84.	<i>James v Secretary of State for Justice</i> [2007] EWHC 2027 (Admin)	Central Government Department	Crime and Penology	Not specified – but Criminal Justice Act 2003, Crime Sentences Act 1997, Powers of Criminal	Review of SS's failure to provide J, prisoner serving indeterminate sentences for public protection, with access to treatment courses (needed access to courses in order to make meaningful submissions to Parole Board demonstrating a reduction in risk posed). Argued that (1) SS acted	Allowed. Release of J ordered but stayed pending appeal to Court of Appeal. SS's appeal	Yes	Yes	No

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				Courts (Sentencing) Act 2000	unlawfully in failing to provide courses (2) continued imprisonment after expiry of tariff was unlawful (3) breach of Art 5(4) of ECHR.	allowed in part in [2007] EWCA Civ 30. SS succeeded in appealing ground (2) but High Court's decision concerning (1) upheld.			
85.	<i>Janik v Standards Board for England</i> [2007] EWHC 835 (Admin)	Tribunal	Councillors' professional standards	Local Government Act 2000	Illegality, procedural impropriety (bias, fairness) Quashing order	Dismissed	Yes	No	No
86.	<i>Johnson v Secretary of State for Communities and Local Government</i> [2007] EWHC 1839 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality (error of law) Quashing	Dismissed	Yes	No	No
87.	<i>Jones v First Secretary of State</i> [2007] EWHC 228 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Review of SS's decision to refuse planning permission and dismiss appeals. Alleged that balance struck in inspector's final conclusion irrational.	Dismissed	Yes	No	N/A

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88.	<i>K v Special Educational Needs and Disability Tribunal &amp; Another</i> [2007] EWHC 790 (Admin)	Tribunal; Local Authority	Education	Education Act 1996	Appeal against a decision of the Tribunal upholding a named non-residential school in a statement of special educational needs prepared by the Local Authority in respect of her son. Alleged that Tribunal's reasons for its decision were inadequate and irrational.	Allowed	Yes	No	N/A
89.	<i>Kensington International Limited &amp; Another v Republic of the Congo</i> [2006] EWHC 1712 (Comm)	District Judge	Commercial litigation	Section 37 Supreme Court Act 1981; section 25 of the Jurisdiction and Judgments Act 1982	Illegality Setting aside	Dismissed, but order varied	Yes	No	Yes
90.	<i>King's Cross Railway Lands Group v London Borough of Camden</i> [2007] EWHC 1515 (Admin)	Local Authority	Planning	Not specified	Illegality Quashing order	Dismissed	Yes	No	No loss established
91.	<i>Knight v HM Comptroller-General of Patents, Trade Marks &amp; Designs</i> [2007] EWHC 2264 (Admin)	NDPB	Intellectual Property	Patent Cooperation Treaty 1970	Review of Comptrollers decision that K's application under the Treaty had not contained a claim or claims. Alleged that Comptroller had erred in law.	Dismissed	Yes	No	N/A



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92.	<i>Krzyzowski v Circuit Court in Gliwice</i> [2007] EWHC 2715 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality Quashing order	Dismissed			
93.	<i>La Torre v The Republic of Italy</i> [2007] EWHC 1370 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality (including HRA) Quashing order	Dismissed	Yes	No	No loss
94.	<i>Lawer v Restoermel Borough Council</i> [2007] EWHC 2299 (Admin)	Local Authority	Housing	Housing Act 1996	Review of Local Authority's decision to refuse to continue to supply L. with temporary accommodation. A mandatory injunction had been granted requiring the Local Authority to secure suitable accommodation for herself and her children. Local Authority argued that injunction should be discharged.	Dismissed. Mandatory injunction against Local Authority discharged.	Yes	No	N/A
95.	<i>Lisa Smith, Mary Ellen Reilly, Julia Reilly v The Secretary of State for Trade and Industry</i> [2007] EWHC 1013 (Admin)	Central Government Department	Planning/ compulsory acquisition	Regional Development Agencies Act 1998; Acquisition of Land Act 1981	Illegality, human rights Quashing order	Dismissed	Yes	No	Loss of security of accommodation for an interim period

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96.	<i>Looe Fuels Ltd v Looe Harbour Commissioners</i> [2007] EWHC 1141 (Admin)	Tribunal	Shipping	Public Act “for Maintaining and Improving the Harbour of Looe, in the County of Cornwall, and for taking down the present Bridge between East and West Looe across the said Harbour, and Erecting a New Bridge instead thereof” 1848	Review of Commissioners decision that they (ie the Commissioners) could operate a fuel tank facility at Looe Harbour. LF claimed that Commissioners do not have power to buy and sell fuel for vessels in the harbour.	Allowed; declaration granted in favour of LF.	Yes	No	N/A
97.	<i>Lopetas v Minister of Justice for Lithuania</i> [2007] EWHC 2407 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality (abuse of process) Quashing	Dismissed	Yes	No	No loss
98.	<i>Main v Minister for Legal Aid &amp; Others</i> [2007] EWHC 742	Central Government	Legal aid	Access to Justice Act	Review of Minister’s decision to refuse M’s application for funding for legal funding at a	Allowed – grounds (2) and (3)	Yes	No	N/A

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	(Admin)	Department		1999	Coroners Inquest following a fatal railway accident. Minister rejected LSC's recommendation that exceptional funding ought to be granted because of the wider public interest. Alleged that (1) Minister erred in substituting her view for that of LSC's concerning public interest (2) Minister's decision that there was no public interest was irrational (3) representation was likely to be necessary for an effective Art 2 investigation by Coroner.	decided in M's favour. Refusal of legal aid quashed. However Minister's appeal allowed in [2007] EWCA Civ 1147.			
99.	<i>Martin v Legal Services Commission</i> [2007] EWHC 1786 (Admin)	NDPB	Legal aid	Legal Aid Act 1988	Review of Funding Review Committee's decision upholding discharge of M's legal aid certificate. Alleged (1) breach of legitimate expectation (2) breach of Art 6 of ECHR (3) Committee had erred in law. Applied test incorrectly. Had ignored costs already incurred by M.	Allowed on basis of ground (3). Decision quashed. Matter remitted back for fresh consideration.	Yes	No	No
100.	<i>Martin v Secretary of State for the Ministry of Justice</i> [2007] EWHC 1797 (Admin)	Central Government Department	Prisons	Criminal Justice Act 1991	Declaration, mandatory order; damages	Allowed. Declaration and mandatory order granted. Damages issue	Yes	No	Yes

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						referred to QBD			
101.	<i>McCabe &amp; Others v Secretary of State for Communities and Local Government &amp; Another</i> [2007] EWHC 959 (Admin)	Central Government Department	Planning	Leasehold, Reform, Housing and Urban Development Act 1993	Challenge to the validity of a compulsory purchase order made on the grounds that the buildings were vacant, unused or ineffectively used.	Dismissed	Yes	No	N/A
102.	<i>McDower v Secretary of State for the Home Department</i> [2007] EWHC 272 (Admin)	Central Government Department	Immigration and asylum	Nationality, Immigration and Asylum Act 2002	Illegality Quashing order	Dismissed	Yes	No	No loss established
103.	<i>McKinnon v USA &amp; Others</i> [2007] EWHC 762 (Admin)	Central Government Department	Extradition	Extradition Act 2003	Appeal against decision to extradite M to USA. Argued that (1) extradition should be barred under the 2003 Act by reason of delay (2) it would be incompatible with his human rights (3) it would be an abuse of process.	Dismissed	Yes	No	N/A
104.	<i>Mehmet v London Probation Board</i> [2007] EWHC 2223 (Admin)	Central Government Department	Crime and Penology	Not specified	Review of probation board's decision to refuse M's request to travel abroad whilst on license. Challenged on 3 grounds (1) procedural unfairness (2) decision irrational (3) breach of	Dismissed	Yes if statutory basis exists	No	N/A

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					Art 8 of ECHR				
105.	<i>Miles v National Assembly for Wales</i> [2007] EWHC 10 (Admin)	Devolved Administration	Planning	Town and Country Planning Act 1990	Review of NAW's decision to dismiss M's appeal against decision of Local Authority to refuse a certificate for lawful development.	Dismissed	Yes	No	N/A
106.	<i>Milnyali v Secretary of State for the Home Department</i> [2007] EWHC 2411 (Admin)	Central Government Department	Asylum and Immigration	Immigration Rules	M sought a declaration that he had been unlawfully detained by SS pending deportation. Claimed damages.	Dismissed.	Yes	No	N/A
107.	<i>Mitchell v High Court of Boulogne Sur Mer</i> [2007] EWHC 2006 (Admin)	District Court	Extradition	Extradition Act 2003	Illegality Quashing (appeal)	Dismissed	Yes	No	No loss
108.	<i>Montvydas v District Court of Klaipėdos</i> [2007] EWHC 1030 (Admin)	District Judge	Extradition	Extradition Act 2003	Appeal against an extradition order to Lithuania. Wasn't given opportunity to attend license hearing in Lithuania. Violation of defence rights under Lithuanian law	Dismissed	Yes	No	N/A
109.	<i>Moody v General Medical Council</i> [2007] EWHC 2465 (Admin)	NDPB	Professional regulation	Medical Act 1983	Appeal against Professional Conduct Committee that M had been guilty of professional incompetence and that his name should be removed from the register. Based on 2 grounds (1) committee failed to properly take	Dismissed.	Yes	No	N/A

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110.	<i>MR Dean &amp; Sons (Edgware) Ltd &amp; Another v West End Green (Properties) Ltd &amp; Another</i> [2007] EWHC 1 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	<p>account evidence before it (2) allegations didn't justify finding of general incompetence and sanction excessive and unnecessary</p> <p>(1) SS had erred in deciding to grant planning permission for a development despite the presence of adjoining property. Inadequate reasons given.</p> <p>(2) SS had also misinterpreted/misapplied Local Authority's Urban Development Plan and had failed to have regard to a material consideration.</p> <p>Quashing order</p>	<p>Allowed in part.</p> <p>(1) Application concerning adjoining property issue dismissed.</p> <p>(2) Held that SS had missed opportunity to consider alternative designs and had not adequately explained why disadvantages of proposed buildings had to be accepted. This aspect was appealed. Appeal</p>	Yes	No	N/A

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						allowed in [2007] EWCA Civ 1083.			
111.	<i>Mucelli v Albania</i> [2007] EWHC 2632 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality	Dismissed			
112.	<i>Nasseri v Secretary of State for the Home Department</i> [2007] EWHC 1548 (Admin)	Central Government	Immigration	Asylum and Immigration (Treatment of Claimants, etc.) Act 2004	Illegality (HRA) Declaration (of incompatibility under s 4 HRA)	Allowed; declaration of incompatibility under s 4 HRA	Yes	No	No loss
113.	<i>Niazi v Secretary of State for the Home Department and Another</i> [2007] EWHC 1495 (Admin)	Central Government Department	Compensation of victims of miscarriages of justice	N/A	Decision to abolish discretionary scheme: Procedural fairness (legitimate expectation to consultation, duty to give reasons); Illegality (irrelevant considerations). Decision to fix lower awards: irrationality: Procedural fairness (duty to act fairly); Breach of legitimate expectation; HRA Art 6. Quashing orders	Dismissed	No	No	No

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114.	<i>Niescier v Circuit Court of Legnica III Criminal Department, Poland</i> [2007] EWHC 2367 (Admin)	District Judge	Extradition	Extradition Act 2003	Appeal against decision to extradite. Rehearing following adjournment to obtain further information from Polish court.	Dismissed.	Yes	No	N/A
115.	<i>Nisbet v Secretary of State for the Home Department and Ors</i> [2007] EWHC 1768 (Admin)	Central Government Department	Extradition	Extradition Act 2003	Illegality Quashing order	Dismissed	Yes	No	No loss
116.	<i>Norris v United States of America, Secretary of State for the Home Department &amp; Others</i> [2007] EWHC 71 (Admin)	Central Government Department	Extradition	Extradition Act 2003	Appeal against an order sending N's case to SS to consider a request for extradition by the US, and against the decision to extradite him	Dismissed	Yes	No	N/A
117.	<i>O v London Borough of Lewisham &amp; Another</i> [2007] EWHC 2130 (Admin)	Local authority; Tribunal	Education Act 1996; Tribunals and Inquiries Act 1992	Local authority decision about amendment to statement of special educational needs	Illegality Quashing order	Allowed. Quashing order granted	Yes	No	No loss established
118.	<i>O'Callaghan v Charity Commission for England and Wales &amp; Others</i> [2007] EWHC 2491 (Admin)	NDPB	Charities	No statute. Ministerial promise of consultation (going beyond)	Review of an order made by Commission authorising trustees of Alexandra Park and Palace to grant a lease to developers. Alleged that order unlawful as ministerial promise concerning	Dismissed. Order quashed and declaration made.	No	Yes Undertaking was a ministerial one.	No loss. concerning causation note that the court rejected



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				statutory requirements)	consultation had not been honoured. Sought declaration that order unlawful and a Quashing order. CC argued that no relief should be granted as O had been able to make detailed reps despite flawed consultation.			Commission interpreted undertaking in very limited, legalistic way – published draft order but not lease ie substance of order. Negated completely the effectiveness of the consultation. There was no further consideration of matter even after issue raised by No of consultees and identified by Commission’s officers. Court found that consultation process was “very seriously flawed” – “this is not a case of a consultation	D’s argument that there would be no chance of a different decision being reached even if the consultation process was re-opened.

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119.	<i>Odele v London Borough of Hackney</i> [2007] EWHC 2522 (Admin)	Local Authority	Road traffic	Not specified but there is a statutory basis.	Review of continuing failure of Local Authority to provide O with copies of a penalty charge notice in respect of his car. Charge eventually cancelled	Dismissed.	Yes	No	No loss

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120.	<i>Ogihy v Secretary of State for the Home Department</i> [2007] EWHC 2301 (Admin)	Central Government Department	Asylum and Immigration	Immigration Rules	Review of SS's decision to suspend O's indefinite leave to remain pending further police enquiries relating to alleged criminal activity and seized his travel docs. Argued that SS misdirected himself in law.	Dismissed	Yes	No	N/A
121.	<i>Onotota v Secretary of State for the Home Department</i> [2007] EWHC 797 (Admin)	Central Government Department	Immigration	Immigration Rules	Review of decision of entry clearance officer in Lagos to refuse O entry clearance to UK pending receipt of work permit.	Dismissed	Yes	No	N/A
122.	<i>Orange Personal Communications Services v Birmingham City Council</i> [2007] EWHC 760 (Admin)	Local Authority	Planning	Town and Country Planning Act 2000	Review of Local Authority's decision to grant planning permission for the change of use of land – challenge based on 2 grounds: (1) misdirection by the planning officer to the planning committee constituted material error of fact (2) officer's advice to the committee was irrational.	Allowed on both grounds; decision quashed. Note that the defendant argued in the case that even if both grounds successful, the court exercise its discretion not to grant the remedy sought	Yes	No	No loss

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						(Quashing order) because there was no real possibility that the committee would have taken a different decision had either or both of the errors not occurred. Court rejected this submission and granted relief			
123.	<i>Osunta v The Public Prosecutor's Office In Dusseldorf</i> [2007] EWHC 1562 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality Quashing order	Dismissed	Yes	No	No loss
124.	<i>Oxford City Council v Secretary of State for Communities and Local Government</i> [2007] EWHC 769 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Application by Local Authority to quash decision of planning inspector granted permission on an appeal against an enforcement notice that had	Dismissed	Yes	No	N/A

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					been served by the Local Authority on the respondent company. Alleged that the inspector had erred by taking account of irrelevant factors and departing from the first planning inspector's decision without giving intelligible reasons. Quashing order				
125.	<i>P v London Borough of Hackney</i> [2007] EWHC 1365 (Admin)	Local Authority	Special educational needs	Children Acts 1989 and 2004	Illegality (fettering discretion), irrationality	Dismissed	Yes	No	No loss
126.	<i>Page v Secretary of State for Justice</i> [2007] EWHC 2026 (Admin)	Central Government Department	Crime and Penology	No – prerogative power	Review of SS's decision not to exercise prerogative of mercy in his favour to grant early release	Allowed. Declaration granted that matter should be reconsidered.	No	No	N/A
127.	<i>Paul and Others v Deputy Coroner of the Queen's Household and Anor</i> [2007] EWHC 408 (Admin)	Coroner	Challenge to preliminary decisions in inquests	Coroners Act 1988	Illegality (jurisdiction, relevant/irrelevant considerations); procedural impropriety (independence, bias)	Allowed in part (jurisdiction, irrelevant considerations)	Yes	No	No Loss

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					Quashing orders	Quashing orders Partially dismissed (bias)			
128.	<i>Pilecki v Circuit Court of Legnica</i> 2007] EWHC 2080 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality (misdirection, invalidity) Quashing order	Dismissed	Yes	No	No loss
129.	<i>Piotrowski v The District Court of Slupsk, Poland</i> [2007] EWHC 1982 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality Quashing order	Dismissed	Yes	No	No
130.	<i>Powell &amp; Others v Secretary of State for Communities and Local Government &amp; Another</i> [2007] EWHC 2051 (Admin)	Central Government Department; Local Authority	Planning	Housing Act 1985	Application to quash a compulsory purchase order made in respect of a number of homes for the purposes of regenerating the area. Alleged that decision was irrational and breach of Art 6 and 8 of the ECHR.	Dismissed.	Yes	No	N/A
131.	<i>Prus v District Court of Bialystok</i> [2007] EWHC 934 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality (appeal) Quashing order	Dismissed	Yes	No	No

No	Case name with neutral citation	Type of respondent <sup>1</sup>	Broad area of law <sup>2</sup>	Statute involved	Grounds for review <sup>3</sup> and remedies sought <sup>4</sup>	Result in original decision <sup>5</sup>	Conferral of benefit <sup>6</sup>	Serious fault <sup>7</sup>	Causation
132.	<i>R ("B" who acts by his litigation friend PW) v Criminal Injuries Compensation Appeals Panel</i> [2007] EWHC 180 (Admin)	NDPB	Criminal injuries compensation; burden of proof for appeals	1990 Criminal Injuries Compensation Scheme	Illegality, irrationality, irrelevant considerations Quashing order	Allowed; Decision quashed; case remitted	No statute	No (law unclear, decision made in best interests of claimant)	No loss established
133.	<i>R (A) v B (Council)</i> [2007] EWHC 1529 (Admin)	Local Authority	Local government contracts	N/A	Irrationality Quashing order	Dismissed.	No	No	No
134.	<i>R (A) v Liverpool City Council</i> [2007] EWHC 1477 (Admin)	Local Authority	Care of immigrant children. Determination by Local Authority of age of claimant.	Children Act 1989 (decision made under implied power)	Illegality (relevant/irrelevant considerations), procedural impropriety (opportunity to see and comment on report) Quashing order (concerning ultimate decision); Declaration (in respect of earlier decision)	Allowed; Quashing order, declaration.	Yes	Yes (in respect of procedural impropriety: failure to allow claimant to answer dental report. Failures so blatant that declaration made) Yes - arguable (in respect of decision: irrelevant and irrelevant considerations. Legal position clear, classic	No loss (If arguable loss, no causation with respect to the serious fault procedural impropriety)

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								failure of common-sense. High stakes – depending on age, claimant might not receive Local Authority services)	
135.	<i>R (Abidi) v London Borough of Lambeth</i> [2007] EWHC 1565 (Admin)	Local Authority	Housing and homelessness	Housing Act 1996	Illegality (ultra vires, irrelevant considerations), procedural impropriety	Dismissed	Yes	No	No
136.	<i>R (Actis SA) v Secretary of State for Communities and Local Government</i> [2007] EWHC 2417 (Admin)	Central Government Department	Planning	Building Regulations and Building Act 1984	Illegality, Procedural Impropriety, Breach of Legitimate Expectation. Remedy put off to later hearing	Allowed; Claimant succeeded on procedural impropriety and legit expectation, with severe criticism from judge.	Yes	Yes, breach of EC law, importance of the issue.	Yes, but not shown as another hearing to be held.
137.	<i>R (Ahadyar) v Secretary of State for the Home Department</i> [2007] EWHC 668 (Admin)	Central Government Department	Immigration and asylum	Immigration Act 1971, Immigration Rules	Illegality Quashing order	Allowed. Quashing order	Yes	No	No loss
138.	<i>R (Ahmad) v London Borough</i>	Local	Assessments	Housing Act	Illegality and unfairness of	Allowed;	Yes	Yes	Loss of



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	<i>of Newham</i> [2007] EWHC 2332 (Admin)	Authority	in connection with application for accommodation and legality of allocations policy	1996	individual decisions and the policy as a whole	Quashing and declaratory orders granted in respect of the individual decisions			appropriate accommodation; pain and suffering
139.	<i>R (Ahmed) v Secretary of State for Home Department</i> [2007] EWHC 3102 (Admin)	Central Government Department	Immigration	Immigration Rules. Immigration Act 1971	Illegality, Breach of Human Rights	Dismissed			
140.	<i>R (Ali) v Secretary of State for the Home Department</i> [2007] EWHC 1983 (Admin)	Central Government Department	Immigration (naturalisation)	British Nationality Act 1981	Illegality (misdirection), procedural impropriety (delay) Quashing order	Allowed. Quashing order	Yes	No – Although unfettered discretion, meaningless review: clearly important considerations (material error of fact and delay) not considered. Prejudice: fresh claims expensive to make.	No loss
141.	<i>R (Al-Tamimi) v Secretary of State for the Home</i>	Central Government	Naturalisation	Not specified, but assume	Illegality	Dismissed	Yes	No	No loss established

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	<i>Department</i> [2007] EWHC 1962 (Admin)	Department		the Nationality, Immigration and Asylum Act 2002	Quashing order				
142.	<i>R (Amoako) v Secretary of State for Education and Skills</i> [2007] EWHC 2284 (Admin)	Central Government Department	Decision denying funding for study	Teaching and Higher Education Act 1988; Education (Student Support) Regulations 2005	Human rights	Dismissed	No	No	Loss of opportunity
143.	<i>R (B) v GSL UK Ltd</i> [2007] EWHC 2227 (Admin)	Central Government Department	Human rights	Not specified	Review of security firm's decision to implement security measures whilst B, a prisoner, received medical treatment. Breach of Art 3 and 8 of ECHR	Dismissed	Yes if statutory basis exists	N/A	N/A
144.	<i>R (B) v Secretary of State for the Home Department</i> [2007] EWHC 2528 (Admin)	Central Government Department	Asylum and Immigration	Immigration rules	Alleged that SS erred in not treating B's claim as a fresh claim.	Allowed. Decision quashed. Matter remitted back to SS for reconsideration	Yes	No	No

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145.	<i>R (Bapio Action Limited and Dr Imran Yousof) v Secretary of State for the Home Department (1) and Secretary of State for Health (2)</i> [2007] EWHC 199 (Admin)	Central Government Department	Immigration requirements for international medical graduates	Immigration Act 1971, Immigration Rules, Race Relations Act 1976	Illegality, procedural fairness (failure to consult) Quashing order	Allowed in part; no illegality; Race Relations action succeeded; declaratory relief	Yes (Immigration Act); Yes (Race Relations Act); No (guidance issued by the Department of Health)	No (Immigration Act) Yes (Race Relations Act)	Expense and time (Immigration Act) No loss (Race Relations Act)
146.	<i>R (Bar W1 Ltd) v First Secretary of State and Anor</i> [2007] EWHC 808 (Admin)	Central Government Department, Local Authority	Planning	Town and Country Planning Act 1990	Illegality (insufficient evidence) Quashing order	Dismissed	Yes	No	No
147.	<i>R (Barlas and Others) v The Consul-General, British Consulate, Amsterdam</i> [2007] EWHC 1709 (Admin)	Central Government Department	Immigration	Immigration Rules	Illegality (error of law, HRA Art 8), Irrationality Quashing order	Allowed; Quashing order granted	Yes	No	No (no loss)
148.	<i>R (Bashir Jumha Aliabou-Julledah) v Secretary of State for the Home Department</i> [2007] EWHC 2910 (Admin)	Central Government Department	Asylum	Immigration Rules	Illegality	Dismissed	Yes	No	N/A
149.	<i>R (Bashir) v Secretary of State for Home Department</i> [2007] EWHC 3017 (Admin)	Central Government Department	Immigration	Immigration Act 1971	Illegality	Allowed. 23 months detention.	Yes	Yes, went beyond other cases where the detention had	Yes

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								been allowed. Is being appealed on this ground though	
150.	<i>R (Berry) v Cumbria County Council</i> [2007] EWHC 3144	Local Authority	Health	Health and Social Services and Social Security Adjudication Act 1983	Illegality and Procedural Impropriety	Dismissed			
151.	<i>R (Bolt) v Chief Commissioner for Merseyside</i> [2007] EWHC 2607 (Admin)	Chief Constable	Police conduct	Police Act 1996, Police Conduct Regulations	Illegality	Dismissed	Yes	No	No, no damage as initial assessment correct
152.	<i>R (Brinsons) v Financial Ombudsman Service Ltd</i> [2007] EWHC 2534 (Admin)	NDPB	Financial Services regulation, pensions	FSMA 2000	Illegality, FSA had no jurisdiction over B.	Dismissed			
153.	<i>R (British Casino Association Ltd and Others) v Secretary of State for Culture, Media and Sport</i> [2007] EWHC 1312 (Admin)	Central Government Department	Gaming. Regulation of casinos	Gambling Act 2005	Illegality (error of law, misdirection); procedural impropriety (consultation)  Remedies not stated	Dismissed	Yes (casino operators – although the order is challenged, the order brings into force	No	No (no loss for representative assoc)

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154.	<i>R (Brooke &amp; Another) v Parole Board &amp; Another</i> [2007] EWHC 2036 (Admin)	Central Government Department	Decisions of Parole Board	Criminal Justice Act 1991, Crime (Sentences) Act 1998, Criminal Justice Act 2003	Illegality, irrationality, human rights Declaration, Quashing order	Allowed; Parole Board not sufficiently independent under common law or human rights; declaratory relief granted	sections of the act which confer benefits) No (representative association) Yes	No	No loss established
155.	<i>R (Bruce) v Financial Ombudsman Services Ltd</i> [2007] EWHC 1646 (Admin)	Ombudsman	Pensions. Financial Ombudsmen investigations	N/A	Illegality, procedural impropriety (hearing)	Dismissed	No	No	No (loss?)
156.	<i>R (Cala Homes (South) Limited) v (1) First Secretary of State (2) Winchester City Council</i> [2007] EWHC 3122 (Admin)	Central Government Department; Local Authority	Planning	Town and Country Planning Act 1990	Irrationality; procedural impropriety	Dismissed	N/A	N/A	N/A

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157.	<i>R (Chantrat) v Secretary of State for the Home Department</i> [2007] EWHC 1707 (Admin)	Central Government Department	Immigration	Nationality, Immigration and Asylum Act 2002	Irrationality Quashing order	Dismissed	Yes	No	No loss
158.	<i>R (Chong Meui Ooi) v Secretary of State for the Home Department</i> [2007] EWHC 3221 (Admin)	Central Government Department	Immigration	Immigration Act 1871 and Immigration Rules	Ultra vires; legitimate expectations; HRA	Dismissed	N/A	N/A	N/A
159.	<i>R (Churchman) v West Midlands Probation Board</i> [2007] EWHC 1521 (Admin)	Central Government Department	Release and accommodation of prisoners	Criminal Justice and Services Act 2000	Illegality (including ultra vires) Declaration Mandatory order	Dismissed	Yes	No	No loss
160.	<i>R (Collis) v Secretary of State for Communities and Local Government and London Borough of Tower Hamlets</i> [2007] EWHC 2625 (Admin)	Central Government Department; Local Authority	Compulsory acquisition	Acquisition of Land Act 1981; Housing Act 1985	Illegality Quashing order	Dismissed	Yes	No	No loss established
161.	<i>R (Conrad) v Secretary of State for the Home Department</i> [2007] EWHC 1796 (Admin)	Central Government Department	Prisoners – parole	Criminal Justice Act 2003	Illegality (HRA Art 5) Declaration, Quashing order	Allowed Declaration	Yes	No	No loss
162.	<i>R (Corby Borough Council) v</i>	Central	Local	Local	Illegality (substantive legitimate	Allowed.	Yes?	No	Yes

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	<i>Secretary of State for Communities and Local Government</i> [2007] EWHC 1873 (Admin)	Government Department	government finance	Government Act 2003	expectation, relevant/irrelevant considerations)	Quashing and mandatory orders.			
163.	<i>R (Council for the Regulation of Health Care Professionals) v Nursing And Midwifery Council and Anor</i> [2007] EWHC 1806 (Admin)	NDPB	Nurses' professional conduct	The Nurses, Midwives and Health Visitors (Professional Conduct) Rules 1993	Illegality Remit and direct (appeal reference)	Allowed. Quashed and remitted to tribunal with direction	No	No.	No loss
164.	<i>R (Daniels) v London Borough of Barner</i> [2007] EWHC 1885 (Admin)	Local Authority	Valuation decision	Local Government Finance Act 1992	Illegality, irrationality Quashing order	Dismissed	Yes	No	No loss established
165.	<i>R (David Jones and Judy Jones) v City and County of Swansea</i> [2007] EWHC 213 (Admin)	Local authority	Planning	Town and Country Planning Act 1990	Illegality Quashing order	Dismissed	Yes	No	No loss established
166.	<i>R (Debt Free Direct Limited) v Advertising Standards Authority Limited</i> [2007]	NDPB	Application for extension of injunction	None specified	Illegality; extended injunction	Dismissed	Unsure	No	No loss established

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	EWHC 1337 (Admin)		on publication						
167.	<i>R (Dr Harish Doshi) v Southend-on-Sea Primary Care Trust</i> [2007] EWHC 1361 (Admin)	NHS Trust	Decision of a panel of the Family Health Service Appeal Authority	Tribunals and Inquiries Act 1992; and (presumably) Family Health Services Appeal Authority Regulations 1995	Illegality, procedural unfairness	Dismissed	Yes	No	No
168.	<i>R (Dr Tarun Kumar Biswas) v General Medical Council</i> [2007] EWHC 1644 (Admin)	NDPB	Decision of the Fitness to Practise Panel of the GMC	Medical Act 1983; General Medical Council Preliminary Proceedings Committee and Professional Conduct	Procedural unfairness, irrationality	Dismissed	Yes	No	No causation.



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				Committee (Procedure) Rules 1988					
169.	<i>R (E) v Secretary of State for the Home Department</i> [2007] EWHC 1731 (Admin)	Central Government Department	Accommodation and transport of prisoners	Prison Act 1952	Illegality (includes HRA) Mandatory order, declaration	Dismissed	Yes	No	No
170.	<i>R (East Hertfordshire District Council) v First Secretary of State</i> [2007] EWHC 834 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality (misdirection) Quashing order	Allowed Quashing order	Yes	No	No loss
171.	<i>R (Federation of Tour Operators, TUJ UK Limited, Kuoni Travel Limited) v Her Majesty's Treasury</i> [2007] EWHC 2062 (Admin)	Central Government Department	Increase of air passenger duty announced by the Chancellor of the Exchequer and recognise in the Finance Act 2007	Finance Act 2007	Illegality, human rights, EU law	Dismissed	Yes	No	Financial loss
172.	<i>R (FH and Others) v Secretary of State for the Home Department</i> [2007] EWHC	Central Government Department	Immigration	Immigration Rules	Procedural impropriety (delay) Declarations	Dismissed Partly Allowed	Yes	No (in relation to dismissed claims)	No loss

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	1571 (Admin)					(claim of H, outstanding for 5 years). Declaration		No (in relation to H– even though HR claim and equivalent to a fresh claim, exceptional case and no real detriment)	
173.	<i>R (Friends of the Earth) v Food Standards Agency</i> [2007] EWHC 558 (Admin)	NDPB	Food safety	Food Standards Act 1999	Illegality Declaration	Dismissed	Yes	No	No loss established
174.	<i>R (Gala Casinos Limited) v Gaming Licensing Committee for the Petty Sessions Division of Northampton</i> [2007] EWHC 2185 (Admin)	NDPB	Decision of the Gaming Licensing Committee to grant a casino licence	Gaming Act 1968	Illegality, irrationality Quashing order	Dismissed	Yes	No	No loss established
175.	<i>R (General Medical Council) v Dr Michael Stevenson</i> [2007] EWHC 2132 (Admin)	NDPB	Doctor's registration to practice	Medical Act 1983	Application to extend suspension of registration	Extension granted	Yes	N/A	N/A

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176.	<i>R (George Wimpey UK Limited) v First Secretary of State</i> [2007] EWHC 475 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Irrationality Quashing order	Allowed; Quashing order granted	Yes	No	No loss established
177.	<i>R (Gnezele) v Leeds City Council</i> [2007] EWHC 3275 (Admin)	Central Government Department; Local Authority	Immigration	Immigration Rules	Question of who is responsible for fulfilling duty	Dismissed	N/A	N/A	N/A
178.	<i>R (Greenpeace) v Secretary of State for Trade and Industry</i> [2007] EWHC 311 (Admin)	Central Government Department	Policy decision in Energy Review	International convention; White Paper	Procedural unfairness Quashing order	Allowed; declaratory relief granted	No	No	No loss established
179.	<i>R (Gupta) v General Medical Council</i> [2007] EWHC 2918 (Admin)	NDPB	Appeal. Fitness to practice medicine	Medicine Act 1983	Procedural Impropriety	Dismissed			
180.	<i>R (Gwynn) v General Medical Council</i> [2007] EWHC 3145 (Admin)	NDPB	Appeal. Fitness to practice medicine	Medicine Act 1983	Procedural Impropriety, Illegality Quashing order	Allowed, Quashing orders. As the action had been heard	Yes	Borderline, this concerned allowing a fitness to practice action	No, no damage as did not in the event proceed to

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181.	<i>R (Haase) v (1) Independent Adjudicator District Judge Nuttall, (2) The Secretary of State for Justice</i> [2007] EWHC 3079 (Admin)	District Judge; Central Government Department	Prisoner's rights concerning trial for extension of sentence because of disciplinary issue	HRA	HRA (Art 6)	Dismissed	N/A	N/A	N/A
182.	<i>R (Hargreaves) v London Borough of Hackney</i> [2007] EWHC 2305 (Admin)	Local Authority	Landlord and tenant. Possession proceedings	N/A	Illegality (substantive legitimate expectation), procedural impropriety (duty to act fairly)	Dismissed	No	No	No loss

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183.	<i>R (Harris) v Secretary of State for the Home Department</i> [2007] EWHC 3218 (Admin)	Central Government Department	Criminal procedure and compensation	Criminal Justice Act 1988	Illegality; Quashing order	Dismissed	N/A	N/A	N/A
184.	<i>R (Hill) v Secretary of State for the Home Department</i> [2007] EWHC 2164 (Admin)	Central Government Department	Decisions of Secretary of State not to follow the advice of the Parole Board concerning claimant's prison conditions	Prison Act 1952; Prison Rules 1999; Prison Service order ; Criminal Justice Act 2003; Criminal Justice Act 1991	Illegality, irrationality Quashing order	Allowed; Quashing order granted	Yes	No	More restrictive prison conditions; anxiety
185.	<i>R (Hook) v Social Security Commissioners</i> [2007] EWHC 1705 (Admin)	Tribunal	Social security (housing benefit)	Social Security Act 1998	Misdirection (includes HRA and insufficient reasons)	Dismissed	Yes	No	No
186.	<i>R (Howes) v Child Support</i>	Tribunal	Child support	Child Support	Illegality (relevant/irrelevant)	Allowed.	Yes	No	No loss

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	<i>Commissioners</i> [2007] EWHC 559 (Admin)			Act 1991	considerations) Quashing order	Quashing order			
187.	<i>R (Independent Police Complaints Commission) and Chief Constable of West Mercia v PC David Walton</i> [2007] EWHC 1035 (Admin)	NDPB	Staying of police disciplinary proceedings by police panel	Police Act 1996	Quashing and mandatory orders	Allowed; Quashing and mandatory orders granted	Yes	No	No loss established
188.	<i>R (Independent Police Complaints Commission) v West Midlands Police</i> [2007] EWHC 2715 (Admin)	Chief Constable	Police hearings	Police Act 1983	Illegality Quashing order	Allowed	Yes	No	No, no damage
189.	<i>R (Jacqueline Tratt) v Horsham District Council</i> [2007] EWHC 1485 (Admin)	Local Authority	Planning	Town and Country Planning (General Development Procedure) Order 1995	Illegality Quashing order	Allowed, Quashing order granted	Yes	No	Interference with property; diminution in value
190.	<i>R (Jones) v Legal Services Commission</i> [2007] EWHC 2106 (Admin)	NDPB	Legal aid	Access to Justice Act 1999	Irrationality Quashing order	Dismissed	Yes	No	No loss

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191.	<i>R (Juncal) v Secretary of State for the Home Department</i> [2007] EWHC 3024 (Admin)	Central Government Department	Mental health; unlawful detention	Mental Health (Northern Ireland) Order 1986	Illegality; HRA (Art 5)	Dismissed	N/A	N/A	N/A
192.	<i>R (K) v Halton Borough Council</i> [2007] EWHC 2485 (Admin)	Local Authority	Retention of personal data	Not specified. Policy concerning retention and destruction of records contained in Department Code of Practice. There must be a statutory basis though. In any event reliance also placed on Data Protection Act 1998 though case didn't turn on it.	Challenge to Local Authority's decision not to destroy file containing sensitive personal info concerning K, which was then improperly disclosed. File contained info concerning allegations made against K, a head teacher, with regard to girl pupils and then abuse of his own son. Acquitted for both. Promise made by Local Authority that record would be destroyed. Failure to do so (1) breach of legitimate expectation (2) breach of Art 8 of ECHR. Alternatively, K sought order that Local Authority conduct a risk assessment of K to determine whether or not to destroy the file.	Allowed. Ordered destruction of file.	Yes	Yes	No loss
193.	<i>R (Kamel) v General Medical Council</i> [2007] EWHC 313	NDPB	Decision of the Fitness to	Medical Act	Illegality	Dismissed	No	No	No

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	(Admin)		Practise Panel of the GMC	1983	Quashing and mandatory orders?				causation.
194.	<i>R (Kurtaj) v Secretary of State for the Home Department</i> [2007] EWHC 221 (Admin)	Central Government Department	Immigration and asylum	Immigration Act 1971, Immigration Rules, ECHR	Human rights	Allowed Art 3 ECHR claim succeeds	Yes	No	No loss established
195.	<i>R (L) v Nottinghamshire County Council</i> [2007] EWHC 2364 (Admin)	Local Authority	Provision of accommodation	Children Act 1989	Irrationality	Allowed. Declaration and mandatory orders granted	Yes	No	Loss of accommodation
196.	<i>R (Lady Berkeley) v First Secretary of State and Ors</i> [2007] EWHC 670 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality (error of law, misdirection) Quashing order	Dismissed	Yes	No	No loss
197.	<i>R (Lanagh) v Secretary of State for the Home Department</i> [2007] EWHC 1648 (Admin)	Central Government Department	Immigration	Immigration Rules	Illegality (failure to consider individual case on merits) Quashing order	Dismissed	Yes	No	No
198.	<i>R (Legal Remedy UK Limited) v Secretary of State for Health</i> [2007] EWHC 1252 (Admin)	Central Government Department	Decision of a review body approved by the Secretary of State. Changed the web-based	Not specified	Illegality, irrationality, procedural unfairness Quashing order and declaration	Dismissed	Yes	No	Yes



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			applications system for postgraduate medical training						
199.	<i>R (Leicester Gaming Club) v Gambling Commission</i> [2007] EWHC 531 (Admin)	NDPB	Gaming licensing	Gaming Act 1968	Illegality. Quashing order	Allowed. Quashing order	Yes	No	Yes
200.	<i>R (Leicestershire County Council) v Secretary of State for Communities and Local Government</i> [2007] EWHC 1427 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality Quashing order	Dismissed	No (Local Authority only has general public interest to protect in this context; ordinarily it exercises powers for their benefit)	No	No loss
201.	<i>R (Lewis) v Redcar and Cleveland Borough Council</i> [2007] EWHC 3166 (Admin)	Local Authority	Planning	Conservation (Natural Habitats, etc) Regulations 1994 Town and Country	Illegality (bias and predetermination); misapplication of integrity test under 1994 Regulations Declaration sought.	Allowed in part (bias made out but not breach of Regulations). Planning permission	No	No	No

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				Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999		quashed			
202.	<i>R (London Fire and Emergency Planning Authority) v The Secretary of State for Communities and Local Government</i> [2007] EWHC 1176 (Admin)	Central Government Department	Decision of the Secretary of State to allow appeals and imposing a reduction in penalties rather than dismissal in disciplinary hearings of two fire fighters	Fire Services Act 1947; Fire Services (Discipline) Regulations 1985	Illegality Quashing order	Allowed; Quashing order granted	Yes	No (borderline – misinterpretation of role)	No loss established
203.	<i>R (Low) v General Osteopathic Council</i> [2007] EWHC 2839 (Admin)	NDPB	Medicine, Fitness to practice	Osteopaths Act 1993	Illegality Appeal	Dismissed			
204.	<i>R (Mardan Mahmood) v General Medical Council</i> [2007] EWHC 474 (Admin)	NDPB	Cancellation of doctor's registration by Fitness to	Medical Act 1983	Procedural unfairness Quashing order	Allowed	Yes	Yes, serious breach of procedural fairness, failure	No causation.

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			Practise Panel of the GMC					to take into account health issue and going on with hearing in absentia	
205.	<i>R (Marie Larkin, John Ward, Eileen Gentle, Teresa Dooley, Martina Ward) v (1) Secretary of State (2) Chelmsford Borough Council</i> [2007] EWHC 1259 (Admin)	Central Government Department; Local Authority	Planning	Town and Country Planning Act 1990	Irrationality Quashing order	Dismissed	Yes	No	No loss established
206.	<i>R (Matebera) v Secretary of State for the Home Department</i> [2007] EWHC 2334 (Admin)	Central Government Department	Provision of accommodation for former asylum seekers	Immigration and Asylum Act 1999	Illegality, human rights	Dismissed	Yes	No	No loss established
207.	<i>R (Matthews) v Tamworth Borough Council</i> [2007] EWHC 3278 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Illegality Quashing order	Allowed	Yes	No	N/A
208.	<i>R (Mawle) v West Oxfordshire District Council</i> [2007] EWHC 1396 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Quashing order	Dismissed	Yes	No	Yes
209.	<i>R (Michael Cooper) v The Parole Board</i> [2007] EWHC	Tribunal	Parole decision	Criminal Justice Act 1991; Parole	Illegality, human rights Declaration, damages for human	Allowed	Yes	No	Damages for detention

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	1292 (Admin)			Board Rules	rights breach				for an extended period
210.	<i>R (MMR) v Secretary of State for the Home Department</i> [2007] EWHC 2134 (Admin)	Central Government Department	Asylum; detention	Immigration Act	Illegality	Allowed. Declaration granted on mental health point, refused on other grounds	Yes	No	No loss established
211.	<i>R (Mortell) v Oldham Borough Council</i> [2007] EWHC 1526 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990; Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999	Illegality (relevant considerations) Quashing orders	Allowed. Quashing orders	Yes	No	No loss
212.	<i>R (Mpasi) v Secretary of State for the Home Department</i> [2007] EWHC 2562 (Admin)	Central Government Department	Asylum, removal	Immigration Act 1971	Illegality; Irrationality	Dismissed			
213.	<i>R (Ms F) v Secretary of State</i>	Central	Immigration	N/A	Irrationality.	Dismissed	No	No	No

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	<i>for the Home Department</i> [2007] EWHC 407 (Admin)	Government Department			Declaration				
214.	<i>R (N) v Mental Health Review Tribunal</i> [2007] EWHC 1524 (Admin)	Tribunal	Challenge to decisions of tribunal	Mental Health Act 1983	Illegality (misdirection) Quashing orders	Dismissed	Yes	No	No
215.	<i>R (Nadesu) v Secretary of State for the Home Department</i> [2007] EWHC 3105 (Admin)	Central Government Department	Immigration	Immigration Act 1971	Illegality	Allowed, in that the court held that the applicant's new submissions amounted to a "fresh claim"	Yes	No	No
216.	<i>R (Neptune Wharf Limited) v Secretary of State for Trade and Industry</i> [2007] EWHC 1036 (Admin)	Central Government Department	Planning	Acquisition of Land Act 1981	Illegality Quashing order	Dismissed	Yes	No	Yes
217.	<i>R (North Wiltshire District Council) v Secretary of State for Communities and Local Government</i> [2007] EWHC 886 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality (relevant/irrelevant considerations); irrationality Quashing orders	Dismissed	Yes	No	No loss
218.	<i>R (O) v The Independent Appeal Panel for the London Borough of Tower Hamlets</i>	Local Authority	School discipline	Education (Pupil Exclusions and Appeals)	Procedural fairness (decision not to joint appeals unfair); illegality (misdirection)	Dismissed	Yes	No	No loss

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	[2007] EWHC 1455 (Admin)			(Maintained Schools) (England) Regulations 2002	Quashing order				
219.	<i>R (O'Connell) v Parole Board</i> [2007] EWHC 2591 (Admin)	Central Government Department	Role of Parole Board	Criminal Justice Act 2003	Human Rights, procedural impropriety	Dismissed			
220.	<i>R (Otley) v Barking &amp; Dagenham NHS Primary Care Trust</i> [2007] EWHC 1927 (Admin)	NHS PCT	Drug treatment	Not stated	Irrationality	Allowed; quashed and remitted.	Not known	No	No loss
221.	<i>R (Pajaziti and Another) v Secretary of State for the Home Department</i> [2007] EWHC 1874 (Admin)	Central Government Department	Immigration (national assistance)	National Assistance Act 1948	Illegality Remedies not stated	Dismissed	No (this is the issue for decision)	No	No
222.	<i>R (Patience) v Secretary of State for Communities and Local Government</i> [2007] EWHC 3111 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality Quashing order regarding the decision of an Inspector appointed by the first defendant dismissing the claimant's appeal against the refusal of the second defendant to permit the erection of a detached house.	Dismissed	Yes	No	No loss

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223.	<i>R (Paul Bukowicki) v Northamptonshire County Council</i> [2007] EWHC 310 (Admin)	Local authority	Guardianship	Mental Health Act 1983	Irrationality Quashing order	Dismissed	Yes	No	No loss established
224.	<i>R (Paul) v Assistant Deputy Coroner of Inner West London</i> [2007] EWHC 2721 (Admin)	Local Agency	Admissible hearsay	Coroners Act 1984	Illegality	Allowed	Yes	No, Rule 37 was confusingly drafted	No
225.	<i>R (Persimmon Homes Ltd) v Secretary of State for Communities and Local Government</i> [2007] EWHC 1985 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality (relevant/irrelevant considerations); Irrationality	Dismissed	Yes	No	No
226.	<i>R (Peter Brown) v (1) Secretary of State for Communities and Local Government (2) Suffolk Coastal District Council</i> [2007] EWHC 2302 (Admin)	Central Government Department, Local Authority	Decision of inspector appointed by DCLG	Town and Country Planning Act 1990	Illegality, irrationality Quashing order	Dismissed	Yes	No	No loss established
227.	<i>R (Philip Harkins) v The Secretary of State for the Home Department</i> [2007] EWHC 639 (Admin)	Central Government Department	Extradition	Extradition Act 1989	Irrationality Quashing order	Dismissed	Yes	No	No loss established (borderline - was imprisoned

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228.	<i>R (Playfoot (a minor)) v Millais School</i> [2007] EWHC 1698 (Admin)	NDPB	HR – Art 9. School uniform policy	N/A	Illegality (HRA)	Dismissed	No	No	No loss
229.	<i>R (R) v Kent County Council</i> [2007] EWHC 2135 (Admin)	Local Authority	Education	Education Act	Illegality Unclear	Dismissed	Yes	No	No damages
230.	<i>R (Rahman &amp; Another) v Harringey NHS Teaching Primary Care Trust</i> [2007] EWHC 584 (Admin)	NHS PCT	NHS legal arrangements (similar to contracts)	National Health and Community Care Act 1990; National Health Service (General Medical Services Contracts) Regulations	Irrationality, illegality Quashing order	Allowed. Relief granted on one point, Trust not entitled to terminate contract	Yes	No	No loss established (perhaps interim loss of earnings etc from the initial date of termination )



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231.	<i>R (Raissi) v Secretary of State for the Home Department</i> [2007] EWHC 243 (Admin)	Central Government Department	Home Office ex gratia compensation scheme for wrongfully charged/convicted persons	No statute – policy statement 2004	Irrationality Quashing order	Dismissed.	No statute; in any case the claimant did not fall within the terms of the ex gratia scheme	No	Loss of compensation
232.	<i>R (Ralston Wellington) v The Secretary of State for the Home Department</i> [2007] EWHC 1109 (Admin)	Central Government Department	Extradition	Extradition Act	Human rights Quashing order	Dismissed	Yes	No	No loss established
233.	<i>R (Ramblers Association) v Secretary of State for Defence</i> [2007] EWHC 1398 (Admin)	Central Government Department	Decision about the stopping up of a footpath for defence purposes	Defence Act 1842	Illegality Declaration	Allowed in part. Ground 1 Dismissed; Ground 2 Allowed	Yes	No	No loss established
234.	<i>R (Robert Chaston and Katherine Chaston) v Devon County Council</i> [2007] EWHC 1209 (Admin)	Local authority	Highway law	Highways Act 1980	Irrationality, procedural unfairness Quashing and mandatory orders	Allowed; Quashing and mandatory orders granted	Yes	No	No loss established

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235.	<i>R (Royal Mail Group plc) v Postal Services Commission</i> [2007] EWHC 635 (Admin)	NDPB	Regulation of Royal Mail	Postal Services Act 2000	Illegality (ultra vires). Quashing order	Dismissed	Yes	No	No loss
236.	<i>R (S) v Secretary of State for the Home Department</i> [2007] EWHC 51 (Admin)	Central Government Department	Asylum & Immigration	Nationality, Immigration and Asylum Act 2002	Review of decision to remove S to Afghanistan. Claim for asylum took 4 years to determine. Adjudicator dismissed S's appeal. Application for discretionary leave to remain refused. SS certified that no right to appeal. Alleged SS (1) breached legitimate expectation that application would be dealt with within reasonable time. Deprived him of his entitlement of ILR – unfair and abuse of process (2) failures made it disproportionate to remove him. Breach of Art 8 of ECHR. (3) decision to certify wrong.	Allowed. Removal directions and certification quashed. Claim remitted back to SS to reconsider in light of judgment.	Yes	Yes – misleading nature of advice given concerning the ability to make new application when returned to Afghanistan	Yes
237.	<i>R (S) v The London Borough of Sutton</i> [2007] EWHC 1196 (Admin)	Local Authority	Provision of accommodation	Children Act 1989	Illegality Declaration and mandatory order	Allowed	Yes	No (borderline)	Yes

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238.	<i>R (Save Britain's Heritage) v Westminster City Council</i> [2007] EWHC 807 (Admin)	Local Authority	Planning	Planning (Listed Buildings and Conservation Areas) Act 1990	Illegality (misdirection) Quashing order	Dismissed	No	No	No loss
239.	<i>R (SH) v Mental Health Review Tribunal</i> [2007] EWHC 884 (Admin)	Tribunal	Mental Health	Mental Health Act 1983	Review of tribunal's decision that SH should not receive an absolute discharge from hospital order and a restriction order to which he was subject. Alleged that conditional discharge (specifically provision which required him to comply with conditions) interfered with his common law right of "absolute choice" concerning whether to accept/reject medical treatment and his rights under Art 8 of ECHR	Dismissed	Yes	No	N/A
240.	<i>R (Smith) v General Teaching Council for England</i> [2007] EWHC 1675 (Admin)	NDPB	Teachers' professional conduct	Teaching and Higher Education Act 1998	Illegality (error of fact) Quashing	Dismissed.	Yes	No	No
241.	<i>R (Software Solutions Partners Limited) v Her Majesty's Commissioners for Customs and Excise</i> [2007]	Central Government Department	VAT assessment	Value Added Tax Act 1994	Illegality, delay Quashing order	Dismissed	Yes	No	No loss established

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	EWHC 971 (Admin)								
242.	<i>R (Southwark Law Centre) v Legal Services Commission</i> [2007] EWHC 1715 (Admin)	NDPB	Legal aid	Community Legal Service (Financial) Regulations 2000	Illegality	Allowed, Quashing order. Remitted.	Yes	No	Yes
243.	<i>R (Spiropoulos) v Brighton and Hove City Council</i> [2007] EWHC 342 (Admin)	Local Authority	Method of paying housing benefit	Housing Benefit Regulations 2006	Irrationality Quashing order	Dismissed	Yes	No	No loss established
244.	<i>R (Suryananda) v The Welsh Ministers</i> [2007] EWHC 1736 (Admin)	Devolved Administration	Animal health – bovine tuberculosis	Animal Health Act 1981	Illegality (HR Art 9)	Allowed; Quashing order and declarations granted.	No	No	Yes
245.	<i>R (Swindells) v LB of Greenwich</i> [2007] EWHC 2131 (Admin)	Local Authority	Housing		Procedural Impropriety Quashing order	Dismissed			
246.	<i>R (T) v Independent Appeal Panel for Devon County Council</i> [2007] EWHC 763	Local Authority	Education	Education Act 2002	Review of decision of Local Authority appeal panel upholding an exclusion from school. Grounds were	Allowed. Decision of panel quashed and the matter	Yes	No	No

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	(Admin)				inadequacy of decision letter, failure to comply with relevant regulations and obligations under the Disability Discrimination Act 1995.	remitted for a fresh consideration			
247.	<i>R (T) v Secretary of State for the Home Department</i> [2007] EWHC 3074 (Admin)	Central Government Department	Provision of safe accommodation in an Immigration Removal Centre	Immigration Act 1971	Illegality	Dismissed	N/A	N/A	N/A
248.	<i>R (Terry Lake) v (1) The Governor, HMP Highdown, (2) The Independent Adjudicator (3) The Secretary of State for Justice</i> [2007] EWHC 3080 (Admin)	Central Government Department	Prisoner's rights concerning trial for extension of sentence because of disciplinary issue	Human Rights Act 1998	HRA (Art 6)	Dismissed	N/A	N/A	N/A
249.	<i>R (The British Union for the Abolition of Vivisection) v Secretary of State for the Home Department</i> [2007] EWHC 1964 (Admin)	Central Government Department	Animal welfare	Animals (Scientific Procedures) Act 1986	1. SSHD's classification in instant case: illegality (misdirection) 2. Chief inspector's report: irrationality	Allowed (1) Declaration Dismissed (2 – 4)	No	1: No (arguable – clear errors of law, but attributable to excusable gloss on severity conditions –	No loss

No	Case name with neutral citation	Type of respondent <sup>1</sup>	Broad area of law <sup>2</sup>	Statute involved	Grounds for review <sup>3</sup> and remedies sought <sup>4</sup>	Result in original decision <sup>5</sup>	Conferral of benefit <sup>6</sup>	Serious fault <sup>7</sup>	Causation
250.	<i>R (The Incorporated Trustees of the National Council On Aging) v Secretary of State for Business, Enterprise and Regulatory Reform</i> [2007] EWHC 3090 (Admin)	Central Government Department	Age discrimination	European Communities Act 1972	3. General issue concerning SSHD's classifications: illegality (irrelevant considerations) 4. Procedure concerning SSHD's guidance: procedural impropriety Declarations	Art 234 reference made. The case report is in the form of the reference.	No	N/A	No loss
251.	<i>R (The Law Society and Anor) v Legal Services Commission</i> [2007] EWHC 1848 (Admin)	NDPB	Public procurement. Legal aid	Public Contracts Regulations 2006	Illegality Declaration	Allowed Declaration	No (Law Society) Yes (particular firm also a defendant)	No (complex law; only failing was that contract not sufficiently precise)	No loss for the Law Society Not known (in relation to the particular firm – damages claim to be determined)

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252.	<i>R (The Midcounties Co-operative) v The Forest of Dean District Council</i> [2007] EWHC 1714 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Illegality Quashing orders	Allowed; Quashing orders granted	Yes	No	No Loss in QBD)
253.	<i>R (Transport for London) v The Parking Adjudicator</i> [2007] EWHC 1172 (Admin)	Tribunal	Enforcement of parking regulations	Road Traffic Act 1991	Illegality Declaration	Dismissed	No	No	No loss
254.	<i>R (Tree and Wildlife Action Committee Ltd) v The Forestry Commissioners</i> [2007] EWHC 1623 (Admin)	NDPB	Planning & environment	Environmental Impact Assessment (Forestry) (England and Wales) Regulations 1999	Misdirection. Quashing order	Allowed. Quashing order. Decision remitted to Commissioners.	No	No (first time regulations had been interpreted)	No loss
255.	<i>R (Viuren) v General Medical Council</i> [2007] EWHC 553 (Admin)	NDPB	Suspension of doctor's registration by GMC	Medical Act 1983	Illegality Quashing order	Dismissed	Yes	No	Loss of earnings/ ability to practice
256.	<i>R (Ware) v Neath Port Talbot Council and Anor</i> [2007]	Local	Planning	Town and Country	Procedural impropriety,	Allowed; quashed and	Yes	No (advice perhaps over-	No loss

No	Case name with neutral citation	Type of respondent <sup>1</sup>	Broad area of law <sup>2</sup>	Statute involved	Grounds for review <sup>3</sup> and remedies sought <sup>4</sup>	Result in original decision <sup>5</sup>	Conferral of benefit <sup>6</sup>	Serious fault <sup>7</sup>	Causation
	EWHC 913 (Admin)	Authority		Planning Act 1990	irrationality Quashing (appeal)	remitted		egged, but councillors acted honestly)	
257.	<i>R (Wesley Blackett) v (1) The Governor of HMP Risley (2) The Probation Service (3) The Parole Board</i> [2007] EWHC 2283 (Admin)	Central Government Department	Decision of the Parole Board imposing a condition of residence on claimant's bail	Not specified	Illegality Quashing order	Dismissed (although order to be quashed and replaced at a later stage)	Yes if statutory basis exists	No	No loss established
258.	<i>R (Winchester City Council) v Secretary of State for Communities and Local Government</i> [2007] EWHC 2303 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Illegality Quashing order	Dismissed			
259.	<i>R (Winchester College) v Hampshire CC</i> [2007] EWHC 2786 (Admin)	Local Authority	Rights of Way	Natural Environment and Rural Communities Act 2006, Wildlife and Countryside Act 1981	Illegality Quashing order	Dismissed			
260.	<i>R (Zoolife International Ltd) v Secretary of State for Environment, Food and Rural Affairs</i> [2007] EWHC 2995 (Admin)	Central Government Department	Inspections of zoos	Zoo Licensing 1981	Illegality; irrationality Sought declaratory relief	Dismissed	N/A	N/A	N/A



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261.	<i>R. (B) v Secretary of State for the Home Department</i> [2007] EWHC 3186 (Admin)	Central Government Department	Immigration; asylum	Immigration Rules	Irrationality Quashing order	Allowed	Yes	No	No
262.	<i>R. (Chavda) v Harrow LBC</i> [2007] EWHC 3064 (Admin)	Local Authority	Adult social care	NHS and Community Care Act 1990; Chronically Sick and Disabled Persons Act 1970; Disability Discrimination Act 1995	(1) Consultation was unlawful; (2) Failed to take into account Human Rights Act 1998; (3) Did not comply with Disability Equality Duty under Disability Discrimination Act 1995; (4) Fettered discretion; (5) Irrationality	Allowed in part – ground 3 made out. Grounds 1, 2, 4, 5 not made out.	Yes	No	Possibly
263.	<i>R. (Wychavon DC of Civic Centre) v Secretary of State for Communities and Local Government</i> [2007] EWHC 3209 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality Quashing order	Allowed	Yes	N/A	N/A
264.	<i>Rayner &amp; Another v Secretary of State for the Home Department</i> [2007] EWHC 1028 (Admin)	Central Government Department	Mental health	Mental Health Review Tribunal	Review concerning delay in the Mental Health Tribunal considering the R's recall to compulsory detention by the SS.	Allowed in part – ground (2) decided in R's favour.	Yes	N/A (HR claim)	N/A

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				Rules	Alleged that (1) the relevant provisions dealing with timeframe for consideration of recalls by the tribunal were incompatible with Art 5(4) of ECHR (2) R's Art 5 rights had been violated	Damages issue adjourned – parties encouraged to resolve by negotiation.			
265.	<i>Remice v HMP Belmarsh</i> [2007] EWHC 498 (Admin)	Central Government Department	Habeas corpus. Criminal	Magistrates Court Act 1980	Illegality. Habeas corpus	Allowed. Habeas	Yes	No	No
266.	<i>Revenue and Customs Commissioners v General Income Tax Commissioners (Berkshire)</i> [2007] EWHC 804 (Admin)	Tribunal	Tax	Taxes Management Act 1970	Application to quash decisions made by General Commissioners purporting to close enquiries by the R&C Commissioners into the tax affairs of 2 individuals and their partnership.	Allowed. Commissioner had erred in their construction of agreement of which was not to close all enquiries. Decision quashed and declaration made as to true interpretation of agreement.	Yes	No	N/A
267.	<i>Ronald Frank Maclean</i>	NDPB	Appeal of a	Solicitors Act	Irrationality	Dismissed	Yes	No	Loss of

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	<i>Williamson v The Law Society</i> [2007] EWHC 1258 (Admin)		penalty attached to an order by the Solicitors Disciplinary Tribunal	1974	Quashing order				earnings/ability to practice
268.	<i>Rudi &amp; Another v Secretary of State for the Home Department</i> [2007] EWHC 60 (Admin)	Central Government Department	Asylum and Immigration	Immigration Rules	(1) Judicial review of refusal to grant Indefinite Leave to Remain (ILR) under the Family ILR exercise – discriminated against unaccompanied minors (differential treatment irrational)  (2) Refusal to treat his circumstances as fresh claim – irrational.	(1) Dismissed (2) Dismissed	(1) No (2) No	(1) No (2) No	N/A
269.	<i>Rumbold v General Medical Council</i> [2007] EWHC 2569 (Admin)	NDPB	Medical, fitness to practice	Medical Act 1983	Illegality Appeal	Dismissed			
270.	<i>S and Ors v Secretary of State for the Home Department</i> [2007] EWHC 1654	Central Government Department	Immigration – detention	Immigration Rules (decision made under policy – issue was whether decision was	Illegality (includes HR Arts 5 and 8)	Allowed; Damages to be assessed separately.	Yes	Yes (length, two young children and a young woman, poor application of policy, no consideration of	Yes

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				contrary to policy – however, the power to detain is statutory)				how long detention could be, art 8 infringement: baby developed rickets and became anaemic while in detention)	
271.	<i>Satnam Millennium Ltd v Warrington Borough Council</i> [2007] EWHC 2648 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Application to quash part of Local Authority's unitary development plan.	Allowed.	Yes	No	N/A
272.	<i>Scanlon v Pensions Appeal Tribunals &amp; Another</i> [2007] EWHC 471 (Admin)	Tribunals	Pensions	Pensions Appeals Tribunals Act 1943.	Decision of Pension Appeals Tribunal concerning S's war pension was irrational (took into account irrelevant considerations and didn't take into account relevant ones), procedurally flawed and in breach of Art 6 of ECHR.	Allowed. Decision flawed because Tribunal approached hearing as being one which it was allowed to query entitlement to, as opposed to the effects of, a disablement for the	Yes	No	No

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273.	<i>Secretary of State for the Home Department v AF</i> [2007] EWHC 651 (Admin)	Central Government Department	Terrorism – control orders	Prevention of Terrorism Act 2005	Illegality (HRA, ultra vires, reasonableness, proportionality), procedural impropriety (HRA, consultation)  Quashing order	Allowed; Quashing order granted  purposes of assessment of the pension. Tribunal's decision quashed. S's appeal to be re-determined by another Tribunal.	Yes	No (finely balanced; complex task in which SSHD has wide discretion. Clearly a lot at stake for the claimant, however)	Yes
274.	<i>Secretary of State for the Home Department v AL</i> [2007] EWHC 1970 (Admin)	Central Government Department.	Crime/ Terrorism	Prevention of Terrorism Act 2005	Review of whether SS wrong to find that he had reasonable grounds for suspected that L was involved in terrorist related activity and a control order necessary. L argued that order disproportionate and unlawful	Dismissed.	Yes	No	N/A
275.	<i>Secretary of State for the</i>	Central	Detention of	Prevention of	Illegality, human rights	Allowed;	Yes	No	No

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	<i>Home Department v E</i> [2007] EWHC 233 (Admin)	Government Department	terrorist	Terrorism Act 2005	Quashing order	Quashing order (stayed)			
276.	<i>Secretary of State for the Home Department v Rideh</i> [2007] EWHC 804 (Admin)	Central Government Department	Human rights	Prevention of Terrorism Act 2005	Appeal against the renewal of a control order and application for supervisory hearing. Alleged breaches of human rights.	Allowed. Order quashed.	Yes	N/A (HR claim)	N/A
277.	<i>Secretary of State for the Home Department v Mental Health Review Tribunal &amp; Others</i> [2007] EWHC 2224 (Admin)	Tribunal	Mental Health	Mental Health Act 1983	Review of tribunal's decision to direct a deferred conditional discharge of a patient. Challenge decision on 3 grounds (1) had no power to impose one of the conditions imposed (2) decision irrational (3) three of the conditions could not be lawfully imposed. Quashing order sought.	Allowed in part – succeeded on grounds (2) and (3). Decision quashed and matter remitted back to tribunal.	Yes	No	No loss
278.	<i>Security Industry Authority v Stewart &amp; Sansara &amp; Others</i> [2007] EWHC 2338 (Admin)	NDPB	Licensing	Private Security Industry Act 2001	5 conjoined cases – in each the SIA had refused to grant license to individual because, on face of it, applicant disqualified by virtue of earlier criminal offence. Court required to determine the construction and application of provisions in 2001 Act and whether authority obliged to refuse licenses to applicants. Consideration of ECHR.	Dismissed. Art 6, 8 of Art 1 Protocol 1 of ECHR not engaged.	Yes	No	N/A

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279.	<i>Shirley and Ors v Crabtree</i> [2007] EWHC 1532(Admin)	Tribunal	Agricultural tenancies	Agricultural Holdings Act 1986	Illegality Quashing	Dismissed	Yes	No	No loss
280.	<i>Shreeve v Secretary of State for the Home Department</i> [2007] EWHC 2431 (Admin)	Central Government Department	Disciplinary offences	Prison Rules 1999	Review of decision that the claimant, a prisoner, was guilty of offence of having an unauthorised article in his possession.	Allowed. Decision quashed.	Yes	No	Yes. S had been sentenced to stoppage of 50% of earnings for a period of 14 days.
281.	<i>Shrewsbury &amp; Atcham Borough Council v Secretary of State for Communities and Local Government</i> [2007] EWHC 2279 (Admin)	Central Government Department	Local Government		Local Authority applied for review of SS's decisions to proceed to consider proposals that they be abolished and replaced by unitary authorities. Local Authority's alleged SS didn't have power to invite proposals, nor was it entitled to find that that satisfied the various criteria.	Dismissed.	No	No	N/A
282.	<i>Shuttari v The Law Society</i> [2007] EWHC 1484 (Admin)	NDPB	Solicitors' professional conduct	Solicitors Act 1974	Illegality Quashing	Allowed. Order quashed and determination substituted.	Yes	No	Yes

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283.	<i>Sir Colin Chandler v (1) Secretary of State for the Communities and Local Government (2) Richard and Glenys Moore</i> [2007] EWHC 1000 (Admin)	Central Government Department	Planning objection	Town and Country Planning Act 1990; Planning (Listed Buildings and Conservation Areas) Act 1990	Illegality Quashing order	Dismissed	Yes	No	No loss established
284.	<i>Sivills v General Social Care Council</i> [2007] EWHC 2576 (Admin)	NDPB	Social welfare	General Social Care Council (Registration) Rules 2005	Appeal against decision of Care Standards Tribunal that the 2005 Rules excluded C from being registered as a social care worker. Also sought JR, claiming that Tribunals construction of Rules breached Art 14 of ECHR (read in conjunction with Art 2 Protocol 1).	Dismissed. Tribunal hadn't erred in its construction of rules. HR claim also rejected.	Yes	No	N/A
285.	<i>Sole v Secretary of State for Trade and Industry and Others</i> [2007] EWHC 1527 (Admin)	Central Government Department	Compulsory acquisition	Regional Development Agencies Act 1998; Acquisition	Illegality, human rights Quashing order	Dismissed	Yes	No	Loss of security of accommodation



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				of Land Act 1981					
286.	<i>South Cambridgeshire District Council v Secretary of State for Communities and Local Government</i> [2007] EWHC 2117 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Illegality Quashing order	Dismissed			
287.	<i>Srama v District Court of Bydgoszcz</i> [2007] EWHC 666 (Admin)	District Judge	Extradition appeal	Extradition Act 2003	Illegality Quashing order	Allowed; Quashing order granted	Yes	No	No loss established
288.	<i>Sumption v London Borough of Greenwich</i> [2007] EWHC 2776 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Illegality Quashing order	Allowed, Council was not able to issue a certificate of lawfulness in the context of this case.	Yes	No	No
289.	<i>Swords v Secretary of State for Communities and Local Government</i> [2007] EWHC 771 (Admin)	Central Government Department	Housing	Housing Act 1985	Review of the SS's decision to grant consent to the voluntary transfer of housing estates by the Local Authority to a housing association. S was secure tenant	Dismissed	Yes	No	N/A

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					of a flat on one of the estates. SS had acted unlawfully in failing to have regard to/consider certain relevant factors.				
290.	<i>Taylor v USA</i> [2007] EWHC 2527 (Admin)	District Judge	Extradition	Extradition Act 2003	Appeal against decision to send T's case to SS to consider a request for extradition. Extradition would breach Art 3, 6 and 8.	Dismissed	Yes	N/A	N/A
291.	<i>Technoprint and Anor v Leeds City Council</i> [2007] EWHC 638 (Admin)	Local Authority	Planning	Town and Country Planning Act 1990	Illegality, procedural impropriety, irrationality Quashing order	Allowed (irrationality); quashed and remitted	Yes	No	No loss
292.	<i>The District Court of Vilnius v Barcys</i> [2007] EWHC 615 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality Quashing (appeal)	Dismissed (no jurisdiction)	No	No	No loss
293.	<i>The Government of Croatia v Spanovic</i> [2007] EWHC 1770 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality Remit to District Judge	Allowed.	No	No	No loss
294.	<i>The Learning Trust v MP and Anor</i> [2007] EWHC 1634 (Admin)	Tribunal	Provision for special educational needs	Education Act 1996	Illegality (no evidence, misdirection, inadequate reasons) Quashing order	Allowed Order quashed and remitted	No (local authority body is claimant)	No	No loss

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295.	<i>The Secretary of State for Defence v Pensions Appeal Tribunal</i> [2007] EWHC 1177 (Admin)	Tribunal	War pensions	Naval, Military and Air Forces etc (Disablement and Death) Service Pensions Order 1983	Illegality, human rights Quashing order	Allowed; Quashing orders granted in respect of all 8 interested parties	Yes	No (transitional provisions)	No loss established
296.	<i>Turner v First Secretary of State &amp; Another</i> [2007] EWHC 2008 (Admin)	Central Government ; Local Authority	Planning	Housing Act 1985	Review of SS's decision to confirm a compulsory purchase order.	Dismissed	Yes	No	N/A
297.	<i>Tuvia Stern v The Government of the United States of America</i> [2007] EWHC 3266 (Admin)	District Judge	Extradition	Extradition Act 2003	Appeal against extradition because oppressive and unjust	Dismissed	N/A	N/A	N/A
298.	<i>Van Dem Boomen &amp; Another v Ashford Borough Council</i> [2007] EWHC 554 (Admin)	Central Government Department; Local Authority	Planning	(1) Town and Country Planning Act 1990; (2) Not specified	(1) Decision of Inspector refusing planning permission procedurally flawed. Quashing order sought  (2) Application for JR of Inspectors decision in relation to costs application	(1) Allowed. Wasn't given sufficient opportunity to defend himself on point which in end determined appeal. Breach of natural	(1) Yes (2) Yes (if statute involved)	(1) No (2) No	N/A

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						justice. Decision quashed (2) Application refused.			
299.	<i>Vicarage Gate Ltd v First Secretary of State</i> [2007] EWHC 768 (Admin)	Central Government Department	Planning	Town and Country Planning Act 1990	Application to quash the decision of a planning inspector dismissing V's appeal against the Local Authority's failure to determine its planning application	Allowed. Decision quashed.	Yes	No	N/A
300.	<i>Vranicki v Architects Registration Board</i> [2007] EWHC 506 (Admin)	NDPB	Architects – professional regulation	Architects Act 1997	Procedural impropriety (delay, opportunity to see case against) Quashing (appeal)	Dismissed	Yes	No	No
301.	<i>West London Waste Authority v The Mayor of London</i> [2007] EWHC 757 (Admin)	Devolved Administration	Environment	Greater London Authority Act 1999	Review of directions from mayor to W concerning procurement of incineration facilities for municipal waste on grounds that W's plans not in accordance with municipal waste management strategy. W alleged that in doing so, the mayor had exceeded his statutory powers.	Allowed Directions quashed.	Yes	No	N/A

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302.	<i>Western Power Distribution Investments v Countryside Council for Wales</i> [2007] EWHC 50 (Admin)	NDPB	Planning	Wildlife and Countryside Act 1981	Challenge to notification of an area of land as a site of special scientific interest. Decision irrational.	Dismissed.	Yes	No	N/A
303.	<i>Wiejak v Olsztyn Circuit Court of Poland</i> [2007] EWHC 2123 (Admin)	District Judge	Extradition	Extradition Act 2003	Illegality (misdirection) Quashing (appeal)	Dismissed	Yes	No	No loss
304.	<i>Williams v General Medical Council</i> [2007] EWHC 2603 (Admin)	NDPB	Medicine, fitness to practice	Medical Act 1983	Illegality Appeal	Dismissed			
305.	<i>Winter v First Secretary of State and Anor</i> [2006] EWHC 491 (Admin)	Central Government, Local Authority	Planning	Town and Country Planning Act 1990	Illegality (failure to consider relevant considerations, inadequate reasons); Procedural impropriety (no site visit) Quashing (appeal)	Dismissed	Yes	No	No loss
306.	<i>Wolverhampton City Council v Special Educational Needs and Disability Tribunal</i> [2007] EWHC 1117 (Admin)	Tribunal	Jurisdiction of SENDIST to hear an appeal in relation to failure of Wolverhampton CC to meet requirements	Education Act 1996	Illegality	Dismissed	No	No	No loss established
307.	<i>Wood v City of Westminster</i>	District	Extradition	Extradition	Illegality	Allowed;	Yes	No	No loss

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	<i>Magistrates Court</i> [2007] EWHC 2058 (Admin)	Judge		Act 2003	Quashing (appeal)	Quashing order granted			
308.	<i>X v Y School &amp; Ors</i> [2007] EWHC 298 (Admin)	Local Education Authority	Decision of head teacher to exclude claimant from school due to Muslim headwear		Human rights; legitimate expectation; irrationality	Dismissed	No statute	No	No loss established
309.	<i>Zielinski v Poland</i> [2007] EWHC 2645 (Admin)	District Judge	Extradition	Extradition Act 2003	Appeal against extradition order. Alleged that extradition would be oppressive because of passage of time.	Dismissed	Yes	No	N/A
310.	<i>Zigor Ruiz Jaso, Ana Isabel Lopez, Inigo Maria Albisu Hernandez v Central Criminal Court No.2 Madrid</i> [2007] EWHC 2983 (Admin)	District Judge	Extradition	Extradition Act 2003	Defective warrant	Dismissed	N/A	N/A	N/A