

Judicial Review Claim Form

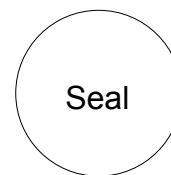
Notes for guidance are available which explain how to complete the judicial review claim form. Please read them carefully before you complete the form.

In the High Court of Justice
Administrative Court

Help with Fees -
Ref no. (if applicable)

H W F - [] [] [] - [] [] []

<i>For Court use only</i>	
Administrative Court Reference No.	
Date filed	



Is your claim in respect of refusal of an application for fee remission? Yes No

SECTION 1 Details of the claimant(s) and defendant(s)

Claimant(s) name and address(es)

name
Mr Simon Paul Cordell

address
109 Burncroft Ave
Enfield
Middlesex
EN3 7JQ

Telephone no. 07807 333545 **Fax no.**

E-mail address
lorraine32@blueyonder.co.uk

Claimant's or claimant's legal representatives' address to which documents should be sent.

name
Miss L Cordell

address
23 Byron Terrace
Edmonton
London
N9 7DG
(Claimant's Mother we are still looking for a representative who will act under legal aid if it is granted)

Telephone no. 07807 333545 **Fax no.**

E-mail address
lorraine32@blueyonder.co.uk

Claimant's Counsel's details

name

address

Telephone no. **Fax no.**

E-mail address

1st Defendant

name

Defendant's or (where known) Defendant's legal representatives' address to which documents should be sent.

name

address

Telephone no. **Fax no.**

E-mail address

2nd Defendant

name

Defendant's or (where known) Defendant's legal representatives' address to which documents should be sent.

name

address

Telephone no. **Fax no.**

E-mail address

Does the claim include any issues arising from the Human Rights Act 1998?

If Yes, state the articles which you contend have been breached in the box below.

Yes No

Article 6 Right to a fair trial.
Article 8 respect for your private and family life, home and correspondence.
Article 3 freedom from torture and inhuman or degrading treatment.
Article 5 right to liberty and security.
Article 23.1 of the universal declaration of human rights states: (1) everyone has the right to work, to free choice of employment, to just and favourable conditions of work and to protection against unemployment.

(This will be seen in the Skeleton Argument Introduction that is being completed for this case and will be sent at a later date, with all the other documents.)

SECTION 5 Detailed statement of grounds

set out below attached

This application is to have the following decisions/orders reviewed and reversed declared void as an error in law.
The Appellant's Article 6 Right to a fair trial have been breached.
The Appellant's Article 8 respect for your private and family life, home and correspondence have been breached.
The Appellant's Article 3 Freedom from torture and inhuman or degrading treatment have been breached.
The Appellant's Article 5 right to liberty and security have been breached.
Miscarriage of justice has been allowed to happen.
The Appellant's right to due process has been breached.

(This will be seen in the Skeleton Argument Introduction that is being completed for this case and will be sent at a later date, with all the other documents).

SECTION 6 Aarhus Convention claim

I contend that this claim is an Aarhus Convention claim

Yes No

If Yes, indicate in the following box if you do not wish the costs limits under CPR 45.43 to apply.

If you have indicated that the claim is an Aarhus claim set out the grounds below, including (if relevant) reasons why you want to vary the limit on costs recoverable from a party.

SECTION 7 Details of remedy (including any interim remedy) being sought

A quashing order full outcome.

While we are waiting for a hearing to take place we would like an Interim remedy for the conditions that The Appellant was placed under to be defined. So that the The Appellant can have some of his life back and not treat his home as a prison due to the conditions that he is under.
The Appellant has not breached these conditions once since they were put in place on the 05/11/2014, and since changed by the Appeal Judge on the 19/01/2017.
But the health of the The Appellant is getting worse and he needs to feel he has some sort of life outside his home to be able to start coping and trying to get his health back in some order to be able to cope, along with the help of his family and any other health person he may start to trust.
As right now he does not trust anyone, and this needs to be addressed and i feel with these condicions in place this will not happen as he feels he is not safe outside his own home, due to the condicions and how the police are with him all the time.

SECTION 8 Other applications

I wish to make an application for:-

That the hearings at the Magistrates' Court which heard the cases for the below hearings.
Interim Antisocial Behaviour Order granted on 5th November 2014 at Highbury Corner.
Full Antisocial Behaviour Order granted on 4th August 2015 by Highbury Corner Magistrates.
Which are out of time, to be allowed by the court for judicial review, the reason the application for a judicial review is out of time for these two hearings, is due to the fact The Appellant took his barrister advice and went with the Appeal to the Crown court, the Appeal concluded on the 19/01/2017.
When talking to the Court in regards to this request for a judicial review they told me to put an application in for this to be done so that all the hearings could be linked together into one case. Therefore i am asking the court to accept this application out of time for it to be heard by judicial review.

SECTION 9 Statement of facts relied on

This will be sent at the date stated on the N461 form below.

Statement of Truth

I believe (The claimant believes) that the facts stated in this claim form are true.

Full name _____

Name of claimant's solicitor's firm We are still looking for one. _____

Signed _____ Position or office held _____
Claimant ('s solicitor) (if signing on behalf of firm or company)

SECTION 10 Supporting documents

If you do not have a document that you intend to use to support your claim, identify it, give the date when you expect it to be available and give reasons why it is not currently available in the box below.

Please tick the papers you are filing with this claim form and any you will be filing later.

- | | | |
|--|-----------------------------------|-----------------------------------|
| <input checked="" type="checkbox"/> Statement of grounds | <input type="checkbox"/> included | <input type="checkbox"/> attached |
| <input checked="" type="checkbox"/> Statement of the facts relied on | <input type="checkbox"/> included | <input type="checkbox"/> attached |
| <input checked="" type="checkbox"/> Application to extend the time limit for filing the claim form | <input type="checkbox"/> included | <input type="checkbox"/> attached |
| <input checked="" type="checkbox"/> Application for directions | <input type="checkbox"/> included | <input type="checkbox"/> attached |
| <input checked="" type="checkbox"/> Any written evidence in support of the claim or application to extend time | | |
| <input checked="" type="checkbox"/> Where the claim for judicial review relates to a decision of a court or tribunal, an approved copy of the reasons for reaching that decision | | |
| <input checked="" type="checkbox"/> Copies of any documents on which the claimant proposes to rely | | |
| <input type="checkbox"/> A copy of the legal aid or Civil Legal Aid Certificate <i>(if legally represented)</i> | | |
| <input checked="" type="checkbox"/> Copies of any relevant statutory material | | |
| <input checked="" type="checkbox"/> A list of essential documents for advance reading by the court <i>(with page references to the passages relied upon)</i> | | |
| <input type="checkbox"/> Where a claim relates to an Aarhus Convention claim, a schedule of the claimant's financial resources. | <input type="checkbox"/> included | <input type="checkbox"/> attached |

If Section 18 Practice Direction 54 applies, please tick the relevant box(es) below to indicate which papers you are filing with this claim form:

- | | | |
|--|-----------------------------------|-----------------------------------|
| <input type="checkbox"/> a copy of the removal directions and the decision to which the application relates | <input type="checkbox"/> included | <input type="checkbox"/> attached |
| <input type="checkbox"/> a copy of the documents served with the removal directions including any documents which contains the Immigration and Nationality Directorate's factual summary of the case | <input type="checkbox"/> included | <input type="checkbox"/> attached |
| <input type="checkbox"/> a detailed statement of the grounds | <input type="checkbox"/> included | <input type="checkbox"/> attached |

Reasons why you have not supplied a document and date when you expect it to be available:-

The reasons as to why the documents and bundles for this judicial review application are not included with this application for a judicial review are due to not having an acting legal team in place and the The Appellant's mother filling this application with the court with no legal background.

The Appellant's mother is filling this application for judicial review due to how ill The Appellant is, and due to running out of time.

The bundles are going to be large that are going to be submitted with this judicial review application to the court, and there is large amounts of printing of documents that will have to be submitted to the court for the judicial review application.

The Appellant's mother is also very ill with many health problems and within the last 4 weeks has had 2 operations and had to attend A and E hospital 2 times, the last time The Appellant's mother was admitted due to Sepsis, which at this time is still getting over.

I understand the court needs the documents and the The Appellant's mother was hoping to hand them all to the court on the 18/04/2017, but due to illness this has not been possible.

The date that all the documents will be with the court is on the 22/05/2017 if possible sooner then this date if the The Appellant's mother can print of all the bundles and documents sooner then this date.

I know an application to extend time for the Magistrates hearings will be needed and the reason as to why is it being asked to be filled late this was due to the appeal hearing which did not end until the 19/01/2017 which we are still in time for.

Signed _____ Claimant ('s Solicitor) _____