



**Reference data 2020 (01/01/2020 - 31/12/2020)**

**Start/end date of the data collection campaign : 19/03/2021 - 01/10/2021**

**Objective :**

The CEPEJ decided, at its 35th plenary meeting, to launch the ninth evaluation cycle 2020 – 2022, focused on 2020 data. The CEPEJ wishes to use the methodology developed in the previous cycles to get, with the support of its national correspondents' network, a general evaluation of the judicial systems in the 47 member states of the Council of Europe as well as three observer states (Israel, Morocco and Kazakhstan). This will enable policy makers and judicial practitioners to take account of such unique information when carrying out their activities.

The present questionnaire was adapted by the Working group on evaluation of judicial systems (CEPEJ-GT-EVAL) in view of the previous evaluation cycles and considering the comments submitted by CEPEJ members, observers, experts and national correspondents. The aim of this exercise is to increase awareness of judicial systems in the participating states, to compare the functioning of judicial systems in their various aspects, as well as to have a better knowledge of the trends of the judicial organisation in order to help improve the efficiency of justice. The evaluation questionnaire and the analysis of the results becomes a genuine tool in favour of public policies on justice, for the sake of the European citizens.

**Instruction :**

The ways to use the application and to answer the questions are guided by two main documents:

- User manual
- Explanatory note

While the explanatory note gives definitions and explanations on the CEPEJ evaluation questionnaire and the methodology needed for replying, the User manual is a tool to help you navigate through this application. You can download the Explanatory note as a whole on the CEPEJ website. The specific explanations are also accessible for each question within this application under the tab "Explanatory note". This will serve as immediate consultation tool when answering questions. In case you have any questions related to these documents or on the use of the application, please do not hesitate to contact the Secretariat.

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## **1.General and financial information**

### **1.1.Demographic and economic data**

#### **1.1.1Inhabitants and economic general information**



##### **001. Number of inhabitants (if possible on 1 January of the reference year +1)**

[ 59 720 000 ]

Comments Source: Population estimates - Office for National Statistics (ons.gov.uk)

Comment: These are the mid-year estimates for 2020 as these are the latest available. The total is made up as follows:

-England: 56,550,000



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**002. Total of annual public expenditure at state level and where appropriate, public expenditure at regional or federal entity level (in €)**

	Amount
State or federal level	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
Regional / federal entity level (total for all regions / federal entities)	639 599 560 000 <input type="checkbox"/> NA <input type="checkbox"/> NAP

Comments Source: Country and regional analysis: November 2020 - GOV.UK (www.gov.uk)

Comment: Data is for the financial year 2019-20 and covers identifiable expenditure only. The final figures will be impacted by the costs associated with the covid-19 pandemic.



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**003. Per capita GDP (in €) in current prices for the reference year**

[ 33 850 ]

Comments Gross domestic product (Average) per head, CVM market prices: SA - Office for National Statistics (ons.gov.uk)

Comment: Data covers the UK as a whole.

**004. Average gross annual salary (in €) for the reference year**

[ 35 607 ]

NA

Comments Source: Table 8.7 of Earnings and hours worked, place of residence by local authority: ASHE Table 8 - Office for National Statistics (ons.gov.uk)

**005. Exchange rate of national currency (non-Euro zone) in € on 1 January of the reference year**

+1

[ 0.899 ]

Allow decimals : 5

NAP

Comments Exchange rates | Bank of England

Comment: Data is for 31 December 2020

**A1. Please indicate the sources for answering the questions in this part**

Sources: Exchange rates | Bank of England

**1.1.2 Budgetary data concerning judicial system**



006. Annual (approved and implemented) public budget allocated to the functioning of all courts, in € (without the budget of the public prosecution services and without the budget of legal aid). If you cannot separate the budget allocated to the courts from the budget of public prosecution services and/or the one allocated to legal aid, please go to question 7. If you are able to answer this question 6, please answer NA to question 7.

	Approved budget (in €)	Implemented budget (in €)
<b>TOTAL - Annual public budget allocated to the functioning of all courts (1 + 2 + 3 + 4 + 5 + 6 + 7)</b>	2 234 988 642 [ ] NA [ ] NAP	2 234 612 941 [ ] NA [ ] NAP
<b>1. Annual public budget allocated to (gross) salaries</b>	1 284 682 598 [ ] NA [ ] NAP	1 294 889 092 [ ] NA [ ] NAP
<b>2. Annual public budget allocated to computerisation (2.1 + 2.2)</b>	162 388 908 [ ] NA [ ] NAP	152 094 992 [ ] NA [ ] NAP
<b>2.1 Investments in computerisation</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.2 Maintenance of the IT equipment of courts</b>	162 388 908 [ ] NA [ ] NAP	152 094 992 [ ] NA [ ] NAP
<b>3. Annual public budget allocated to justice expenses (expertise, interpretation, etc.)</b>	82 065 012 [ ] NA [ ] NAP	82 835 521 [ ] NA [ ] NAP
<b>4. Annual public budget allocated to court buildings (maintenance, operating costs)</b>	426 595 460 [ ] NA [ ] NAP	428 773 518 [ ] NA [ ] NAP
<b>5. Annual public budget allocated to investments in new (court) buildings</b>	162 163 703 [ ] NA [ ] NAP	157 721 232 [ ] NA [ ] NAP
<b>6. Annual public budget allocated to training</b>	6 492 015 [ ] NA [ ] NAP	5 357 898 [ ] NA [ ] NAP
<b>7. Other (please specify)</b>	110 600 946 [ ] NA [ ] NAP	112 940 689 [ ] NA [ ] NAP

Please indicate any useful comment to explain the figures provided. If the annual public budget allocated to the functioning of all courts actually implemented is different from the approved annual public budget allocated to the functioning of all courts, please indicate the main reasons for the differences: Approved budget for justice expense increased around 22%. Responsibility for completion of the return has transitioned to the Corporate Reporting Team this year. In completing the return, we identified all account codes that corresponded to the definition for “expertise, interpretation, etc”. this saw us include an additional account code 5224102148 OTHER - Translation / Interpretation costs (£9,703,386, or 10,793,172 EUR applying the 2019 spot rate conversion of 0.89903) in this ‘justice expense’ category in the 2019 return to be consistent with the category descriptor; this re-mapping would account for approx. 18% of the reported year on year increase. These interpretation costs would previously have been reported as ‘Other’ and therefore will be offset by a decrease against that category. The remaining increase in approved budget would have been primarily driven by cost inflation, and workload expectations. Implemented budget for investments in new court buildings went from 1 987 147 EUR to 157 721 232 EUR. Responsibility for completion of the return has transitioned to the Corporate Reporting Team this year. Looking at our system data, it appears that there was an error in the 2018 return completed by someone else – where they had inadvertently used the figure after roll-up of the capital expenditure consolidated group accounts; the reported figure therefore being artificially low. The figure for 2018 ought to have been £

168,853,102 or 188,263,019 EUR at the previous spot rate of 0.8969. This is more comparable with the reported 2019 figure; with a small decrease then evident this year. This reflects the stage of progress in our estate rationalisation programme under HMCTS Reform. The discrepancy of 186,274,872 EUR would have been reported under the 'Other' balance; and so 2019 sees an offsetting a decrease against that category this year.

Approved budget for trainings increased 120% - This is driven by the progress of our HMCTS Reform Programme, with more projects reaching implementation stage in 2019 which required the delivery of supporting training to staff and judiciary for successful implementation. An additional £3,075,940 (or 3,420,298 EUR applying the 2019 spot rate conversion of 0.89903) was approved under the Reform programme for this purpose.

For Other costs both approved and implemented budgets decreased by approx. 64%. This is driven by the mapping adjustments in the 2019 data as referenced above; 10,793,172 EUR for interpretation costs now reclassified as justice expenses from 2019, and the 2018 overstatement of 'other' and 'understatement' of budget for investment (as above).

Other includes: Consultancy, Prisoner related costs, Banking & Finance charges, Other Contracted or Professional services, Staff Travel & Subsistence, Print, postage & office expenditure, Profit/Loss on disposals of assets, Recoveries from other government bodies and other miscellaneous income. Public Finance Initiative service charges have been reported for 2019/20 return against Annual public budget allocated to court buildings (maintenance, operating costs), as it relates to operating costs of PFI estate.

Approved and Implemented budget excludes HMCTS fee income as this budget is held / managed by Ministry of Justice.

**007. If you cannot answer question 6 because you cannot isolate the public budget allocated to courts from the budget allocated to public prosecution services and/or the one allocated to legal aid, please fill in only the appropriate line in the table according to your system:**

	Approved budget (in €)	Implemented budget (in €)
<b>Total annual public budget allocated to all courts and the public prosecution services together</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>Total annual public budget allocated to all courts and legal aid together</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>Total annual public budget allocated to all courts, public prosecution services and legal aid together</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments - Please indicate any useful comment to explain the figures provided. If the annual public budget actually implemented is different from the approved annual public budget, please indicate the main reasons for the differences:

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**008. Are litigants in general required to pay a court fee to initiate a proceeding at a court of general jurisdiction:**

	Litigants required to pay a court fee to initiate a proceeding at a court of general jurisdiction ?
<b>for criminal cases</b>	<input type="checkbox"/> Yes, at the beginning of the procedure <input type="checkbox"/> Yes, at a later stage <input checked="" type="checkbox"/> No
<b>for other than criminal cases</b>	<input checked="" type="checkbox"/> Yes, at the beginning of the procedure <input type="checkbox"/> Yes, at a later stage <input type="checkbox"/> No

If there are exceptions to the obligation to pay these court fees, could you please provide comments on those exceptions? n/a

### 008-1. Please briefly present the methodology of calculation of these court fees:

- The Lord Chancellor has the power to charge and prescribe fees in relation to anything done by the courts and tribunals. The fees are set out in statutory instruments. A user is required to pay the fee set out in the relevant statutory instrument in order to take certain steps, including starting proceedings (issuing a claim, filing a counterclaim, applying to enforce a court order) or moving their case forward (making applications and proceeding to a hearing). The Lord Chancellor has the power to set both non-enhanced fees (at or below cost) or (in some areas) enhanced fees. As a principle, fees are generally be set at a level that recovers at least part of the cost of the service. Few fees recover the whole cost of the service and a large proportion of court and tribunal fees require some level of taxpayer subsidy to help fund the service. There are some services where we do not charge a fee, including, for example, non-molestation orders and cases taken to the First-tier Tribunal concerning mental health.

There are some cases where a user cannot afford to pay a fee, so, as part of the Lord Chancellor's duty to protect access to justice, a fee remission scheme called 'Help with Fees' (HwF) exists to provide fee remissions to eligible users. HwF eligibility is determined by several different remission criteria, including the applicant's income, savings, if they live with a partner or if they have dependent children, the size of the fee, and whether they are in receipt of certain benefits. Successful applicants receive either a partial or total remission of their fee.

The majority of our fees are fixed amounts for a given proceedings being obtained from the court, eg. (correct as at September 2021)

Fee payable

- Application to set aside a County Court judgement. £275

- Entering a petition to make someone who owes you money bankrupt (creditor's petition). £30

In a few isolated instances the fee is dependent on the amount of the claim, eg. fees for money claims are banded and vary with the amount of the claim (correct as at September 2021)

Value of your claim Fee payable Up to £300 £35 £300 > £500 £50 £500 > 1,000 £70 £1000 > £1500 £80

£1,500 > £3,000 £115 £3,000 > £5,000 £205 £5,000 > £10,000 £455 £10,000 > £200,000 5% of the value of the claim Greater than £200,000 £10,000

And in some instances it depends on the nature of the proceedings. No fees are sought as in criminal cases and some non-criminal actions eg. In the Civil & Family Courts for applications for injunctions in the event of domestic violence, non-molestation orders or applications for Forced Marriage and Female Genital Mutilation Protection Order, and cases taken to the First-tier Tribunal concerning mental health, where there is protective need for the individual.

The Lord Chancellor has the power to charge and prescribe fees in relation to anything done by the courts and tribunals, and any such fees are set out in statutory instruments.

### 008-2. The amount of court fees requested to commence an action for 3000€ debt recovery:

[ 128 ]

[ ] NA

[ ] NAP

Comments The fee to apply to a county court to claim a debt owed by a person or business for €3,000 (£2,697) would be €128 (£115).

This is the fee where the claimed sum exceeds €1668 (£1500) but does not exceed €3337 (£3000), converted using central bank mid-rate 31 Dec 2020 €1 = £0.89903

### 009. Annual income of court fees received by the State (in €):

[ 805 499 260 ]

[ ] NA

Comments €805,499,260 (£724,775,000), converted using central bank mid-rate 31 Dec 2020 (€1 = £0.89903)

## 012. Annual approved public budget allocated to legal aid, in €.

	TOTAL	Criminal cases	Other than criminal cases
<b>TOTAL - Annual approved public budget allocated to legal aid (12.1 + 12.2)</b>	1 667 000 000 [ ] NA [ ] NAP	898 000 000 [ ] NA [ ] NAP	769 000 000 [ ] NA [ ] NAP
<b>12.1 for cases brought to court (court fees and/or legal representation)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>12.2 for cases not brought to court (legal advice, ADR and other legal services)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP

Comments

## 012-1. Annual implemented public budget allocated to legal aid, in €.

	TOTAL	Criminal cases	Other than criminal cases
<b>TOTAL - Annual implemented public budget allocated to legal aid (12-1.1 + 12-1.2)</b>	1 329 000 000 [ ] NA [ ] NAP	583 000 000 [ ] NA [ ] NAP	746 000 000 [ ] NA [ ] NAP
<b>12-1.1 for cases brought to court (court fees and/or legal representation)</b>	1 107 000 000 [ ] NA [ ] NAP	471 000 000 [ ] NA [ ] NAP	636 000 000 [ ] NA [ ] NAP
<b>12-1.2 for cases not brought to court (legal advice, ADR and other legal services)</b>	222 000 000 [ ] NA [ ] NAP	112 000 000 [ ] NA [ ] NAP	110 000 000 [ ] NA [ ] NAP

If the public budget actually implemented regarding legal aid is different from the annual approved public budget allocated to legal aid, please indicate the main reasons for the differences: Impact of COVID restrictions on the court system has increased the backlog of cases, and therefore legal aid claims, awaiting trial and so we have had a reduced expenditure. <https://www.gov.uk/government/collections/legal-aid-statistics>

In relation to the 'approved' budget, the Government has specified the areas of law that are in scope of legal aid and the criteria on which that funding is to be made available. Following from this, demand for those areas of law is then the most important driver of the amount spent on legal aid in individual years.

Expenditure on legal aid is measured differently for different purposes. A measure that is best for analysing the costs of different services, for example, may not be practical for managing budgets or payments. The three most often-used measures are:

- Closed-case expenditure, which is the measure used for expenditure figures throughout the legal aid statistics. It represents the total value of payments made to legal aid providers in relation to pieces of work that are completed in the period. This basis is comparable to volumes of completed work to which it relates, and to the same fine level of detail. This does not include income received or expenditure in relation to debt write-offs.
- The government budgeting measure known as RDEL (Resource Departmental Expenditure Limits) is the main measure used by government to control current spending, both to set budgets for future years and report on how much has been spent. It represents the value of work carried out in the period better than the closed-case measure but cannot be broken down to such a fine level of detail. This measure does incorporate income and expenditure in relation to debt.

The closed-case figures for crime provided include Central Funds - an area of around £35m expenditure in 2020-21 which encompasses arrangements to meet costs in a variety of scenarios that are not covered by the main criminal legal aid schemes. This is because it is not clear in which category they belong. For 12.1.1 and 12.1.2 figures are based on closed-case expenditure - Source is Legal aid statistics Eng & Wales, table numbers as follows:

Court: Crime lower: court rep (2.2), Crime higher: courts (4.1), Civil Rep: closed case (6.5 + 6.7)

Non-Court: Crime Lower: prison law (2.2), Civil: legal help and CLR\* (5.3) & mediation (7.1 + 7.2)

\*Although not in a court, CLR figures cover proceedings in the Mental Health and Immigration and Asylum jurisdictions of the First-Tier Tribunal and Immigration and Asylum Chamber of the Upper Tribunal.

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**012-2. Does legal aid include:**

	Legal aid includes:
Coverage of court fees	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Exemption from court fees	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP

Comments A individual who is formally represented in court proceeding under legal aid would have his or her court fees covered.

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**012-3. Do legal aid budgets indicated in Q12 and Q12-1 include:**

	Amount calculated/estimated included
Coverage of court fees	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
Exemption from court fees	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP

Comments n/a

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**013. Annual (approved and implemented) public budget allocated to the public prosecution services, in €.**

	Approved budget (in €)	Implemented budget (in €)
Total annual public budget allocated to the public prosecution services, in € (including 13.1)	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
13.1. Annual public budget allocated to training of public prosecution services	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Please indicate any useful comment to explain the figures provided. Moreover, if the annual public budget allocated to the public prosecution services actually implemented is different from the approved annual public budget, please indicate the main reasons for the differences: n/a

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014. Authorities formally responsible for the budgets allocated to the courts (multiple options possible):

	Preparation of the total court budget	Adoption/approval of the total court budget	Management and allocation of the budget among the courts	Evaluation of the use of the budget at a national level
Ministry of Justice	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP
Other ministry	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP
Parliament	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP
Supreme Court	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP
High Judicial Council	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP
Courts	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP
Inspection body	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP
Other	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP

Comments - If "Other Ministry" and/or "Inspection body" and/or "Other", please specify: n/a

014-0. What are the criteria used to allocate financial resources among courts? Furthermore, please select maximum three main criteria of allocation

	Criteria used	Main criteria
Previous years' budget costs	[ X ]	[ X ]
Special needs assessment	[ X ]	[ ]
Number of judges/non judges' staff	[ X ]	[ ]
Number of incoming cases	[ X ]	[ X ]
Number of pending cases	[ X ]	[ ]
Number of resolved cases	[ X ]	[ X ]



Other	[ X ]	[ ]
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[ ] NAP

Comments - If "Other", please specify Other include business cases, legislative and policy changes and delivery of the HMCTS Reform programme.

### 014-1. Who is entrusted with responsibilities related to the budget within a first instance court?

	Preparation of the budget	Arbitration and allocation of the budget	Day to day management of the budget	Evaluation and control of the use of the budget
Court President and/or judge(s)	( ) Yes ( X ) No [ ] NAP	( X ) Yes ( ) No [ ] NAP	( ) Yes ( X ) No [ ] NAP	( ) Yes ( X ) No [ ] NAP
Head of court administration and/or non-judges	( ) Yes ( ) No [ X ] NAP	( X ) Yes ( ) No [ ] NAP	( ) Yes ( ) No [ X ] NAP	( ) Yes ( ) No [ X ] NAP
Mixed body (judge(s) and non-judge(s))	( ) Yes ( X ) No [ ] NAP	( ) Yes ( X ) No [ ] NAP	( ) Yes ( X ) No [ ] NAP	( ) Yes ( X ) No [ ] NAP
Other	( X ) Yes ( ) No [ ] NAP	( X ) Yes ( ) No [ ] NAP	( X ) Yes ( ) No [ ] NAP	( X ) Yes ( ) No [ ] NAP

Comments - If "Other", please specify. If the responsibilities are different depending on the type/instance of courts, please answer the question for the first instance court of general jurisdiction and describe the differences in the comment box: Budgets are allocated, managed and controlled by the Finance, Governance & Performance Directorate of behalf of, and in consultation with, the CEO (Head of Court Administration) and senior board. Budget allocations are subject to agreement with the Lord Chancellor, the Lord Chief Justice and the Senior President of Tribunals through the Concordat process to approve underpinning judicial activity assumptions. Budgets are allocated, managed and controlled by the Finance, Governance & Performance Directorate in consultation with delegated operational budget holders/court administrators.

### A2. Please indicate the sources for answering the questions in this part

Sources: For 6. Based on government budgeting measure known as Resource DEL and Capital DEL, as per Internal budget category and Implemented budget -  
[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/902301/HMCTS\\_Annual\\_Report\\_and\\_Accounts\\_2019-20\\_WEB.PDF](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/902301/HMCTS_Annual_Report_and_Accounts_2019-20_WEB.PDF)  
 For 8-1 and 8-2 Latest court fees are updated and published at <https://www.gov.uk/court-fees-what-they-are> Historical 2019-20 court fees source -[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/978595/increased-court-fees-consultation.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/978595/increased-court-fees-consultation.pdf)

### 1.1.3 Budgetary data concerning the whole justice system

015-1. Annual (approved and implemented) public budget allocated to the whole justice system, in € (this global budget includes the judicial system budget - see 15-2 and other elements of the justice system - see 15-3)

	Approved budget (in €)	Implemented budget (in €)
<b>Total annual public budget allocated to the whole justice system in €</b>	[ ] NA [ ] NAP	[ ] NA [ ] NAP

Comments - Please indicate any useful comment to explain the figures provided above and specify if a large portion of the budget allocated to the whole justice system comes from an international organisation. Moreover, if the annual public budget allocated to the whole justice system actually implemented is different from the approved annual public budget, please indicate the main reasons for the differences:

### 015-2. Elements of the judicial system budget (Q6, Q7, Q12, Q13)

	Included
<b>Courts</b>	( ) Yes ( ) No [ ] NAP
<b>Legal aid</b>	( ) Yes ( ) No [ ] NAP
<b>Public prosecution services</b>	( ) Yes ( ) No [ ] NAP

Comments

### 015-3. Other budgetary elements

	Included
<b>Prison system</b>	( ) Yes ( ) No [ ] NAP
<b>Probation services</b>	( ) Yes ( ) No [ ] NAP
<b>High Judicial Council</b>	( ) Yes ( ) No [ ] NAP
<b>High Prosecutorial Council</b>	( ) Yes ( ) No [ ] NAP
<b>Constitutional court</b>	( ) Yes ( ) No [ ] NAP
<b>Judicial management body</b>	( ) Yes ( ) No [ ] NAP
<b>State advocacy</b>	( ) Yes ( ) No [ ] NAP

Enforcement services	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Notariat	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Forensic services	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Judicial protection of juveniles	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Functioning of the Ministry of Justice	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Refugees and asylum seekers services	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Immigration Service	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Some police services (e.g. : transfer, investigation, prisoners' security)	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Other	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP

If "Other", please specify:

### A3. Please indicate the sources for answering the questions in this part

Sources:

## 1.2. Organisation and management of courts and public prosecution services

015-4. Please describe who has responsibilities for the management of individual courts, what management roles they have, what is their status and their position in the organisational hierarchy of the court concerned.

Max characters value : 10 000

015-5. Please describe who has responsibilities for the management of individual public

prosecution offices, what management roles they have, what is their status and their position in the organisational hierarchy of the office concerned.

Max characters value : 10 000

## 2. Access to justice and all courts

### 2.1. Legal Aid

#### 2.1.1 Scope of legal aid

016. Does legal aid apply to:

	Criminal cases	Other than criminal cases
Representation in court	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
Legal advice, ADR and other legal services	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP

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**016-1. Please briefly describe the organisation of the legal aid system in your country both before going to court and during court proceedings.**

- The provision of legal aid can be broken down into two main justice areas, criminal and civil. Criminal legal aid mainly includes work carried out in police stations and in criminal courts in relation to people being investigated or charged with criminal offences. Civil legal aid includes work relating to disputes between the state and individuals, such as care proceedings, asylum claims and judicial reviews. It can be split by area of law, and into the categories legal help, controlled legal representation and civil representation. Within the police station all suspects are able to obtain legal aid either from the duty solicitor scheme. Within the magistrates' court those who pass the financial means test and then an interest of justice test are eligible for legal aid and this can be the same solicitor who represented them from the duty scheme or their own solicitor firm. For those defendants who are sent or elect to the Crown Court their means test can be assessed again with the ten times higher threshold and due to the severity of the offence all will automatically pass the interests of justice requirements. This will then allow a solicitor firm to appoint an advocate to represent the defendant in the higher court too. In the legal help scheme after eligibility on means and merits is decided upon by the solicitor firm they can bill for the mainly fixed fee advice. Mediation is given to all couples who qualify under means assessment but also there is currently a voucher scheme covering £500 of mediation where children are involved in the dispute. In the civil representation scheme the applicants apply to the legal aid agency who determine from the application if the means and merits of the claim meet the requirements for legal aid grant. Once granted the legal aid agency will provide funds, and in some cases partial funds, for the case both before and after court appearances, if required. The exceptional case funding scheme covers those area of legal aid where no scheme would currently provide a grant of legal aid. This scheme allows individuals and their representatives to apply for legal aid to cover work in all civil legal aid matters. Within most schemes a solicitor firm is required to submit a request for legal aid for

representation although within Exceptional case funding applicants are able to apply themselves but once approved a solicitor firm will then need to apply again on their behalf to take the action forward.

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**018. Can legal aid be granted for the fees that are related to the enforcement of judicial decisions (e.g. fees of an enforcement agent)?**

Yes

No

NAP

If yes, please specify:

**019. Can legal aid be granted for other costs (different from those mentioned in questions 16 to 18, e.g. fees of technical advisors or experts, costs of other legal professionals (notaries), travel costs etc.)?**

	Criminal cases	Other than criminal cases
Legal aid granted for other costs	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - If yes, please specify: For example, travel costs and expert fees.

**2.1.2 Information on legal aid**

**020. Please indicate the number of cases for which legal aid has been granted:**

	Total	Cases brought to court	Cases not brought to court
<b>TOTAL</b>	1 106 942 <input type="checkbox"/> NA <input type="checkbox"/> NAP	400 650 <input type="checkbox"/> NA <input type="checkbox"/> NAP	706 292 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>In criminal cases</b>	888 987 <input type="checkbox"/> NA <input type="checkbox"/> NAP	302 115 <input type="checkbox"/> NA <input type="checkbox"/> NAP	586 872 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>In other than criminal cases</b>	217 955 <input type="checkbox"/> NA <input type="checkbox"/> NAP	98 525 <input type="checkbox"/> NA <input type="checkbox"/> NAP	119 420 <input type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - Please specify when appropriate: Sources for the above figures (Legal aid statistics England & Wales table no.

Court: Crime lower: magistrates' court representation (2.1), Crime higher: Crown Courts representation (4.1), Civil Representation: closed case (6.3).

Non-Court: Crime Lower: advice at police station, prison law (2.1), Civil: legal help and Controlled Legal Representation (CLR)\* (5.2) + family mediation (7.2).

\*Although not in a court, CLR figures cover proceedings in the Mental Health and Immigration and Asylum jurisdictions of the First-Tier Tribunal and Immigration and Asylum Chamber of the Upper Tribunal.

**020-1. Please indicate the timeframes of the procedure for granting legal aid, in relation to the duration from the initial legal aid request to the final approval of the legal aid request:**

	Time in days
Maximum duration prescribed in law/regulation	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
Actual average duration	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - Please specify if the envisaged timeframe is set in a statutory law, or in other regulation. Furthermore, if different timeframes are envisaged for criminal and other than criminal cases please provide more information:

=

**021. In criminal cases, can individuals who do not have sufficient financial means be assisted by a free of charge (or financed by a public budget) lawyer?**

	Assisted by a free of charge lawyer
Accused individuals	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Victims	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Comments - If yes, please specify:

**022. In criminal cases are these individuals free to choose their lawyer within the framework of the legal aid system?**

	free selection of lawyer
Accused individuals	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
Victims	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP

Comments n/a

**023-0. Does your country have an income and assets evaluation for granting full or partial legal aid?**

Yes

No

Comments - Please indicate if any other criteria are taken into account for the granting of legal aid and any comment that could explain the data provided above: Please note: the figures provided above refer to a range of thresholds that are dependent on case and a full means test. Therefore they represent a large oversimplification. The means test for Crime and Prison Law Advice and Assistance is determined by the Provider using the thresholds set out in Regulations but summarised at the link provided above. Criminal figure above for

household disposable income. In the Crown Court those with disposable income above that threshold, but below £37,500, receive legal aid but have to pay a contribution from income.

For non-criminal cases, the means test is also determined in accordance with the legal aid regulations but is summarised at the link above. As with criminal cases, the annual income and assets values do not necessarily relate to just "one person". Instead, the resources of an individual's partner will be included within the individual's disposable income and disposable capital unless they have a contrary interest in the proceedings. They are therefore also household values. The assets of other individuals may also be included (e.g. anyone substantially maintaining the individual). There are thresholds of £12,475, £22,325 and £37,500 (depending on the type of case and full means test (dependants etc.))

The £31,884 annual income value is gross household income. If income is within this limit there are further requirements on disposable income that must be met before either "full legal aid" or "partial legal aid" can be provided. The upper threshold is a disposable income level of no more than £733 per calendar month.

In terms of "full legal aid", the maximum annual assets value of £3,000 only applies to "civil representation". "Legal help and CLR" are only provided on a "full legal aid" basis. Thus, legal aid will be available without contributions where gross income is no more than £31,884, disposable income is no more than £733 pcm, and disposable capital is no more than £8,000 (except certain immigration cases where the limit is £3,000)

In terms of "partial legal aid", where an individual applying for "civil representation" has between £316 and £733 monthly disposable income and/or between £3,000 and £8,000 disposable capital they are still eligible to receive legal aid but may be required to make a "contribution" to the costs of their case on a one-off or monthly basis.

**023. If yes, please specify in the table:**

	Annual income value (for one person), (in €)	Assets value (for one person), (in €)
Full legal aid to the applicant for criminal cases	14 676 [ ] NA [ ] NAP	[ ] NA [ X ] NAP
Full legal aid to the applicant for other than criminal cases	37 511 [ ] NA [ ] NAP	3 529 [ ] NA [ ] NAP
Partial legal aid to the applicant for criminal cases	14 676 [ ] NA [ ] NAP	[ ] NA [ X ] NAP
Partial legal aid to the applicant for other than criminal cases	37 511 [ ] NA [ ] NAP	9 412 [ ] NA [ ] NAP

**024. Is it possible to refuse legal aid for lack of merit of the case (for example for frivolous action or no chance of success)?**

( X ) Yes

( ) No

Comments - If yes, please explain the exact criteria for denying legal aid:

**025. Is the decision to grant or refuse legal aid taken by:**

( ) the judge(s) dealing with the main case

( ) another judge or official

( X ) an authority external to the court

( ) several authorities (court and external bodies)

Comments n/a

**026. Is there a private system of legal expense insurance enabling individuals (this does not concern companies or other legal persons) to finance court proceedings?**

Yes

No

Comments - If appropriate, please inform about the current development of such insurances in your country; is it a growing phenomenon?

**027. Can judicial decisions direct how legal costs, paid by the parties during the procedure, will be shared:**

	Judicial decisions direct how legal costs will be shared
in criminal cases	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
in other than criminal cases	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Comments - If no, please specify how legal costs are distributed: n/a

**B1. Please indicate the sources for answering the questions in this part**

Sources: n/a

## 2.2. Court users and victims

### 2.2.1 Rights of the users and victims

**028. Are there official internet sites/portals (e.g. Ministry of Justice, Judicial Council etc.) where general public may have free-of-charge access to the following:**

	Yes, internet adresse(es)	No
Legal texts (e.g. codes, laws, regulations, etc.)	<input checked="" type="checkbox"/> <a href="https://www.gov.uk/government/publications">https://www.gov.uk/government/publications</a> <a href="https://www.judiciary.gov.uk/judgments/">https://www.judiciary.gov.uk/judgments/</a>	<input type="checkbox"/>
Case-law of the higher court/s	<input checked="" type="checkbox"/> <a href="https://www.judiciary.gov.uk/judgments/">https://www.judiciary.gov.uk/judgments/</a> <a href="https://www.gov.uk/government/publications">https://www.gov.uk/government/publications</a> <a href="https://www.supremecourt.uk/decided-cases/">https://www.supremecourt.uk/decided-cases/</a>	<input type="checkbox"/>



<b>Information about the judicial system (organisation of courts, court proceedings, etc)</b>	( X ) ( <a href="https://www.judiciary.uk/about-the-judiciary/the-justice-system/">https://www.judiciary.uk/about-the-judiciary/the-justice-system/</a> )	( )
<b>Other documents (e.g. forms, downloadable forms, online registration forms)</b>	( X ) ( <a href="http://hmctsformfinder.justice.gov.uk/HMCTS/FormFinder.do">http://hmctsformfinder.justice.gov.uk/HMCTS/FormFinder.do</a> )	( )

Comment - Please specify what documents and information are included in "Other documents" n/a

**029. Is there an obligation to provide information to the parties concerning the foreseeable timeframes of their proceedings?**

( ) Yes, always

( X ) No

( ) Yes, only in some specific situations

Comment - If "Yes, only in some specific situations", please specify: n/a

**030. Is there a public and free-of-charge information system for providing information and facilitating access to justice:**

	<b>Information system</b>
<b>General for citizens</b>	<input type="checkbox"/> Online information <input type="checkbox"/> Telephone <input type="checkbox"/> Interactive chat <input type="checkbox"/> In-person (physical access on site) <input type="checkbox"/> Other <input type="checkbox"/> No
<b>Specific for victims of offences</b>	<input type="checkbox"/> Online information <input type="checkbox"/> Telephone <input type="checkbox"/> Interactive chat <input type="checkbox"/> In-person (physical access on site) <input type="checkbox"/> Other <input type="checkbox"/> No
<b>Specific for minors (child-friendly systems)</b>	<input type="checkbox"/> Online information <input type="checkbox"/> Telephone <input type="checkbox"/> Interactive chat <input type="checkbox"/> In-person (physical access on site) <input type="checkbox"/> Other <input type="checkbox"/> No

Comment - Please provide more information on these systems. Furthermore, please specify how this assistance is provided. n/a

**031. Are there special favourable arrangements to be applied, during judicial proceedings, to the following categories of vulnerable persons:**

<b>Information mechanism</b>	<b>Special arrangements in hearings</b>	<b>Other specific arrangements</b>
------------------------------	---	------------------------------------

<b>Victims of sexual violence/rape</b>	( X ) Yes ( ) No	( X ) Yes ( ) No	( X ) Yes ( ) No
<b>Victims of terrorism</b>	( X ) Yes ( ) No	( X ) Yes ( ) No	( X ) Yes ( ) No
<b>Minors (witnesses or victims)</b>	( X ) Yes ( ) No	( X ) Yes ( ) No	( X ) Yes ( ) No
<b>Victims of domestic violence</b>	( X ) Yes ( ) No	( X ) Yes ( ) No	( X ) Yes ( ) No
<b>Ethnic minorities</b>	( X ) Yes ( ) No	( X ) Yes ( ) No	( X ) Yes ( ) No
<b>Persons with disabilities</b>	( X ) Yes ( ) No	( X ) Yes ( ) No	( X ) Yes ( ) No
<b>Juvenile offenders</b>	( X ) Yes ( ) No	( X ) Yes ( ) No	( X ) Yes ( ) No
<b>Other (e.g. victims of human trafficking, forced marriage, sexual mutilation)</b>	( X ) Yes ( ) No	( X ) Yes ( ) No	( X ) Yes ( ) No

Comments - If “Other vulnerable person” and/or “Other specific arrangements”, please specify: Legislation exists to allow for the use of special measures in court to provide a safe environment for the victim or witness to give their evidence. Applications for these measures are permitted for whichever type of offence has been committed; it is not subject to any of the categories listed above. The use of the special measures does become automatic in certain categories of case, for example with children, or rape victims. In addition to the above new legislation permits the recording of evidence and cross examination of child and vulnerable adults evidence. This recorded evidence is used in court to allow witness to give evidence and be cross examined in the courtroom. There is in addition the use of remote locations away from the court room where a victim or witness can give live evidence which is transmitted live to the courtroom.

**031-0. If there are special arrangements for minors, what are the settings / tools / facilities / practises employed to protect them when they participate in judicial proceedings?**

- Special and child-adequate preparation for participation in trials / lawsuits (explaining in a child-friendly manner the proceedings)
  - Special room in court designated for child-friendly hearings
  - Special person / team of trained professional(s) (such as psychologists) to accompany a minor throughout the proceedings
  - Special ways to communicate and explain meaning of court decisions
  - Interagency/multidisciplinary structure such as “Children's Houses”
  - Other, please specify .....
- NAP

Comment n/a

**031-1. What are the main criteria for a minor to initiate a proceeding, take procedural actions in his/her own name or to be a witness?**

Civil proceedings	Criminal proceedings
-------------------	----------------------

<b>Capacity to initiate a proceeding and take other procedural actions in his/her own name</b>	<input type="checkbox"/> Age threshold [Comment] <input type="checkbox"/> Exceptions from the threshold <input type="checkbox"/> Capacity for discernment <input type="checkbox"/> Other <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Age threshold [Comment] <input type="checkbox"/> Exceptions from the threshold <input type="checkbox"/> Capacity for discernment <input type="checkbox"/> Other <input checked="" type="checkbox"/> NAP
<b>To be a witness</b>	<input type="checkbox"/> Age threshold [Comment] <input type="checkbox"/> Exceptions from the threshold <input type="checkbox"/> Capacity for discernment <input type="checkbox"/> Other <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Age threshold [Comment] <input type="checkbox"/> Exceptions from the threshold <input type="checkbox"/> Capacity for discernment <input type="checkbox"/> Other <input checked="" type="checkbox"/> NAP

Comment - Please specify if you selected answers “Exceptions from the threshold” and “Other”. If your system distinguishes between full and limited capacity to take legal actions, please describe the basis for this differentiation (age, capacity for discernment, type of action, type of cases, other). n/a

**031-2. If a minor cannot conduct proceedings in his/her own name, who can represent him/her in judicial proceedings?**

	<b>Civil proceedings</b>	<b>Criminal proceedings</b>
<b>Parent/legal guardian</b>	<input type="checkbox"/> Yes, always <input type="checkbox"/> Yes, except in some specific situations <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes, always <input type="checkbox"/> Yes, except in some specific situations <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
<b>Other representative (instead of parent/legal guardian)</b>	<input type="checkbox"/> Social care services or other public institution <input type="checkbox"/> Legal professional <input type="checkbox"/> Associations for protection of minors <input type="checkbox"/> Other <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Social care services or other public institution <input type="checkbox"/> Legal professional <input type="checkbox"/> Associations for protection of minors <input type="checkbox"/> Other <input checked="" type="checkbox"/> NAP

Comment n/a

**031-3. What are the different criteria for the criminal liability of minors? (multiple replies possible)**

- Age threshold(s)
- Capacity for discernment
- Other criteria

Comment n/a

**031-3-1. What is the age threshold for the criminal liability of minors?**

**Criminal liability resulting in sentence without privation of liberty (for example, educational measures)**

[            ]

[ X ] NA

[   ] NAP

**Criminal liability resulting in sentence of privation of liberty**

[            ]

[ X ] NA

[   ] NAP

Comment - Please describe, briefly, the specifics of your system. Could you, please specify if the possibility of mitigation applies to the sanctions and how? n/a

**032. Does your country allocate compensation for victims of offences?**

(   ) Yes, but only if offender is unknown

(   ) Yes, but only if compensation could not be obtained from offender

(   ) Yes, always

( X ) No

Comment n/a

**032-0. If yes, for what types of offences the compensation is allocated?**

(   ) For all types of offences

(   ) For some types of offences

[   ] NAP

Comment - Please specify:

**032-1. Is a court decision necessary in the framework of the compensation procedure?**

(   ) Yes

(   ) No

Comments

**032-0. If yes, for what types of offences the compensation is allocated?**

(   ) For all types of offences

(   ) For some types of offences

[   ] NAP

Comment - Please specify:

**032-1. Is a court decision necessary in the framework of the compensation procedure?**

(   ) Yes

(   ) No

Comments

**032-0. If yes, for what types of offences the compensation is allocated?**

(   ) For all types of offences

(   ) For some types of offences

NAP

Comment - Please specify:

**032-1. Is a court decision necessary in the framework of the compensation procedure?**

Yes

No

Comments

**034. Are there studies that evaluate the recovery rate of the damages awarded by courts to victims?**

Yes

No

Comments - If yes, please illustrate with available data concerning the recovery rate, the title of the studies, the frequency of the studies and the coordinating body: n/a

**035. Do public prosecutors have a specific role with respect to victims (protection and assistance)?**

Yes

No

Comments - If yes, please specify: n/a

**035-1. Do public prosecutors have a specific role with respect to minor victims (protection and assistance)?**

Yes

No

Comment - If yes, please specify: no additional explanation is available

**036. Do victims of offences have the right to dispute a public prosecutor's decision to discontinue a case? Please verify the consistency of your answers in this question and question 105 regarding the possibility for a public prosecutor "to discontinue a case without needing a decision by a judge".**

Yes

No

NAP

Comment - If necessary, please specify: no additional explanation is available

**037. Is there a system for compensating users in the following circumstances:**

	Number of requests for compensation	Number of condemnations	Total amount (in €)
<b>Total</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Excessive length of proceedings</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

<b>Non-execution of court decisions</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Wrongful arrest</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Wrongful conviction</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Other</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comment - Where appropriate, please give details of the compensation procedure and the calculation method for the amount of the compensation (e.g. the amount per day for unjustified detentions or convictions): no additional explanation is available

## 2.2.2 Confidence and satisfaction of citizens with their justice system

**038. Does your country implement surveys to measure trust in justice and satisfaction with the services delivered by the judicial system?**

	National level	Court level
<b>Surveys for judges</b>	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc
<b>Surveys for court staff</b>	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc
<b>Surveys for public prosecutors</b>	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc
<b>Surveys for lawyers</b>	<input type="checkbox"/> Annual <input checked="" type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc
<b>Surveys for other professionals</b>	<input type="checkbox"/> Other regular <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Other regular <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc
<b>Surveys for the parties</b>	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input checked="" type="checkbox"/> Ad hoc
<b>Surveys for other court users (e.g. jurors, witnesses, experts, interpreters, representatives of governmental agencies, NGOs)</b>	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input checked="" type="checkbox"/> Ad hoc
<b>Surveys for victims</b>	<input checked="" type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input checked="" type="checkbox"/> Ad hoc
<b>Surveys for minors</b>	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc

<b>Surveys for the general public</b>	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc
<b>Other not mentioned</b>	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc	<input type="checkbox"/> Annual <input type="checkbox"/> Other regular <input type="checkbox"/> Ad hoc

Comment - Please, indicate the references and links to the satisfaction surveys you mentioned above: Crown Prosecution Service Victim Survey: (Yet to be published) [http://www.cps.gov.uk/victims\\_witnesses/resources/](http://www.cps.gov.uk/victims_witnesses/resources/). Previously an annual survey, however whether it is to be continued is yet to be decided. In addition to this, The Crime Survey for England and Wales (annual general population survey commissioned by Office for National Statistics), which is designed to measure levels and nature of victimisation among adults in England and Wales, provides some information about victims' experiences and confidence in the Justice system although the ability to examine their experiences of courts is limited due to the small number of respondents who had contact with courts. The CSEW also includes some questions about people who have been involved in civil, family and criminal court cases about their views of their contact with HMCTS. However, it is not yet known if the victim & witnesses questions will continue to be included in the CSEW in the future. HMCTS Enterprise Performance Framework Perception pilot.

**039. Are there statistical data concerning male and female court users, persons who initiate a case, victims, accused persons, etc.**

Yes, please specify: .....

No

Comment - If you have additional comments please specify: n/a

**040. Is there a national or local procedure for filing complaints about the functioning of the judicial system? (for example, handling of the case by a judge or the duration of a proceeding)**

Yes

No

Comments n/a

**041. If yes, please specify certain aspects of this procedure:**

	<b>Authority responsible for dealing with the complaint</b>	<b>Existence of a time limit to deal with the complaint for this authority</b>
<b>Court concerned</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Higher court</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Ministry of Justice</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>High Judicial Council</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Other external bodies (e.g. Ombudsman)</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

Comments

**041-1. If yes, please specify certain aspects of this procedure:**

	Number of complaints	Compensation amount granted
<b>Court concerned</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Higher court</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Ministry of Justice</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>High Judicial Council</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Other external bodies (e.g. Ombudsman)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments - If possible, please give information concerning the efficiency of this complaint procedure and any useful comment: Anyone can complaint about a judicial office-holder (judge, magistrate, tribunal member or coroner). The complaints system is only to deal with complaints of misconduct, which means how an office-holder has behaved personally, for example, using offensive language or falling asleep in court. The complaints process cannot be used to challenge judicial decisions, which can only be challenged by appeal to a higher court. Complaints about salaried and fee-paid courts judges and coroners are made to the independent Judicial Conduct Investigations Office. Complaints about magistrates are made to one of seven regional conduct advisory committees. Complaints about tribunal members are made to the relevant chamber president. Only the Lord Chancellor and Lord Chief Justice (or his senior judicial delegate) can, by joint agreement, discipline a judicial office-holder for misconduct.

### 3. Organisation of the court system

#### 3.1. Courts

##### 3.1.1 Number of courts

##### 042. Number of courts - legal entities.

	Number of courts
<b>Total number of all courts - legal entities (1 + 2)</b>	329 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1 Total number of courts of general jurisdiction - legal entities (1.1 + 1.2 + 1.3)</b>	326 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1.1 First instance courts of general jurisdiction - legal entities</b>	326 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1.2 Second instance courts of general jurisdiction - legal entities</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1.3 Highest instance courts of general jurisdiction - legal entities</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP



<b>2 Total number of specialised courts - legal entities</b>	3 [ ] NA [ ] NAP
--	------------------------

Comments Comments since the last report in 2018 - Since 2018 there has been a reduction of eight operational court and tribunal buildings. This reduction includes closures that were announced in 2018 following a public consultation.

### 043. Number of specialised courts – legal entities.

	<b>First instance</b>	<b>Higher instances</b>
<b>Total number of specialised courts - legal entities</b>	3 [ ] NA [ ] NAP	[ ] NA [ X ] NAP
<b>Commercial courts (excluded insolvency courts)</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Insolvency courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Labour courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Family courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Rent and tenancies courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Enforcement of criminal sanctions courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Fight against terrorism, organised crime and corruption</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Internet related disputes</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Administrative courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Insurance and / or social welfare courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Military courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Juvenile courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>Other specialised courts</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP

Comments - If “Other specialised courts”, please specify: n/a

**044. Number of courts - geographic locations.**

	Number of courts (geographic locations)
First instance courts geographic locations (this includes 1st instance courts of general jurisdiction and first instance specialised courts)	329 [ ] NA [ ] NAP
All the courts (geographic locations) (this includes 1st instance courts of general jurisdiction, first instance specialised courts, all second instance courts and courts of appeal and all Supreme Courts)	329 [ ] NA [ ] NAP

Comments n/a

=

**045. Number of first instance courts (geographic locations) competent for a case concerning:**

	Number of courts
A small claim	[ X ] NA [ ] NAP
An employment dismissal	[ X ] NA [ ] NAP
A robbery	[ X ] NA [ ] NAP
An insolvency case	[ X ] NA [ ] NAP

Comments We view our estate as flexible. We are able to, if required, to utilise the majority of our 329 court and tribunal locations for robbery or small claims.

**045-1. Is your definition of a small claim the same as the one in the Explanatory note?**

( X ) Yes

( ) No

Comments - If not, please give your definition of a small claim: There are three routes called tracks (small claims track, fast track and multi-track)

Small claims track –generally for lower value or less complex claims with a value of up to £10,000 (although there are some exceptions);

Fast track – claims with a value of between £10,000 and £25,000; and

Multi-track – very complex claims with a value of £25,000 or more

**045-2. Please indicate the value in € of a small claim:**

[ 11 704 ]

Comments Small claims track – generally for lower value or less complex claims with a value of up to £10,000 (although there are some exceptions)

Converted to Euros using the Bank of England spot rate on 4 October 2021 of 0.8544

**C. Please indicate the sources for answering the questions in this part**

## 3.2. Court staff

### 3.2.1 Judges and non-judge staff

**046. Number of professional judges sitting in courts (if possible on 31 December of the reference year). (please give the information in full-time equivalent and for posts actually filled for all types of courts - general jurisdiction and specialised courts)**

	Total	Males	Females
<b>Total number of professional judges (1 + 2 + 3)</b>	1 831 [ ] NA [ ] NAP	1 126 [ ] NA [ ] NAP	705 [ ] NA [ ] NAP
<b>1. Number of first instance professional judges</b>	3 314 [ ] NA [ ] NAP	2 190 [ ] NA [ ] NAP	1 119 [ ] NA [ ] NAP
<b>2. Number of second instance (court of appeal) professional judges</b>	1 711 [ ] NA [ ] NAP	856 [ ] NA [ ] NAP	854 [ ] NA [ ] NAP
<b>3. Number of Supreme Court professional judges</b>	3 134 [ ] NA [ ] NAP	1 469 [ ] NA [ ] NAP	1 659 [ ] NA [ ] NAP

Comment - Please provide any useful comment for interpreting the data above: The total number of salaried office holders includes a number that work on a salaried part-time basis. This number is not currently recorded on the e-HR (Judicial Office) Database to enable the numbers to be reflected on a FTE basis. The figure includes all levels of salaried judicial office holders from the Lord Chief Justice to the District Judges/Tribunal Judges. Note 46.2 There are many different levels of judges which hear appeals, not just the Court of Appeal. The judicial complement is monitored closely, and reflects the fluctuating needs of the business across the jurisdictions. Only the most business critical appointments are agreed to deal with retirements etc.

=

**046-1-1. Does your system allow part-time work for judges with proportionally reduced remuneration?**

( ) Yes

( ) No

Comments

**046-1-2. If yes, please specify in which situation part-time work can be granted? (multiple replies possible):**

[ ] Child-care

[ ] Elderly care

[ ] For the purposes of early retirement

Other reason, please specify: .....

Without reason

Comments

**046-1-3. If yes, what is the percentage of judges working part-time (in relation to the total number of judges)?**

	Total (%)	Male (%)	Females (%)
<b>Total (1 + 2 + 3) (%)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. At first instance level (%)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. At second instance (court of appeal) level (%)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3. At Supreme Court level (%)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP

Comments

**046-1-4. What is the percentage of work time of a judge working part-time compared to a full-time equivalent judge?**

Less than 50%

50 – 60%

60 - 80%

More than 80%

NA

NAP

Comments

=

**046-2. Number of judges (FTE) by case type:**

	Total	Civil and/or commercial	Criminal	Administrative	Other
<b>Total number of judges</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>First instance</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Second instance</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP

<b>Supreme court</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
----------------------	---	---	---	---	---

If "Other", please explain which types of cases:

=

**047. Number of court presidents (professional judges).**

	<b>Total</b>	<b>Males</b>	<b>Females</b>
<b>Total number of court presidents (1 + 2 + 3)</b>	14 <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. Number of first instance court presidents</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. Number of second instance (court of appeal) court presidents</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3. Number of Supreme Court presidents</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments n/a

**048. Number of professional judges sitting in courts on an occasional basis and who are paid as such (if possible, on 31 December of the reference year):**

	<b>Figure</b>
<b>Gross figure</b>	1 953 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>In full-time equivalent</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - If necessary, please provide comments to explain the answer provided: This is the total of fee-paid judicial office holders (some of whom will hold more than one fee-paid post, and some who will also have a mix of fee-paid and salaried work. The gender breakdown of the 6366 total is 3571 (male) and 2795 (female). The judicial complement is monitored closely, and reflects the fluctuating needs of the business across the jurisdictions. Only the most business critical appointments are agreed to deal with retirements etc.

**048-1. Do these professional judges sitting in courts on an occasional basis deal with a significant part of cases?**

- Yes If yes, please give specifications on the types of cases and an estimate in percentage. ....
- No
- NAP

Comments

**049. Number of non-professional judges who are not remunerated but who may receive a simple defrayal of costs (if possible, on 31 December of the reference year) (e.g. lay judges or "juges**

consulaires”, but not arbitrators or persons sitting on a jury):

	Figure
Gross figure	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
In full time equivalent	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments n/a

**049-1. If such non-professional judges exist at first instance in your country, please specify for which types of cases:**

	Yes	No	Echevinage / mixed bench
Criminal cases (severe)	( )	( )	( )
Criminal cases (misdemeanour and/or minor)	( )	( )	( )
Family law cases	( )	( )	( )
Labour law cases	( )	( )	( )
Social law cases	( )	( )	( )
Commercial law cases	( )	( )	( )
Insolvency cases	( )	( )	( )
Other civil cases	( )	( )	( )

NAP

Comments - If “Other civil cases”, please specify:

**050. Does your judicial system include trial by jury with the participation of citizens?**

Yes

No

Comments n/a

**050-1. If yes, for which type(s) of case(s)?**

Criminal cases

Other than criminal cases

Comments n/a

**051. Number of citizens who were involved in such juries for the year of reference:**

[            ]

[ ] NA

[ X ] NAP

Comments n/a

=

**052. Number of non-judge staff who are working in courts (if possible on 31 December of the reference year) (this data should not include the staff working for public prosecutors; see question 60) (please give the information in full-time equivalent and for posts actually filled)**

	Total	Males	Females
<b>Total non-judge staff working in courts (1 + 2 + 3 + 4 + 5)</b>	14 666 [ ] NA [ ] NAP	4 537 [ ] NA [ ] NAP	10 130 [ ] NA [ ] NAP
<b>1. Rechtspfleger (or similar bodies) with judicial or quasi-judicial tasks having autonomous competence and whose decisions could be subject to appeal</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>2. Non-judge (judicial) staff whose task is to assist the judges such as registrars (case file preparation, assistance during the hearing, helping to draft the decisions)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>3. Staff in charge of different administrative tasks and of the management of the courts (human resources management, material and equipment management, including computer systems, financial and budgetary management, training management)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>4. Technical staff</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>5. Other non-judge staff</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP

Comments - If "Other non-judge staff", please specify: It is not possible to provide a break down of FTE by the functions listed. However, the following breakdown of FTE by gender across different occupational bands can be provided in percentage terms (Band A represents the highest grade below Senior Civil Servant (SCS) and Band F represents the lowest grade. SCS: Men = 42%; women = 58%  
 Band A: Men = 41%; women = 59%  
 Band B: Men = 32%; women = 68%  
 Band C: Men = 31%; women = 69%  
 Band D: Men = 28%; women = 72%  
 Band E: Men = 29%; women = 71%  
 Band F: Men = 38%; women = 62%  
 Grand Total: Men = 31%; women = 69%

**052-1. Number of non-judge staff by instance (if possible, on 31 December of the reference year) (this data should not include the staff working for public prosecutors; see question 60) (please give**

the information in full-time equivalent and for posts actually filled).

	Total	Males	Females
<b>Total non-judge staff working in courts (1+2+3)</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. Total non-judge staff working in courts at first instance level</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. Total non-judge staff working in courts at second instance (court of appeal) level</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3. Total non-judge staff working in courts at Supreme Court level</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments

=

**053. If there are Rechtspfleger (or similar bodies) with judicial or quasi-judicial tasks having autonomous competence and whose decisions could be subject to appeal in your judicial system, please specify in which fields they have a role:**

- Legal aid
- Family cases
- Payment orders
- Registry cases (land and/or business registry cases)
- Enforcement of civil cases
- Enforcement of criminal cases
- Non-litigious cases
- Other cases not mentioned (please describe in comment)
- NAP

Comments - Please briefly describe their status and duties:

**054. Have the courts outsourced certain services under their responsibilities to external providers?**

- Yes
- No

Comments

**054-1. If yes, please specify which services have been outsourced:**

- IT services
- Training of staff
- Security
- Archives



Cleaning

Other types of services (please specify):Data management and analysis; Maintenance; Language education; Outplacement; Capital Works (building alterations, refurbishments and new works) ;Policy and social research; Strategy consultancy; Publishing and writing; Court reporting; In-person language interpretation;Corporate finance and credit

Comments

### C1. Please indicate the sources for answering the questions in this part

Sources: n/a

## 3.3. Public prosecution

### 3.3.1 Public prosecutors and staff

055. Number of public prosecutors (on 31 December of the reference year). (Please give the information in full-time equivalent and for posts actually filled, for all types of courts – general jurisdiction and specialised courts).

	Total	Males	Females
Total number of prosecutors (1 + 2 + 3)	2 707 <input type="checkbox"/> NA <input type="checkbox"/> NAP	1 092 <input type="checkbox"/> NA <input type="checkbox"/> NAP	1 615 <input type="checkbox"/> NA <input type="checkbox"/> NAP
1. Number of prosecutors at first instance level	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
2. Number of prosecutors at second instance (court of appeal) level	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
3. Number of prosecutors at Supreme Court level	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments - Please indicate any useful comment for interpreting the data above:

=

055-1-1. Does your system allow part-time work for prosecutors with proportionally reduced remuneration?

Yes

No

Comments

055-1-2. If yes, please specify in which situation part-time work can be granted? (multiple replies possible):

Child-care

- Elderly care
- For the purposes of early retirement
- Other reason, please specify: .....
- Without reason

Comments

**055-1-3. If yes, what is the percentage of prosecutors working part-time (in relation to the total number of prosecutors)?**

	Total (%)	Male (%)	Females (%)
<b>Total (1 + 2 + 3) (%)</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>1. At first instance level (%)</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>2. At second instance (court of appeal) level (%)</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>3. At Supreme Court level (%)</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments

**055-1-4. What is the percentage of work time of a prosecutor working part-time compared to a full-time equivalent prosecutor?**

- Less than 50%
- 50 - 60%
- 60 - 80%
- More than 80%
- NA
- NAP

Comments

**056. Number of heads of prosecution offices.**

	Total	Males	Females
<b>Total number of heads of prosecution offices (1 + 2 + 3)</b>	19 <input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	9 <input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	10 <input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>1. Number of heads of prosecution offices at first instance level</b>	19 <input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	9 <input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	10 <input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>2. Number of heads of prosecution offices at second instance (court of appeal) level</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

<b>3. Number of heads of prosecution offices at Supreme Court level</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
---	--	--	--

Please provide any useful comment for interpreting the data above:

**057. Do other persons have similar duties to those of public prosecutors?**

Yes

No

Comments - If yes, please specify their titles and functions:

**057-1. Please specify their number (in full-time equivalent):**

[ 129 ]

NA

**059. If yes, is their number included in the number of public prosecutors that you have indicated under question 55?**

Yes

No

NAP

Comments Associate Prosecutors – work with Crown Prosecutors and Paralegals, with the support of administrators. Their work will include:

- Reviewing cases following investigation by police
- Making decisions on which prosecutions should proceed and which charges should be brought
- Preparing cases for prosecution
- Legal research
- Carrying out legal procedures such as bail applications
- Conducting case conferences with other members of the legal profession such as barristers
- Presenting cases in court
- Providing advice to colleagues or member sof the wider criminal justice sector such as police or solicitors

**059-1. Do prosecution offices have prosecutors who are specially trained in areas of domestic violence and sexual violence?**

	-
<b>Domestic violence</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> Yes, specifically for minor victims <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Sexual violence</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> Yes, specifically for minor victims <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - If yes, please specify

=



060. Number of staff (non-public prosecutors) attached to the public prosecution services, if possible, on 31 December of the reference year and without the number of non-judge staff, see question 52 (in full-time equivalent and for posts actually filled).

	Total	Males	Females
Number of staff (non-public prosecutors) attached to the public prosecution service	3 479 [ ] NA	1 086 [ ] NA	2 393 [ ] NA

Comments

## C2. Please indicate the sources for answering the questions in this part

Sources: Crown Prosecution Service HR system (Oracle) data as at 31/12/2020

### 3.4. Gender equality

#### 3.4.1 Specific provisions for facilitating gender equality

061-2. Are there specific provisions for facilitating gender equality within the framework of the procedures for recruiting :

	Yes, please specify	No
judges	( )	( X )
prosecutors	( )	( X )
non-judge staff	( )	( X )
lawyers	( )	( X )
notaries	( )	( X )
enforcement agents	( )	( X )

[ ] NA

Comments - if the situation changed since the reference year, please specify in the comments. If you have additional comments please specify: LAWYERS: Firms must collect, report and publish data about the diversity make up of their workforce every 2 years. The SRA publishes a law firm diversity tool.

Barristers

The BSB Handbook contains Equality Rules specifically related to equality, diversity and inclusion, which also includes fair recruitment. The BSB website on the equality and diversity also provides supporting information, including:

- case studies and detail on legal and/or regulatory requirements for each section of our Equality Rules (eg fair recruitment and parental leave);
- practical guidance for equality and diversity officers and diversity data officers;
- model policies and a model equality and diversity action plan;

- a model diversity data questionnaire; and
- a directory of equality and diversity organisations.

**061-3. Are there specific provisions for facilitating gender equality within the framework of the procedures for promoting :**

	Yes, please specify	No
<b>judges</b>	( )	( X )
<b>prosecutors</b>	( )	( X )
<b>non-judge staff</b>	( )	( X )
<b>lawyers</b>	( )	( X )
<b>notaries</b>	( )	( X )
<b>enforcement agents</b>	( )	( X )

Comments - If the situation changed since the reference year or you have additional comments, please specify:

=

**061-3-1. Are there specific provisions for facilitating gender equality within the framework of the procedures for the appointment of:**

	Yes / No
<b>Court president</b>	( ) Yes If “yes”, please specify:[Comment] ( ) No
<b>Head of prosecution services</b>	( ) Yes If “yes”, please specify:[Comment] ( ) No

Comments

**3.4.2 At national level**

**061-5. Does your country have an overarching document (e.g. policy/strategy/action plan/program) on gender equality that applies specifically to the judiciary?**

- ( ) Yes  
( ) No

Comments - If the situation changed since the reference year, please indicate in the comments. Could you specify the reference or internet link of this/these document(s) or send/upload it/them to us?

**061-6. At national level, is there any specific person (e.g. an equal opportunities commissioner) / institution dealing with gender issues in the justice system concerning:**

	Yes, please specify	No
The recruitment of judges	( )	( )
The promotion of judges	( )	( )
The recruitment of prosecutors	( )	( X )
The promotion of prosecutors	( )	( )
The recruitment of non-judge staff	( )	( )
The promotion of non-judge staff	( )	( )

Comments - if other than recruitment and/or promotion, please specify. If the situation changed since the reference year, please specify in the comments:

**061-6-1. Please specify the text which set up this person/institution :**

(title, date, nature of the text)

[ ] NAP

**061-6-2. Please specify the status of this person/institution:**

(e.g. independent, attached to the Ministry of Justice, to the High Judicial Council or equivalent or to an inter-ministerial institution specifically dedicated to gender equality)

[ ] NAP

**061-6-3. Please specify if this person/institution has an information and consultative function or if its opinions/decisions have legal consequences:**

(e.g. to block a decision or allow an appeal)

[ ] NAP

**3.4.3 At court/public prosecution services level**



**061-7. At the court or public prosecution services level, is there a person (e.g. an equal opportunities commissioner)/institution specifically dedicated to ensure the respect of gender**

**equality in the organisation of judicial work:**

	Yes	No
<b>in courts (judges)</b>	( )	( )
<b>in public prosecution services (prosecutors)</b>	( )	( X )
<b>for courts' non-judge staff</b>	( )	( )

Comments - Please specify the details of this person/institution, in particular its titles and function:

**061-8. Does the feminisation of certain functions, if it exists in your country, within courts or public prosecution services, lead to concrete changes in the organisation of the work in the following areas:**

	Yes	No
<b>Assignment to different positions</b>	( )	( )
<b>Workload distribution</b>	( )	( )
<b>Working hours</b>	( )	( )
<b>Modalities of teleworking and presence in the workspace</b>	( )	( )
<b>Replacement of absent persons</b>	( )	( )
<b>Organisation of the hearings</b>	( )	( )
<b>Other</b>	( )	( )

Comments - If other, please specify. Could you also indicate concrete examples referring to the various possibilities mentioned? If the situation changed since the reference year, please specify in the comments.

**061-9. In order to improve gender balance in access to different judicial professions and equality in promotion and in access to functions of responsibility, what are the measures, in your country, which:**

have been already implemented (please specify) :

are planned (please specify) :

Comments - If the situation changed since reference year, please specify in the comments.

NAP

**061-10. Are there evaluation studies or official reports regarding the main causes of possible inequalities with regard to:**

- Recruitment procedures, please specify: .....
- Appointment to the position of court president, please specify: .....
- Appointment to the position of head of prosecution services, please specify: .....
- Promotion procedures and access to the functions of responsibility, please specify: .....
- Other studies, please specify: .....

NAP

Comments - Please specify also the reference documents.

**3.5 Use of information technologies in courts**

**3.5.1 General policies in Information Technology in judicial systems**

**062-1. Basic principles and models used in Information technology policies and strategies definition**

	Organisation
IT policies and strategies	<input type="checkbox"/> Defined and coordinated at national level by one institution <input checked="" type="checkbox"/> Defined and coordinated at national level by several institutions <input type="checkbox"/> Defined and coordinated at unit/stakeholder level <input type="checkbox"/> Other
IT Governance	<input type="checkbox"/> Governed at national level by one institution <input checked="" type="checkbox"/> Governed at national level by several institutions <input type="checkbox"/> Organised at unit/stakeholder level <input type="checkbox"/> Other

Comments n/a

**065-1. In case there is a national structure in charge of the strategic policy making and governance of the judicial system modernisation (including also IT) what is the composition of this structure?**

- administrative, technical and scientific staff only
- mixed teams of judicial staff (judges/prosecutors/etc.) and administrative/technical/scientific staff
- other (please specify in a comment)



Comments - (please specify if there are other modernisation approaches that have been implemented): n/a

**065-2. Which is the organisational model primarily chosen for conducting structural IT projects in courts and the management of applications (maintenance, evolution)?**

	Implementing new projects	Management of applications
Mainly by an IT department with the help of professionals in the field (judges, prosecutors, non-judge judicial staff, etc.)	( X ) Yes ( ) No	( X ) Yes ( ) No
Mainly by professionals in the field (judges, prosecutors, non-judge judicial staff, etc.) with the help of an internal IT department and/or an external service provider	( ) Yes ( X ) No	( ) Yes ( X ) No
Other alternatives (external service provider only – specify in a comment)	( ) Yes ( X ) No	( ) Yes ( X ) No

Comments - please also describe in case of “other alternatives” n/a

**065-4. Have you measured the impact resulting from the implementation of one or several components of your new information system?**

( X ) Yes

( ) No

n/a

**065-4-1. If yes, have you measured the impact on (multiple answers possible):**

[ X ] Business processes

[ X ] Workload

[ X ] Human resources

[ X ] Costs

[ X ] Other, please specify customer service

Comments (please specify examples of the impact) n/a

**3.5.2 Security of courts information system and personal data protection**

**065-5. Are there independent audits or other mechanisms to contribute to the global security policy regarding the information system of the judiciary ?**

( X ) Yes

( ) No

Comments (please specify in particular if national frameworks of information security exist): Use of external and independent cybersecurity experts; adherence to government frameworks and standards

**065-6. Is the protection of personal data managed by courts ensured at legislative level?**

( X ) Yes

( ) No

Comment - If yes, please specify among others: if there are authorities specifically responsible for protection of personal data; the extent of the rights granted to citizens in the specific framework of software used by courts; if there are controls or limitations by law regarding the sharing of databases managed by courts with other administrations (police, etc.) Above all covered by Information Commissioner's Office

### 3.5.3 Centralised databases for decision support

#### 062-4. Is there a centralised national database of court decisions (case-law, etc.)?

Yes

Non

Comments

##### 062-4-1. If yes, please specify the following information:

	For 1st instance decisions	For 2nd instance decisions	For 3rd instance decisions	Link with ECHR case law	Data anonymised	Case-law database available free online	Case-law database available in open data
<b>Civil and/or commercial</b>	<input type="checkbox"/> Yes all judgements <input type="checkbox"/> Yes some judgements <input type="checkbox"/> No	<input type="checkbox"/> Yes all judgements <input type="checkbox"/> Yes some judgements <input type="checkbox"/> No	<input type="checkbox"/> Yes all judgements <input type="checkbox"/> Yes some judgements <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Criminal</b>	<input type="checkbox"/> Yes all judgements <input type="checkbox"/> Yes some judgements <input type="checkbox"/> No	<input type="checkbox"/> Yes all judgements <input type="checkbox"/> Yes some judgements <input type="checkbox"/> No	<input type="checkbox"/> Yes all judgements <input type="checkbox"/> Yes some judgements <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Administrative</b>	<input type="checkbox"/> Yes all judgements <input type="checkbox"/> Yes some judgements <input type="checkbox"/> No	<input type="checkbox"/> Yes all judgements <input type="checkbox"/> Yes some judgements <input type="checkbox"/> No	<input type="checkbox"/> Yes all judgements <input type="checkbox"/> Yes some judgements <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

Comments - if it exists in other matters please specify

#### 062-6. Is there a computerised national record centralising all criminal convictions?

Yes

No

Comments

##### 062-6-1. If yes, please specify the following information:

Linkage with other European records of the same nature

Content directly available through computerised means for judges and/or prosecutors

Content directly available for purposes other than criminal (civil and administrative matters)

Comments - Please specify who is the authority delivering the access

### 3.5.4 Writing assistance tools

062-7. Are there writing assistance tools for which the content is coordinated at national level?  
(models or templates, paragraphs already pre-written, etc.)

Yes

No

Comment – if it exists in other matters please specify

062-7-1. If yes, please specify the following information:

	Availability rate
<p><b>Civil and/or commercial</b></p>	<p><input type="checkbox"/> 100% (all templates are available for all courts of this matter)</p> <p><input checked="" type="checkbox"/> 50-99% (most of the templates are available for all courts or all templates for most of the courts)</p> <p><input type="checkbox"/> 10-49% (some of the templates are available for most of the courts or most of the templates for some of the courts)</p> <p><input type="checkbox"/> 1-9% (just starting to become available or in testing phase)</p> <p><input type="checkbox"/> 0% (NAP) (does not exist at all for this matter)</p> <p><input type="checkbox"/> NA</p>
<p><b>Criminal</b></p>	<p><input checked="" type="checkbox"/> 100% (all templates are available for all courts of this matter)</p> <p><input type="checkbox"/> 50-99% (most of the templates are available for all courts or all templates for most of the courts)</p> <p><input type="checkbox"/> 10-49% (some of the templates are available for most of the courts or most of the templates for some of the courts)</p> <p><input type="checkbox"/> 1-9% (just starting to become available or in testing phase)</p> <p><input type="checkbox"/> 0% (NAP) (does not exist at all for this matter)</p> <p><input type="checkbox"/> NA</p>

<b>Administrative</b>	<input type="checkbox"/> 100% (all templates are available for all courts of this matter) <input checked="" type="checkbox"/> 50-99% (most of the templates are available for all courts or all templates for most of the courts) <input type="checkbox"/> 10-49% (some of the templates are available for most of the courts or most of the templates for some of the courts) <input type="checkbox"/> 1-9% (just starting to become available or in testing phase) <input type="checkbox"/> 0% (NAP) (does not exist at all for this matter) <input type="checkbox"/> NA
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**062-8. Are there voice recording tools?**

Yes

No

Comments

**062-8-1. If yes, please specify:**

	<b>Availability of simple dictation tools</b>	<b>Availability of multiple speakers recording tools</b>	<b>Voice recognition feature</b>
<b>Civil and/or commercial</b>	<input type="checkbox"/> in all courts <input type="checkbox"/> in most of the courts <input type="checkbox"/> in some courts / some pilot phases <input checked="" type="checkbox"/> not available for this matter <input type="checkbox"/> NA	<input type="checkbox"/> in all courts <input checked="" type="checkbox"/> in most of the courts <input type="checkbox"/> in some courts / some pilot phases <input type="checkbox"/> not available for this matter <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> Pilot testing <input checked="" type="checkbox"/> No <input type="checkbox"/> NA
<b>Criminal</b>	<input type="checkbox"/> in all courts <input type="checkbox"/> in most of the courts <input type="checkbox"/> in some courts / some pilot phases <input checked="" type="checkbox"/> not available for this matter <input type="checkbox"/> NA	<input type="checkbox"/> in all courts <input type="checkbox"/> in most of the courts <input checked="" type="checkbox"/> in some courts / some pilot phases <input type="checkbox"/> not available for this matter <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> Pilot testing <input checked="" type="checkbox"/> No <input type="checkbox"/> NA
<b>Administrative</b>	<input type="checkbox"/> in all courts <input type="checkbox"/> in most of the courts <input type="checkbox"/> in some courts / some pilot phases <input checked="" type="checkbox"/> not available for this matter <input type="checkbox"/> NA	<input type="checkbox"/> in all courts <input type="checkbox"/> in most of the courts <input type="checkbox"/> in some courts / some pilot phases <input checked="" type="checkbox"/> not available for this matter <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> Pilot testing <input checked="" type="checkbox"/> No <input type="checkbox"/> NA

**062-9. Is there an intranet site within the judicial system for distribution of news/novelities?**

Availability rate:

- 100% - accessible to everyone in judiciary
- 50-99% - accessible for most judges/prosecutors in all instances
- 10-49% - in some courts only
- 1-9% - in one court only
- 0% (NAP) - No access

NA

Comments

### 3.5.5 Technologies used for administration of the courts and case management

#### 063-1. Is there a case management system (CMS) ? (Software used for registering judicial proceedings and their management)

- Yes
- No

Comments - if it exists in other matters please specify n/a

#### 063-1-1. If yes, please specify the following information:

	CMS deployment rate	Status of case online	Centralised or interoperable database	Early warning signals (for active case management)	Status of integration/connection of a CMS with a statistical tool
<b>Civil and/or commercial</b>	<input checked="" type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input type="checkbox"/> Accessible to parties <input type="checkbox"/> Publication of decision online <input checked="" type="checkbox"/> Both <input type="checkbox"/> Not accessible at all <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Fully integrated including BI <input type="checkbox"/> Integrated <input checked="" type="checkbox"/> Not integrated but connected <input type="checkbox"/> Not connected at all <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Criminal</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input checked="" type="checkbox"/> NA	<input type="checkbox"/> Accessible to parties <input type="checkbox"/> Publication of decision online <input type="checkbox"/> Both <input checked="" type="checkbox"/> Not accessible at all <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Fully integrated including BI <input checked="" type="checkbox"/> Integrated <input type="checkbox"/> Not integrated but connected <input type="checkbox"/> Not connected at all <input type="checkbox"/> NA <input type="checkbox"/> NAP

<b>Administrative</b>	<input checked="" type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input type="checkbox"/> Accessible to parties <input type="checkbox"/> Publication of decision online <input type="checkbox"/> Both <input checked="" type="checkbox"/> Not accessible at all <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Fully integrated including BI <input checked="" type="checkbox"/> Integrated <input type="checkbox"/> Not integrated but connected <input type="checkbox"/> Not connected at all <input type="checkbox"/> NA <input type="checkbox"/> NAP
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Comment - If it exists in other matters please specify:

## 063-2. Computerised registries managed by courts

	Deployment rate	Data consolidated at national level	Service available online	Statistical module integrated or connected
<b>Land registry</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input checked="" type="checkbox"/> NA	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Business registry</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input checked="" type="checkbox"/> NA	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP

Comment – if it exists in other matters please specify: n/a

## Budgetary and financial monitoring

### 063-6. Budgetary and financial management systems of courts

	Tool deployment rate	Data consolidated at national level	System communicating with other ministries (financial among others)
<b>Budgetary and financial management of courts</b>	<input checked="" type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Justice expenses management</b>	<input type="checkbox"/> 100% <input checked="" type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP

Other (please specify in comments)	<input type="checkbox"/> 100%	<input type="checkbox"/> Yes	<input type="checkbox"/> Yes
	<input type="checkbox"/> 50-99%	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> No
	<input type="checkbox"/> 10-49%	<input type="checkbox"/> NA	<input type="checkbox"/> NA
	<input type="checkbox"/> 1-9%	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP
	<input type="checkbox"/> 0% (NAP)		
	<input checked="" type="checkbox"/> NA		

Comments

### Other tools of courts management

**063-7. Measurement tools to assess the workload of judges, prosecutors and/or non-judge/non-prosecutor staff (tool quantifying the activity of judges, prosecutors and/or non-judge/non-prosecutor staff – for example the number of cases resolved)**

Yes

No

Comments n/a

**063-7-1. If yes, please specify the following information:**

	Tools deployment rate	Data used for monitoring at national level	Data used for monitoring at court local level	Tool integrated in the CMS
<b>For judges</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input checked="" type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>For prosecutors</b>	<input checked="" type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>For non-judge/non-prosecutor staff</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input checked="" type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

### 3.5.6 Technologies used for communication between courts, professionals and/or court users

**064-2. Is there a possibility to submit a case to courts by electronic means?(possibility to introduce a case by electronic means, for example an e-mail or a form on a website)**

Yes

No

**064-2-1. If yes, please specify the following information:**

	Availability rate	Simultaneous submission of cases in paper form remains mandatory	Specific legislative framework authorising the submission of a case	An integrated/connect ed tool with the CMS
<b>Civil and/or commercial</b>	<input type="checkbox"/> 100% <input checked="" type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Criminal</b>	<input type="checkbox"/> 100% <input checked="" type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Administrative</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input checked="" type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - if it exist in other matters please specify

**064-3. Is it possible to request legal aid by electronic means?**

Yes

No

Comments

**064-3-1. If yes, please specify the following information:**

	Requesting legal aid electronically
<b>Availability rate</b>	<input type="checkbox"/> 100% <input checked="" type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA
<b>Formalisation of the request in paper form remains mandatory</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Specific legislative framework regarding requests for legal aid by electronic means</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP



<b>Granting legal aid is also electronic</b>	( X ) Yes ( ) No [ ] NA [ ] NAP
<b>Information available in CMS</b>	( X ) Yes ( ) No [ ] NA [ ] NAP

**064-4. Is it possible to transmit summons to a judicial meeting or a hearing by electronic means? (a judicial meeting relates to stages prior to a court hearing, with a view to mediation or conciliation)**

( ) Yes

( X ) No

Comments

**064-4-1. If yes, please specify the following information:**

	<b>Summons produced by CMS</b>	<b>Simultaneous summon in paper form remains mandatory</b>	<b>Consent of the user to be notified by electronic means</b>	<b>Modalities (if other please specify in comments)</b>	<b>Specific legislative framework</b>
<b>Civil and/or commercial</b>	[ ]	[ ]	[ ]	[ ] SMS [ ] E-mail [ ] Specific computer application [ ] Other	[ ]
<b>Criminal</b>	[ ]	[ ]	[ ]	[ ] SMS [ ] E-mail [ ] Specific computer application [ ] Other	[ ]
<b>Administrative</b>	[ ]	[ ]	[ ]	[ ] SMS [ ] E-mail [ ] Specific computer application [ ] Other	[ ]

Comments

**Use of information technologies for improving the quality of the communication between courts and professionals**

**064-6. Are there possibilities of electronic communication between courts and lawyers and/or parties? (sending of electronic files and data concerning a judicial proceeding with or without scanned documents, mainly to develop dematerialised communication)**

	<b>Tool deployment rate</b>	<b>Trial phases concerned</b>	<b>Modalities (if there are different according to the trial phases or if other, please specify in a comment)</b>	<b>Specific legal framework</b>	<b>Availability for</b>
<b>Civil and/or commercial</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input checked="" type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Submission of a case to a court <input checked="" type="checkbox"/> Phases preparatory to a hearing <input checked="" type="checkbox"/> Schedule of hearings and/or deferrals <input checked="" type="checkbox"/> Transmission of court decisions	<input checked="" type="checkbox"/> E-mail <input checked="" type="checkbox"/> Specific computer application <input checked="" type="checkbox"/> Other	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Lawyers <input checked="" type="checkbox"/> Parties not represented by lawyer
<b>Criminal</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input checked="" type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Submission of a case to a court <input checked="" type="checkbox"/> Phases preparatory to a hearing <input checked="" type="checkbox"/> Schedule of hearings and/or deferrals <input checked="" type="checkbox"/> Transmission of court decisions	<input checked="" type="checkbox"/> E-mail <input checked="" type="checkbox"/> Specific computer application <input checked="" type="checkbox"/> Other	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Lawyers <input checked="" type="checkbox"/> Parties not represented by lawyer
<b>Administrative</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input checked="" type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Submission of a case to a court <input checked="" type="checkbox"/> Phases preparatory to a hearing <input checked="" type="checkbox"/> Schedule of hearings and/or deferrals <input checked="" type="checkbox"/> Transmission of court decisions	<input checked="" type="checkbox"/> E-mail <input checked="" type="checkbox"/> Specific computer application <input checked="" type="checkbox"/> Other	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> Lawyers <input type="checkbox"/> Parties not represented by lawyer

Comments

**064-7. Terms and conditions of electronic communication used by professionals other than lawyers (sending of electronic data concerning a judicial proceeding with or without scanned**

documents, mainly to develop dematerialised communication)

	Tool deployment rate	Modalities (if there are different according to the deeds or if other, please specify in a comment)	Specific legal framework
Enforcement agents (as defined in Q169 and following)	<input type="checkbox"/> 100% <input checked="" type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input type="checkbox"/> E-mail <input type="checkbox"/> Specific computer application <input checked="" type="checkbox"/> Other	<input type="checkbox"/> Yes
Notaries (as defined in Q192 and following)	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input checked="" type="checkbox"/> NA	<input type="checkbox"/> E-mail <input type="checkbox"/> Specific computer application <input type="checkbox"/> Other	<input type="checkbox"/> Yes
Experts (as defined in Q202 and following)	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input checked="" type="checkbox"/> NA	<input type="checkbox"/> E-mail <input type="checkbox"/> Specific computer application <input type="checkbox"/> Other	<input type="checkbox"/> Yes
Judicial police services	<input type="checkbox"/> 100% <input checked="" type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input type="checkbox"/> E-mail <input checked="" type="checkbox"/> Specific computer application <input type="checkbox"/> Other	<input checked="" type="checkbox"/> Yes

Comments

**064-9. Are there online processing systems of specialised litigation (small claim litigation, undisputed claims, preparatory phases to the resolution of family conflicts, etc. – please, specify in “comments” section)?**

Yes

No

Comments – Please describe the system that exists.

**Use of information technologies between courts, professionals and users in the framework of judicial proceedings**

**064-10. Videoconferencing between courts, professionals and/or users (this concerns the use of audio-visual devices in the framework of judicial proceedings such as the hearing of parties, etc.)**

Yes

No

Comments

**064-10-1. If yes, please specify the following information and describe in comments of this section the cases of actual use of videoconferencing and the expected benefits (for example, the use of this device to reduce the number of detainees' transfers to the court):**

	Deployment rate (chose one only)	Proceeding phase	Specific legislative framework
<b>Civil and/or commercial</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input checked="" type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Prior to the hearing <input checked="" type="checkbox"/> During the hearing <input type="checkbox"/> After the hearing	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Criminal</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input checked="" type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input type="checkbox"/> Prior to the hearing <input checked="" type="checkbox"/> During the hearing <input type="checkbox"/> After the hearing	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Administrative</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input checked="" type="checkbox"/> NA	<input type="checkbox"/> Prior to the hearing <input type="checkbox"/> During the hearing <input type="checkbox"/> After the hearing	<input type="checkbox"/> Yes <input type="checkbox"/> No

Comments

**064-11. Recording of hearings or debates (sound or audio-visual recording during the investigation and/or trial phase(s))**

Yes

No

Comments

**064-11-1. If yes, please specify the following information:**

	Tool deployment rate	Type of recording	Specific legislative framework
<b>Civil and/or commercial</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input checked="" type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input type="checkbox"/> Sound <input type="checkbox"/> Video <input checked="" type="checkbox"/> Both <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Criminal</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input checked="" type="checkbox"/> 10-49% <input type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Sound <input type="checkbox"/> Video <input type="checkbox"/> Both <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP

<b>Administrative</b>	<input type="checkbox"/> 100% <input type="checkbox"/> 50-99% <input type="checkbox"/> 10-49% <input checked="" type="checkbox"/> 1-9% <input type="checkbox"/> 0% (NAP) <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Sound <input type="checkbox"/> Video <input type="checkbox"/> Both <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA <input type="checkbox"/> NAP
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### 064-12. Is electronic evidence admissible?

	<b>Admissibility of electronic evidence</b>	<b>Legislative framework</b>
<b>Civil and/or commercial</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> General law only <input type="checkbox"/> General and specialised law <input checked="" type="checkbox"/> Specialised law only <input type="checkbox"/> NAP
<b>Criminal</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> General law only <input type="checkbox"/> General and specialised law <input checked="" type="checkbox"/> Specialised law only <input type="checkbox"/> NAP
<b>Administrative</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> General law only <input type="checkbox"/> General and specialised law <input checked="" type="checkbox"/> Specialised law only <input type="checkbox"/> NAP

Comments - Other devices of electronic communication between courts, professionals and/or users

## 3.6. Performance and evaluation

### 3.6.1 National policies applied in courts and public prosecution services

**066. Are quality standards determined for the judicial system at national level (are there quality systems for the judiciary and/or judicial quality policies)?**

Yes

No

Comments - If yes, please specify:

**067. Do you have specialised personnel entrusted with implementation of these national level quality standards?**

	<b>Yes / No</b>
<b>within the courts</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>within the public prosecution services</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Comments

### 3.6.2 Performance and quality objectives at court level/public prosecution services



#### **077. Concerning court activities, have you defined performance and quality indicators?**

Yes

No

Comments

#### **078. If yes, please select the main performance and quality indicators that have been defined for courts:**

- number of incoming cases
- length of proceedings (timeframes)
- number of resolved cases
- number of pending cases
- backlogs
- productivity of judges and court staff
- satisfaction of court staff
- satisfaction of users (regarding the services delivered by the courts)
- costs of the judicial procedures
- number of appeals
- appeal ratio
- clearance rate
- disposition time
- other (please specify): .....

Comments Also produce other bespoke indicators such as; Digital uptake and introduced an R rate to manage COVID recovery

#### **077-1. Concerning public prosecution activities, have you defined performance and quality indicators?**

Yes

No

Comments

#### **078-1. If yes, please select the main performance and quality indicators for the public prosecution services that have been defined:**

- number of incoming cases
- length of proceedings (timeframes)
- number of resolved cases
- number of pending cases
- backlogs
- productivity of prosecutors and prosecution staff

- [ X ] satisfaction of prosecution staff
- [ X ] satisfaction of users (regarding the services delivered by the public prosecutors)
- [ ] costs of the judicial procedures
- [ X ] clearance rate
- [ X ] disposition time
- [ X ] percentage of convictions and acquittals
- [ ] other (please specify): .....

Comments

**073. Do you have a system to evaluate regularly court performance based primarily on the defined indicators?**

- ( X ) Yes
- ( ) No

Comments

**073-0. If yes, please specify the frequency:**

- ( ) Annual
- ( ) Less frequent
- ( X ) More frequent

Comments - If “Less frequent” or “More frequent”, please specify:

**073-1. Is this evaluation of the court activity used for the later allocation of resources within this court?**

- ( X ) Yes
- ( ) No

Comments

**073-2. If yes, which courses of action are taken?**

- [ X ] Identifying to the causes of improved or deteriorated performance
- [ X ] Reallocating resources (human/financial resources based on performance (treatment)
- [ X ] Reengineering of internal procedures to increase efficiency (treatment)
- [ ] Other (please specify): .....

Comments

**073-3. Do you have a system to evaluate regularly the performance of the public prosecution services based primarily on the defined indicators?**

- ( X ) Yes
- ( ) No

Comments

**073-4. If yes, please specify the frequency:**

- Annual
- Less frequent
- More frequent

Comments - If "less frequent" or "more frequent", please specify:

**073-5. Is this evaluation of the activity of public prosecution services used for the later allocation of resources within this public prosecution service?**

- Yes
- No

Comments

**073-6. If yes, which courses of action are taken?**

- Identifying to the causes of improved or deteriorated performance
- Reallocating resources (human/financial resources based on performance (treatment))
- Reengineering of internal procedures to increase efficiency (treatment)
- Other (please specify): .....

Comments

=

**079. Who is responsible for evaluating the performance of the courts (multiple replies possible)?**

- High Judicial Council
- Ministry of Justice
- Inspection authority
- Supreme Court
- External audit body
- Other (please specify): .....

Comments

**079-1. Who is responsible for evaluating the performance of the public prosecution services (multiple replies possible)?**

- Public Prosecutorial Council
- Ministry of Justice
- Head of the organisational unit or hierarchically superior public prosecutor
- Prosecutor General /State public prosecutor
- External audit body
- Other (please specify): .....

Comments



### 3.6.3 Measuring courts' / public prosecution services activity



#### **070. Do you regularly monitor court activities (performance and quality) concerning:**

- number of incoming cases
- length of proceedings (timeframes)
- number of resolved cases
- number of pending cases
- backlogs
- productivity of judges and court staff
- satisfaction of court staff
- satisfaction of users (regarding the services delivered by the courts)
- costs of the judicial procedures
- number of appeals
- appeal ratio
- clearance rate
- disposition time
- other (please specify): .....

Comments

#### **070-1. Do you regularly monitor public prosecution activities (performance and quality) concerning:**

- number of incoming cases
- length of proceedings (timeframes)
- number of resolved cases
- number of pending cases
- backlogs
- productivity of prosecutors and prosecution staff
- satisfaction of prosecution staff
- satisfaction of users (regarding the services delivered by the by the public prosecution)
- costs of the judicial procedures
- clearance rate
- disposition time
- percentage of convictions and acquittals
- other (please specify): .....

Comments

#### **071. Do you monitor the number of pending cases and cases that are not processed within a reasonable timeframe (backlogs) for:**

civil law cases

criminal law cases

administrative law cases

Comments

### 072. Do you monitor waiting time during judicial proceedings?

	Yes (If yes, please specify)	No
within the courts	( X )	( )
within the public prosecution services	( X )	( )

Comments

## 3.6.4 Information regarding courts /public prosecution services activity

### 080. Is there a centralised institution that is responsible for collecting statistical data regarding the functioning of the courts?

Yes (please indicate the name and the address of this institution): Analysis and Performance, HMCTS, 102 Petty France, London, SW1H 9AJ

No

Comments HMCTS\_Analysis\_and@Justice.gov.uk

#### 080-1. Are the statistics on the functioning of each court published?

Yes, on the internet

No, only internally (on an intranet website)

No

Comments Published externally by Ministry of Justice AND also internally (as Management Information) by HMCTS

=

#### 080-2. Is there a centralised institution that is responsible for collecting statistical data regarding the functioning of the public prosecution services?

Yes (please indicate the name and the address of this institution): CPS

No

Comments The CPS publishes key statistics each quarter and produces an annual report

#### 080-3. Are the statistics on the functioning of each public prosecution service published?

Yes, on the internet

No, only internally (on an intranet website)

No

Comments The CPS publishes key statistics each quarter and produces an annual report

=

**081. Are individual courts required to prepare an activity report (that includes, for example, data on the number of resolved cases or pending cases, the number of judges and administrative staff, targets and assessment of the activity)?**

( ) Yes

( X ) No

Comments - If yes, please describe the content of the report and its audience (i.e. to whom the report is intended):

**081-1. If yes, please specify in which form this report is released:**

[ ] Internet

[ ] Intranet (internal) website

[ ] Paper distribution

Comments

**081-2. If yes, please, indicate the periodicity at which the report is released:**

( ) Annual

( ) Less frequent

( ) More frequent

Comments

=

**081-3. Are public prosecution services required to prepare an activity report (that includes, for example, data on the number of incoming cases, the number of decisions, the number of public prosecutors and administrative staff, targets and assessment of the activity)?**

( ) Yes

( X ) No

Comments - If yes, please describe the content of the report and its audience (i.e. to whom the report is intended): n/a

**081-4. If yes, please specify in which form this report is released:**

[ ] Internet

[ ] Intranet (internal) website

[ ] Paper distribution

Comments

**081-5. If yes, please, indicate the periodicity at which the report is released:**

( ) Annual

( ) Less frequent

( ) More frequent

Comments

### 3.6.5 Courts administration

**082. Is there a process or structure of dialogue between the public prosecution services and courts regarding the way cases are presented before courts (for example the organisation, number and planning of hearings, on-call service for urgent cases, selection of simplified procedures of prosecution...)?**

Yes

No

Comments - If yes, please specify: Where more serious cases are sent to the Crown Court, a plea and trial preparation hearing is held. This is where the court is apprised of the issues in the case and sets the trial date. The court also sets a timetable to ensure all necessary steps are taken in preparation for the trial. The prosecution, defendant and their legal representatives attend this hearing. Not Guilty Anticipated Pleas (NGAP) and Guilty Anticipated Pleas (GAP): Under the principles of Transforming Summary Justice, anticipated guilty plea cases are listed 14 calendar days after charge in specific GAP courts, with the aim of concluding all stages at one hearing, including sentencing. Cases where a not guilty plea is expected are listed 28 calendar days after charge in NGAP courts. There are less slots available in NGAP courts as these cases involve case management for trial and therefore often take longer.

Urgent Warrants: Magistrates' Courts deal with a number of urgent applications, such as search warrants and warrants of further detention, which are applications made by the Police. Where possible, these applications are dealt with in court – however, outside of court sitting hours/days an 'out of hours' service is provided whereby a legal adviser and magistrate are on call to hear such applications over the phone at any time of the day. Single Justice Procedure (SJP): Since 2015, the Single Justice Procedure has been used to deal with low level, summary only non-imprisonable offences such as speeding, fare evasion and TV licence prosecutions. These cases are dealt with outside of the courtroom by a single justice sitting with a legal adviser. The prosecutor (whether the Police or Non-Police prosecutor) is not present – they simply serve the SJP Notice and evidence to the court and the case is heard by the single justice on the papers including any plea and mitigation provided by the defendant. Any cases which are not dealt with by SJP, such as not guilty pleas, will be dealt with by way of a court hearing with the prosecutor present. Agreed volumes of SJP cases are discussed and approved between the local prosecutor and the courts so sufficient sessions can be planned to deal with this work. As we onboard SJP prosecutors to Common Platform as part of Reform, dialogue will continue with prosecutors via various operational groups at national and regional level underpinned by Memorandum of Understanding and Service Level Agreements.

**082-1. Is there in general a process or structure of dialogue between lawyers and courts regarding the way cases are presented before courts in other than criminal matters (e.g. organisation, number and planning of hearings, on-call service for urgent cases)?**

Yes

No

Comments - If yes, please specify:

### 3.6.6 Performance and evaluation of judges and public prosecutors

**083. Are there quantitative performance targets defined for each judge (e.g. the number of resolved cases in a month or year)?**

Yes

No

Comments n/a

**083-1. Who is responsible for setting the individual targets for each judge?**

Executive power (for example the Ministry of Justice)

- Legislative power
- Judicial power (for example the High Judicial Council, Supreme Court)
- President of the court
- Other (please specify): .....
- NAP

Comments n/a

**114. Is there a system of qualitative individual assessment of the judges' work?**

- Yes
- No

Comments n/a

**114-1. If yes, please specify the frequency of this assessment:**

- Annual
- Less frequent
- More frequent

=

**083-2. Are there quantitative performance targets defined for each public prosecutor (e.g. the number of decisions in a month or year)?**

- Yes
- No

Comments n/a

**083-3. Who is responsible for setting the individual targets for each public prosecutor**

- Executive power (for example the Ministry of Justice)
- Prosecutor General /State public prosecutor
- Public Prosecutorial Council
- Head of the organisational unit or hierarchically superior public prosecutor
- Other (please specify): .....
- NAP

Comments n/a

**120. Is there a system of qualitative individual assessment of the public prosecutors' work?**

- Yes
- No

Comments n/a

**120-1. If yes, please specify the frequency of this assessment:**

- Annual
- Less frequent

( X ) More frequent

Comments n/a

#### C4. Please indicate the sources for answering the questions in this part

Sources: n/a

### 4. Fair trial

#### 4.1. Principles

##### 4.1.1 Principles of fair trial

**084. Percentage of first instance criminal in absentia judgments (cases in which the suspect is not attending the hearing in person nor is represented by a lawyer)?**

[            ]

[ X ] NA

[ ] NAP

Comments - Please add methodology for calculation used. n/a

**085. Is there a procedure to effectively challenge a judge (recusal), if a party considers that the judge is not impartial?**

( ) Yes

( X ) No

Comments - Please could you briefly specify: n/a

**085-1. If yes, what is the ratio between the total number of initiated procedures and the total number of recusals pronounced (in the reference year):**

[            ]

[ ] NA

Comments

**086. Is there in your country a monitoring system for the violations related to Article 6 of the European Convention on Human Rights?**

[ X ] For civil procedures (non-enforcement)

[ X ] For civil procedures (timeframe)

[ X ] For criminal procedures (timeframe)

[ ] NAP

Comments - Please specify what are the terms and conditions of this monitoring system (information related to acknowledged violations by ECHR at the State/courts level; implementation of internal systems to prevent other violations (that are similar) and if possible to

measure an evolution of the established violations): The Government publishes an annual report on European Court of Human Rights judgments that have found violations in UK cases and the actions the Government has taken to address them. The report is examined by the Parliamentary Joint Committee on Human Rights. The Committee can hold oral evidence sessions with Ministers. The Ministry of Justice monitors the individual and general measures being taken by the lead department for each case to ensure that the UK abides by these judgments.

The annual report is published at <https://www.gov.uk/government/collections/human-rights-the-governments-response-to-human-rights-judgments>

## **086-1. 1 Is there in your country a possibility to review a case after a finding of a violation of the European Convention on Human Rights by the European Court of Human Rights?**

Yes

No

NAP

Comments Following an adverse judgment, the lead department for the case will determine the individual measures necessary to address the violation.

### **D1. Please indicate the sources for answering the questions in this part**

Sources: n/a

## **4.2. Timeframe of proceedings**

### **4.2.1 General information**

#### **087. Are there specific procedures for urgent matters regarding:**

civil cases

criminal cases

administrative cases

There is no specific procedure for urgent matters

Comments - If yes, please specify:

#### **088. Are there simplified procedures for:**

civil cases (small disputes)

criminal cases (misdemeanour cases)

administrative cases

There is no simplified procedure

Comments - If yes, please specify:

#### **088-1. For these simplified procedures, may judges deliver an oral judgement with a written order and without the full reasoning of the judgement ?**

civil cases

criminal cases

[ ] administrative cases

Comments - If yes, please specify:

**089. Do courts and lawyers have the possibility to conclude agreements on arrangements for processing cases (presentation of files, decisions on timeframes for lawyers to submit their conclusions and on dates of hearings)?**

( ) Yes

( ) No

Comments - If yes, please specify:

#### 4.2.2 Case flow management – first instance



**091. First instance courts: number of other than criminal law cases.**

	Pending cases on 1 Jan. ref. year	Incoming cases	Resolved cases	Pending cases on 31 Dec. ref. year	Pending cases older than 2 years from the date the case came to the first instance court
<b>Total of other than criminal law cases (1+2+3+4)</b>	1 934 905 [ X ] NA [ ] NAP	1 934 905 [ ] NA [ ] NAP	1 475 498 [ ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>1. Civil (and commercial) litigious cases (including litigious enforcement cases and if possible without administrative law cases, see category 3)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2. Non litigious cases (2.1+2.2+2.3)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.1. General civil (and commercial) non-litigious cases, e.g. uncontested payment orders, request for a change of name, non-litigious enforcement cases etc. (if possible without administrative law cases, see category 3; without registry cases and other cases, see categories 2.2 and 2.3)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.2. Registry cases (2.2.1+2.2.2+2.2.3)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.2.1. Non litigious land registry cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.2.2 Non-litigious business registry cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP



<b>2.2.3. Other registry cases</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2.3. Other non-litigious cases</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3. Administrative law cases</b>	612 728 <input type="checkbox"/> NA <input type="checkbox"/> NAP	355 373 <input type="checkbox"/> NA <input type="checkbox"/> NAP	319 044 <input type="checkbox"/> NA <input type="checkbox"/> NAP	638 384 <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>4. Other cases</b>	266 339 <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP

Comments The fall in number of incoming and resolved cases are primarily due to the effects of Covid-19. There was a fall across all courts for most jurisdictions during the COVID-19 pandemic. Government COVID-19 measures put in place led to a significant drop across all case types due to reduced court activity. The government put temporary legislation and directions in place for Immigration and Asylum, Mental Health and Special Educational Needs and Disability (SEND) appeals and Social Security and Child Support tribunals. Restrictions put in place due to COVID-19 meant lower volumes across all jurisdictions.

**092. If courts deal with “civil (and commercial) non-litigious cases”, please indicate the case categories included:**

. n/a

**093. Please indicate the case categories included in the category "other cases":**

. Other incoming cases include: all petitions in matrimonial matters (divorce, annulment and judicial separation), and all cases started for domestic violence remedies, public and private law children act, financial remedies, forced marriage protection, female genital mutilation protection and adoption. Other resolved cases include: all decrees absolute/granted in matrimonial matters (divorce, annulment and judicial separation), and all cases disposed for domestic violence remedies, public and private law children act, financial remedies, forced marriage protection, female genital mutilation protection and adoption. Insolvency claims at the County Court - the 2260 number given is from table 1.2 of the Civil Justice Statistics Quarterly, the figures for 2020: <https://www.gov.uk/government/statistics/civil-justice-statistics-quarterly-april-to-june-2021>. However this is not a count of all insolvencies. A number of insolvency claims no longer go through the Courts and therefore have not been included above. These statistics on such cases can be found at the following web-page: <https://www.gov.uk/government/statistics/insolvency-statistics-october-to-december-2020>

**094. First instance courts: number of criminal law cases.**

Pending cases on 1 Jan. ref. year	Incoming cases	Resolved cases	Pending cases on 31 Dec. ref. year	Pending cases older than 2 years from the date the case came to the first instance court

<b>Total of criminal law cases (1+2+3)</b>	338 537 [ ] NA [ ] NAP	1 222 541 [ ] NA [ ] NAP	1 118 975 [ ] NA [ ] NAP	440 502 [ ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>1. Severe criminal cases</b>	38 308 [ ] NA [ ] NAP	97 002 [ ] NA [ ] NAP	78 195 [ ] NA [ ] NAP	57 193 [ ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2. Misdemeanour and / or minor criminal cases</b>	300 229 [ ] NA [ ] NAP	1 125 539 [ ] NA [ ] NAP	1 040 780 [ ] NA [ ] NAP	383 309 [ ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>3. Other criminal cases</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP	[ X ] NA [ ] NAP

Comments - If you cannot make a distinction between misdemeanour criminal cases and severe criminal cases (according to the CEPEJ definitions), please specify what cases are reported in those categories. If “Other criminal cases”, please specify - Severe criminal cases = all cases in crown court (excluding appeals against mags decisions) - Misdemeanour and / or minor criminal cases = all cases in mags courts

- Cases pending = cases pending at the end of the previous year. - Income cases and resolved cases = receipts and disposals throughout 2020 (calendar year). - First instance courts = magistrates' courts. - Figures from the 'Criminal Court Statistics Quarterly' April to June 2021 release.

The decrease in incoming and resolved cases is primarily COVID related – e.g. decisions to suspend jury trial, close courts temporarily, prioritise serious cases and turn off bulk prosecution of summary offences via Automatic Track Case Management, i.e. TFL fare evasion, TV licence authority and DVLA prosecutions.”

#### 4.2.3 Case flow management – second instance



#### 097. Second instance courts (appeal): Number of “other than criminal law” cases.

	Pending cases on 1 Jan. ref. year	Incoming cases	Resolved cases	Pending cases on 31 Dec. ref. year	Pending cases older than 2 years from the date the case came to the second instance court
<b>Total of other than criminal law cases (1+2+3+4)</b>	[ X ] NA [ ] NAP	726 [ ] NA [ ] NAP	766 [ ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>1. Civil (and commercial) litigious cases (including litigious enforcement cases and if possible without administrative law cases, see category 3)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2. Non litigious cases (2.1+2.2+2.3)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP

<b>2.1. General civil (and commercial) non-litigious cases, e.g. uncontested payment orders, request for a change of name, non-litigious enforcement cases etc. (if possible without administrative law cases, see category 3; without registry cases and other cases, see categories 2.2 and 2.3)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.2. Registry cases (2.2.1+2.2.2+2.2.3)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.2.1. Non litigious land registry cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.2.2 Non-litigious business registry cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.2.3. Other registry cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.3. Other non-litigious cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>3. Administrative law cases</b>	[ X ] NA [ ] NAP	267 [ ] NA [ ] NAP	300 [ ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>4. Other cases</b>	[ X ] NA [ ] NAP	101 [ ] NA [ ] NAP	91 [ ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP

Comments - If "Other cases" please specify For this question we think the total for all other than criminal law cases for incoming cases should be 726 and resolved cases should be 766 (found in cells b24 and H24 of table 3.9 of the RCJ tables in CJSQ).

#### 098. Second instance courts (appeal): Number of criminal law cases.

	Pending cases on 1 Jan. ref. year	Incoming cases	Resolved cases	Pending cases on 31 Dec. ref. year	Pending cases older than 2 years from the date the case came to the second instance court
<b>Total of criminal law cases (1+2+3)</b>	[ X ] NA [ ] NAP	7 012 [ ] NA [ ] NAP	5 818 [ ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>1. Severe criminal cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2. Misdemeanour and / or minor criminal cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP

<b>3. Other cases</b>	<input type="checkbox"/> NA	<input type="checkbox"/> NA	<input type="checkbox"/> NA	<input type="checkbox"/> NA	<input type="checkbox"/> NA
	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP

Comments - If you cannot make a distinction between misdemeanour criminal cases and severe criminal cases (according to the CEPEJ definitions), please indicate the categories of cases reported in the category "serious offences" and cases reported in the category "minor offences". If "Other cases", please specify. "Because terminology used does not match that of the CEPEJ, subcategories have been indicated NA, and figures are provided below.

Cases we consider severe (see Q94) : Pending cases on 1 Jan. ref. year: NA

Incoming cases: 2065 (RCJ 2020 table 3.7) counts those cases considered for leave to appeal by a single judge at the Court of Appeal

Resolved cases: 895 (RCJ 2020 table 3.8) Pending cases on 31 Dec. ref. year: NA

Cases we consider minor / misdemeanours (see Q94): Pending cases on 1 Jan. ref. year: 2360

Incoming cases: 4947

Resolved cases: 4923

Pending cases on 31 Dec. ref. year: 2105"

#### 4.2.4 Case flow management – Supreme Court

##### **099. Highest instance courts (Supreme Court): Number of “other than criminal law” cases:**

	Pending cases on 1 Jan. ref. year	Incoming cases	Resolved cases	Pending cases on 31 Dec. ref. year	Pending cases older than 2 years from the date the case came to the Supreme Court
<b>Total of other than criminal law cases (1+2+3+4)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. Civil (and commercial) litigious cases (including litigious enforcement cases and if possible without administrative law cases, see category 3)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. Non litigious cases (2.1+2.2+2.3)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2.1. General civil (and commercial) non-litigious cases, e.g. uncontested payment orders, request for a change of name, non-litigious enforcement cases etc. (if possible without administrative law cases, see category 3; without registry cases and other cases, see categories 2.2 and 2.3)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2.2. Registry cases (2.2.1+2.2.2+2.2.3)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2.2.1. Non litigious land registry cases</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP

<b>2.2.2 Non-litigious business registry cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.2.3. Other registry cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2.3. Other non-litigious cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>3. Administrative law cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>4. Other cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP

Comments - If “Other cases”, please specify These figures were discontinued in Civil Justice Statistics Quarterly from 2017, with any figures on Supreme Court workload now being published by the Supreme Court directly

**099-1. At the level of the Highest court (Supreme Court), is there a procedure of manifest inadmissibility?**

( ) Yes, please indicate the number of cases closed by this procedure: .....

( X ) No

Comments

**100. Highest instance courts (Supreme Court): Number of criminal law cases.**

	Pending cases on 1 Jan. ref. year	Incoming cases	Resolved cases	Pending cases on 31 Dec. ref. year	Pending cases older than 2 years from the date the case came to the Supreme Court
<b>Total of criminal law cases (1+2+3)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>1. Severe criminal cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2. Misdemeanour and / or minor criminal cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>3. Other criminal cases</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP

Comment - If you cannot make a distinction between misdemeanour criminal cases and severe criminal cases (according to the CEPEJ definitions), please specify what cases are reported in those categories.. If “Other criminal cases”, please specify These figures were discontinued in Civil Justice Statistics Quarterly from 2017, with any figures on Supreme Court workload now being published by the Supreme Court directly

**4.2.5 Case flow management and timeframes – specific cases**



**101. Number of specific litigious cases received and processed by first instance courts.**

	Pending cases on 1 Jan. ref. year	Incoming cases	Resolved cases	Pending cases on 31 Dec ref. year	Pending for more than 2 years
<b>Litigious divorce cases</b>	[ X ] NA [ ] NAP	114 028 [ ] NA [ ] NAP	104 008 [ ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>Employment dismissal cases</b>	[ X ] NA [ ] NAP	26 476 [ ] NA [ ] NAP	18 179 [ ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>Insolvency</b>	[ X ] NA [ ] NAP	2 260 [ ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>Robbery case</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>Intentional homicide</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP

Comments Incoming cases -This is the number of petitions filed for dissolution of marriage or dissolution of civil partnership (this does not include petitions for nullity of marriage or judicial separation). Resolved cases - This is the number of decree absolutes (divorces granted) in dissolution of marriage or dissolution of civil partnership cases (this does not include the resolution of cases for nullity of marriage or judicial separation). It excludes cases where the couple reconcile and decide not to go ahead with the divorce or cases where the divorce was refused.

Employment Dismissal Cases - tribunal cases consist of multiple jurisdictional components, and thus, the final number of cases can not be found. Therefore the number given in these cells relates to the number of 'unfair dismissal' and 'Suffer a detriment/unfair dismissal - pregnancy' jurisdictional complaints, and not based on the number of cases (definitions of these terms are given in the Tribunal publication, which a link has been given for this). Based on 2020 calendar year.

The introduction of the Corporate Insolvency and Governance Act (CIGA 2020) suppressed demand in 2020 and 2021. This includes temporary measures to insolvency law and corporate governance to assist businesses during the pandemic. Additional comment: Robbery: We aren't currently producing the offence level breakdowns of timeliness and as such can't include here, e.g. we have moved data linking methodologies and are in the process of developing our existing outputs from the new data linking process.

=

## 101-0. Number of procedures/cases relating to asylum seekers and to the right of entry and stay for aliens.

	Pending cases on 1 Jan. ref. year	Incoming cases	Resolved cases	Pending cases on 31 Dec ref. year	Pending for more than 2 years
<b>Non-court procedures relating to asylum seekers (refugee status under the 1951 Geneva Convention)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>Non-court procedures relating to the right of entry and stay for aliens</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>Court cases relating to asylum seekers (refugee status under the 1951 Geneva Convention)</b>	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP	[ X ] NA [ ] NAP

<b>Court cases relating to the right of entry and stay for aliens</b>	<input checked="" type="checkbox"/> NA	<input checked="" type="checkbox"/> NA	<input checked="" type="checkbox"/> NA	<input checked="" type="checkbox"/> NA	<input checked="" type="checkbox"/> NA
	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP

Comments Cases relating to asylum seekers - immigration and asylum tribunals have a category "Asylum/Protection/Revocation of Protection" which includes asylum appeals, however the data is not broken down into the individual groups  
<https://www.gov.uk/government/statistics/tribunal-statistics-quarterly-april-to-june-2021>

**101-1. Could you briefly describe the system in your country dealing with legal remedies relating to asylum seekers (refugee status under the 1951 Geneva Convention) and the right of entry and stay for aliens:**

. n/a

**101-2. Number of cases relating to child sexual abuse and child pornography received and processed by first instance courts.**

	Pending cases on 1 Jan. ref. year	Incoming cases	Resolved cases	Pending cases on 31 Dec ref. year	Pending cases older than 2 years from the date the case came to the first instance court
<b>Child sexual abuse</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Child pornography</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - Please explain what are the legal definitions of these categories of offences in your system: n/a

**102. Percentage of decisions subject to appeal, average length of proceedings and percentage of cases pending for more than 3 years for all instances for specific litigious cases. The average length of proceedings has to be calculated from the date the application for judicial review is lodged to the date the judgment is made, without taking into account the investigation phase in criminal cases as well as enforcement procedure.**

	% of decisions subject to appeal	Average length in 1st instance (in days)	Average length in 2nd instance (in days)	Average length in 3rd instance (in days)	Average total length of the total procedure (in days)	% of cases pending for more than 3 years for all instances
<b>Civil and commercial litigious cases</b>	_____ Max numeric value allowed : 100 <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	_____ Max numeric value allowed : 100 <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

<b>Litigious divorce cases</b>	_____ Max numeric value allowed : 100  <input type="checkbox"/> NA <input type="checkbox"/> NAP	242 <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	_____ Max numeric value allowed : 100  4 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Employment dismissal cases</b>	_____ Max numeric value allowed : 100  <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	_____ Max numeric value allowed : 100  <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Insolvency cases</b>	_____ Max numeric value allowed : 100  <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	_____ Max numeric value allowed : 100  <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Robbery cases</b>	_____ Max numeric value allowed : 100  <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	_____ Max numeric value allowed : 100  <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Intentional homicide cases</b>	_____ Max numeric value allowed : 100  <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	_____ Max numeric value allowed : 100  <input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments n/a

**103. Where appropriate, please indicate the specific procedure regarding divorce cases (litigious and non-litigious):**

. N/A

**104. How is the length of proceedings calculated for the six case categories of question 102? Please give a description of the calculation method.**

. n/a

#### 4.2.6 Case flow management – public prosecution

**105. Role and powers of the public prosecutor in the criminal procedure (multiple options possible):**



- to conduct or supervise police investigation
- to conduct investigations
- when necessary, to request investigation measures from the judge
- to charge
- to present the case in court
- to propose a sentence to the judge
- to appeal
- to supervise the enforcement procedure
- to discontinue a case without needing a decision by a judge (ensure consistency with question 36!)
- to end the case by imposing or negotiating a penalty or measure without requiring a judicial decision
- other significant powers (please specify): .....

Comments Public prosecutors can propose a sentence to a judge only to advise the judge on sentencing powers and where a case may have aggravating features that merit a sentence uplift (such as hate crime)

**106. Does the public prosecutor also have a role in:**

- civil cases
- administrative cases
- insolvency cases

Comments - If yes, please specify: n/a

**107. Public prosecutors: Total number of 1st instance criminal cases.**

	Number of cases
<b>1.Pending cases on 1 Jan. ref. year</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2.Incoming/received cases</b>	391 840 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3.Processed cases (3.1+3.2+3.3+3.4)</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3.1.Discontinued during the reference year (3.1.1+3.1.2+3.1.3+3.1.4.)</b>	40 840 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3.1.1 Discontinued by the public prosecutor because the offender could not be identified</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3.1.2 Discontinued by the public prosecutor due to the lack of an established offence or a specific legal situation</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3.1.3 Discontinued by the public prosecutor for reasons of opportunity</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

<b>3.1.4 Discontinued for other reasons</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3.2. Concluded by a penalty or a measure imposed or negotiated by the public prosecutor</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3.3. Cases closed by the public prosecutor for other reasons</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3.4. Cases brought to court</b>	370 415 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>4. Pending cases on 31 Dec. ref. year</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments CPS is unable to break down the data as request above. Figures can, however, be replicated as provided in the 2018 survey  
 Received during the reference year 391,840  
 Discontinued during the reference year 40,840  
 Cases brought to court 370,415  
 All data provided is for the period 1st April 2020 to 31st March 2021  
 Source – CPS Management Information System

**107-1. If the guilty plea procedure exists, how many cases were concluded by this procedure?**

	<b>Total</b>	<b>Severe criminal cases</b>	<b>Misdemeanour and / or minor criminal cases</b>
<b>Total number of guilty plea procedures</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Before the main trial</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>During the main trial</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments n/a

**109. Do the figures provided in Q107 include traffic offence cases?**

- Yes  
 No

Comments n/a

**D2. Please indicate the sources for answering the questions in this part**

Sources: All data provided is for the period 1st April 2020 to 31st March 2021  
 Source – CPS Management Information System

## 5. Career of judges and public prosecutors

### 5.1. Recruitment and promotion

#### 5.1.1 Recruitment and promotion of judges

##### 110. How are judges recruited?

- mainly through a competitive exam (open competition)
- mainly through a recruitment procedure for experienced legal professionals (for example experienced lawyers)
- a combination of both (competitive exam and working experience)
- other (please specify): .....

Comments Judges are recruited by the independent Judicial Appointments Commission, which runs open selection exercises for eligible candidates with the appropriate legal qualifications (as set out in statute).

##### 111. Authority(ies) responsible for recruitment - are judges initially/at the beginning of their career recruited and nominated by:

- An authority made up of judges only
- An authority made up of non-judges only
- An authority/authorities made up of judges and non-judges
- Other

Comments - Please indicate the name of the authority(ies) involved in the whole procedure of recruitment and nomination of judges. If there are several authorities, please describe their respective roles: The Judicial Appointments Commission. The Commission has 15 Commissioners, the majority of whom are not legally qualified. The Chair of the Commission is not legally qualified. More information can be found at: <https://judicialappointments.gov.uk/the-board-of-commissioners/the-commission/>

##### 111-1. How many members compose this authority?

	Total	Male	Female
<b>Members</b>	15 <input type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments – Please specify what is the status of this authority and who is proposing its members? The Judicial Appointments Commission. The Commission has 15 Commissioners, the majority of whom are not legally qualified. The Chair of the Commission is not legally qualified. More information can be found at: <https://judicialappointments.gov.uk/the-board-of-commissioners/the-commission/>

##### 111-2. May non-selected candidates appeal against the decision on recruitment/appointment?

- Yes
- No

Comments – please specify which body is competent to decide on appeal? There is no appeal process regarding the decision not to select a candidate. However, individuals can lodge a complain about the selection process. Complaints about Judicial Appointments Commission recruitment processes may be referred to the Judicial Appointment and Conduct Ombudsman. Complaints about the process of the appointments of magistrates may be referred to the Senior Presiding Judge.

##### 112. Is the same authority (Q111) competent for the promotion of judges?

- Yes

No

Comments n/a

### **113. What is the procedure for the promotion of judges? (multiple answers possible)**

Competitive test / Exam

Other procedure (interview or other)

No special procedure

Comments - Please specify how the promotion procedure for judges is organised (especially if there is no competition or examination):  
n/a

### **113-1. Please indicate the criteria used for the promotion of a judge? (multiple replies possible)**

Years of experience

Professional skills (and/or qualitative performance)

Performance (quantitative)

Subjective criteria (e.g. integrity, reputation)

Other

No criteria

Comments - Please specify any useful comment regarding the criteria (especially if you have checked the box "performance" or "other"):  
n/a

## **5.1.2 Status, recruitment and promotion of prosecutors**

### **115. What is the status of public prosecution services?**

Has an independent status as a separate entity among state institutions

Is part of the executive power but enjoys functional independence (please briefly explain how and to what extent)

Is part of the executive power (without functional independence)

Is part of the judicial power but enjoys functional independence (please briefly explain how and to what extent)

Is part of the judicial power (without functional independence)

Is a mixed model (please explain)

Has other status (please explain)

Comments - When appropriate, please specify the objective guarantees of this independence (such as funding) and where they are enshrined (Constitution, legislation etc.). Furthermore, if "mixed model" or "other", please specify.

### **115-1. Does the law or other regulation prevent specific instructions to prosecute or not, addressed to a public prosecutor?**

Yes

No

Comments - If yes, please specify:

### **115-2. If you answered "Yes" to Q115-1, are there exceptions provided by the law/regulations?**

Yes

No

Comments - Please describe these exceptions:

**115-3. If you answered “No” to Q115-1, which authority can issue the specific instructions?**

- General Prosecutor
- Higher prosecutor/Head of prosecution office
- Executive power
- Other

Comments - If “Other”, please specify:

**115-4. What form these instructions may take?**

- Oral instruction
- Oral instruction with written confirmation
- Written instruction
- Other
- NAP

Comments - If “Other”, please specify:

**115-5. In that case, are the instructions:**

- Issued seeking prior advice from the competent public prosecutor
- Mandatory
- Reasoned
- Recorded in the case file
- Other
- NAP

Comments - If “Other”, please specify:

**115-6. What is the frequency of this type of instructions:**

- Exceptional
- Occasional
- Frequent
- Systematic
- NAP

Comments

**115-7. Can the public prosecutor oppose/report an instruction to an independent body?**

- Yes
- No
- NAP

Comments - If yes, please specify to which body/institution and please describe under which conditions.

**116. How are public prosecutors recruited?**

- mainly through a competitive exam (open competition)
- mainly through a recruitment procedure for experienced legal professionals (for example experienced lawyers)
- a combination of both (competitive exam and working experience)
- other (please specify): .....

Comments

**117. Authority(ies) responsible for recruitment - Are public prosecutors initially/at the beginning of their career recruited by:**

- An authority composed of public prosecutors only
- An authority composed of non-public prosecutors only
- An authority composed of public prosecutors and non-public prosecutors
- Other

Comments - Please indicate the name of the authority(ies) involved in the whole procedure of recruitment and nomination of public prosecutors. If there are several authorities, please describe their respective roles:

**117-1. How many members compose this authority?**

	Total	Male	Female
<b>Members</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - Please specify what is the status of this authority and who is proposing its members?

**117-2. May non-selected candidates appeal against the decision on recruitment/appointment?**

- Yes
- No

Comments - Please specify which body is competent to decide on appeal?

**118. Is the same authority (Q.117) formally responsible for the promotion of public prosecutors?**

- Yes
- No, please specify which authority is competent for promoting public prosecutors .....

Comments

**119. What is the procedure for the promotion of prosecutors? (multiple answers possible)**

- Competitive test / exam
- Other procedure (interview or other)
- No special procedure

Comments - Please specify how the promotion procedure for prosecutors is organised (especially if there is no competition or examination): There is no automatic through grading (promotion) for Prosecutors. Prosecutors must apply for any vacancies and will be assessed accordingly . The assessment will include an interview and sometimes another formal assessment.

**119-2. Please indicate the criteria used for the promotion of a prosecutor:**

- Years of experience
- Professional skills (and/or qualitative performance)
- Performance (quantitative)
- Subjective criteria (e.g. integrity, reputation)
- Other
- No criteria

Comments - Please, specify any useful comment regarding the criteria (especially if you have checked the box "performance" or "other"): Assessments results are used to assess the candidates suitability for promotion.

**5.1.3Mandate and retirement of judges and prosecutors**



**121. Are judges appointed to office for an undetermined period (i.e. "for life" = until the official age of retirement)?**

- Yes, please indicate the compulsory retirement age: .....
- No

Comments - If yes, are there exceptions (e.g. dismissal as a disciplinary sanction)? Please specify: n/a

**121-1. Can a judge be transferred to another court without his/her consent:**

- For disciplinary reasons
- For organisational reasons
- For other reasons (please specify modalities and safeguards): .....
- No

Comments n/a

**122. Is there a probation period for judges (e.g. before being appointed "for life")? If yes, how long is this period?**

- Yes, duration of the probation period (in years): .....
- No

Comments Individuals are generally encouraged to sit as a fee-paid judge, when they can continue to practice as a barrister or solicitor, before applying for salaried appointment. Once appointed to a salaried judicial office, convention states that individuals cannot return to practicing as a barrister or solicitor.

**123. Are public prosecutors appointed to office for an undetermined period (i.e. "for life" = until the official age of retirement)?**

- Yes, please indicate the compulsory retirement age: .....
- No

Comments - If yes, are there exceptions (e.g. dismissal as a disciplinary sanction)? Please specify: n/a

**124. Is there a probation period for public prosecutors? If yes, how long is this period?**

- Yes, duration of the probation period (in years): .....

No

Comments n/a

**125. If the mandate for judges is not for an undetermined period (see question 121), what is the length of the mandate (in years)?**

[            ]

NA

NAP

Comments n/a

**125-1. Is it renewable?**

Yes

No

NAP

Comments n/a

**126. If the mandate for public prosecutors is not for an undetermined period (see question 123), what is the length of the mandate (in years)?**

[            ]

NA

NAP

Comments n/a

**126-1. Is it renewable?**

Yes

No

NAP

Comments n/a

**E1. Please indicate the sources for answering the questions in this part**

Sources: n/a

## 5.2. Training

### 5.2.1 Training of judges

**127. Types of different trainings offered to judges:**

Compulsory	Optional	No training proposed
------------	----------	----------------------



<b>Initial training (e.g. attend a judicial school, traineeship in a court)</b>	( ) Yes ( ) No	( ) Yes ( ) No	( ) Yes ( ) No
<b>General in-service training</b>	( ) Yes ( ) No	( ) Yes ( ) No	( ) Yes ( ) No
<b>In-service training for specialised judicial functions (e.g. judge for economic or administrative issues)</b>	( ) Yes ( ) No	( ) Yes ( ) No	( ) Yes ( ) No
<b>In-service training for management functions of the court (e.g. court president)</b>	( ) Yes ( ) No	( ) Yes ( ) No	( ) Yes ( ) No
<b>In-service training for the use of computer facilities in courts</b>	( ) Yes ( ) No	( ) Yes ( ) No	( ) Yes ( ) No
<b>In-service training on ethics</b>	( ) Yes ( ) No	( ) Yes ( ) No	( ) Yes ( ) No
<b>In-service training on child-friendly justice</b>	( ) Yes ( ) No	( ) Yes ( ) No	( ) Yes ( ) No

Comments

### 128. Frequency of the in-service training of judges:

	<b>Frequency of the judges training</b>
<b>General in-service training</b>	<input type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
<b>In-service training for specialised judicial functions (e.g. judge for economic or administrative issues)</b>	<input type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
<b>In-service training for management functions of the court (e.g. court president)</b>	<input type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
<b>In-service training for the use of computer facilities in courts</b>	<input type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
<b>In-service training on ethics</b>	<input type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
<b>In-service training on child-friendly justice</b>	<input type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed

Comments - Please indicate any information on the periodicity of the continuous training of judges:

## 5.2.2 Training of prosecutors



### 129. Types of different trainings offered to public prosecutors:

	Compulsory	Optional	No training proposed
Initial training	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
General in-service training	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
In-service training for specialised functions (e.g. public prosecutors specialised in organised crime)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
In-service training for management functions (e.g. Head of prosecution office, manager)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
In-service training for the use of computer facilities in office	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
In-service training on ethics	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
In-service training on child-friendly justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Comments

### 130. Frequency of the in-service training of public prosecutors :

	Frequency of the in-service training
General in-service training	<input checked="" type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
In-service training for specialised functions (e.g. public prosecutor specialised in organised crime)	<input checked="" type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
In-service training for management functions (e.g. Head of prosecution office, manager)	<input checked="" type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
In-service training for the use of computer facilities in office	<input type="checkbox"/> Regularly (for example every year) <input checked="" type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
In-service training on ethics	<input type="checkbox"/> Regularly (for example every year) <input type="checkbox"/> Occasional (as needed) <input checked="" type="checkbox"/> No training proposed

<b>In-service training on child-friendly justice</b>	<input type="checkbox"/> Regularly (for example every year) <input checked="" type="checkbox"/> Occasional (as needed) <input type="checkbox"/> No training proposed
--	--

Comments - Please indicate any information on the periodicity of the in-service training of prosecutors:

### 5.2.3 Training institutions



#### 131. Do you have public training institutions for judges and / or prosecutors?

	Initial training only	Continuous training only	Initial and continuous training
<b>Institution(s) for judges</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Institution(s) for prosecutors</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Institution(s) for both judges and prosecutors</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Comments n/a

#### 131-0. If yes, what is the budget of such institution(s)?

	Budget of the institution(s) for the reference year, in €
<b>Institution(s) for judges</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>Institution(s) for prosecutors</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>Institution(s) for both judges and prosecutors</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments The CPS provides training and development for its prosecutors through a blended learning programme, designed and delivered in

the main by CPS subject matter experts. Subject to individuals' specialist requirements, they will complete a number of mandated training courses on joining the CPS and then complete additional training courses when they move into different prosecutor roles. Identification and prioritisation of new corporate legal development needs is undertaken by the CPS' Tools and Skills for the Job Board and this results in additional courses being undertaken by prosecutors.

#### 131-1. If judges and/or prosecutors have no compulsory initial training in such institutions, please indicate briefly how these judges and/or prosecutors are trained?

. The CPS provides training and development for its prosecutors through a blended learning programme, designed and delivered in the main by CPS subject matter experts. Subject to individuals' specialist requirements, they will complete a number of mandated training courses on joining the CPS and then complete additional training courses when they move into different prosecutor roles. Identification and prioritisation of new corporate legal development needs is undertaken by the CPS' Tools and Skills for the Job Board and this results in additional courses being undertaken by prosecutors.

## 5.2.4 Number of trainings



### 131-2. Number of in-service training courses available and delivered (in days) by the public institution(s) responsible for training

	Number of in-person training courses available	Number of delivered in-person training courses in days	Online training courses available during the reference year (e-learning)
<b>Total</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>1. For judges</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>2. For prosecutors</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>3. For other non-judge staff</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>4. For other non-prosecutor staff</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>5. Training for other professionals</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments – please specify if there are training courses of judges and/or prosecutors that include other professionals in the field of justice.  
n/a

### 131-3. Number of participants of the training courses during the reference year

	Number of participants in in-person training courses	Number of participants in online training courses (e-learning)
<b>Total</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>Judges</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>Prosecutors</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>Non-judge staff</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>Non-prosecutor staff</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>Other professionals</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

## 5.3.Practice of the profession

### 5.3.1Salaries and benefits of judges and prosecutors



#### 132. Salaries of judges and public prosecutors on 31 December of the reference year:

	Gross annual salary, in €	Net annual salary, in €	Gross annual salary, in local currency	Net annual salary, in local currency
First instance professional judge at the beginning of his/her career	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
Judge of the Supreme Court or the Highest Appellate Court (please indicate the average salary of a judge at this level, and not the salary of the Court President)	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
Public prosecutor at the beginning of his/her career	42 248 <input type="checkbox"/> NA <input type="checkbox"/> NAP	32 776 <input type="checkbox"/> NA <input type="checkbox"/> NAP	38 000 <input type="checkbox"/> NA <input type="checkbox"/> NAP	29 480 <input type="checkbox"/> NA <input type="checkbox"/> NAP
Public prosecutor of the Supreme Court or the Highest Appellate Instance (please indicate the average salary of a public prosecutor at this level, and not the salary of the Attorney General).	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments

#### 133. Do judges and public prosecutors have additional benefits?

	Judges	Public prosecutors
Reduced taxation	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Special pension	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Housing	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Other financial benefit	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Comments

#### 134. If “other financial benefit”, please specify:



=

### 135. Can judges combine their work with any of the following functions/activities?

	With remuneration	Without remuneration
Teaching	( ) Yes ( ) No	( ) Yes ( ) No
Research and publication	( ) Yes ( ) No	( ) Yes ( ) No
Arbitrator	( ) Yes ( ) No	( ) Yes ( ) No
Consultant	( ) Yes ( ) No	( ) Yes ( ) No
Cultural function	( ) Yes ( ) No	( ) Yes ( ) No
Political function	( ) Yes ( ) No	( ) Yes ( ) No
Mediator	( ) Yes ( ) No	( ) Yes ( ) No
Other function	( ) Yes ( ) No	( ) Yes ( ) No

Comments - If rules exist in your country (e.g. authorisation needed to perform these activities), please specify. If "other function", please specify.

### 137. Can public prosecutors combine their work with any of the following functions/activities?

	With remuneration	Without remuneration
Teaching	( ) Yes ( ) No	( X ) Yes ( ) No
Research and publication	( ) Yes ( ) No	( X ) Yes ( ) No
Arbitrator	( ) Yes ( ) No	( ) Yes ( X ) No
Consultant	( ) Yes ( ) No	( ) Yes ( X ) No
Cultural function	( ) Yes ( ) No	( X ) Yes ( ) No
Political function	( ) Yes ( ) No	( ) Yes ( X ) No
Mediator	( ) Yes ( ) No	( ) Yes ( X ) No
Other function	( ) Yes ( ) No	( ) Yes ( X ) No

Comments - If rules exist in your country (e.g. authorisation needed to perform these activities), please specify. If “other function”, please specify: Prosecutors can combine their work with these functions/activities as a qualified lawyer practising criminal law, but NOT in their capacity as a serving Crown Prosecutor - remuneration would only be allowed during time the individual has formally and specifically agreed will be unpaid by the CPS (unpaid special leave), as an alternative/consecutive rather than an additional/concurrent source of income

**139. Productivity bonuses: do judges receive bonuses based on the fulfilment of quantitative objectives in relation to the number of resolved cases (e.g. number of cases resolved over a given period of time)?**

- Yes
- No

Comments - If yes, please specify the conditions and if possible the amounts:

**5.3.2 Body/institution of ethics**

**138. Is there in your country an institution / body giving opinions on ethical questions of the conduct of judges (e.g. involvement in political life, use of social media by judges, etc.)**

- Yes
- No

Comments The Lord Chief Justice and Senior President of Tribunals are responsible for giving guidance to judicial office holders. See Guide to Judicial Conduct – Revised March 2018 (Updated September 2020) | Courts and Tribunals Judiciary (<https://www.judiciary.uk/publications/guide-to-judicial-conduct/>)

**138-1. If yes, who are the members of this institution/body?**

- Only judges
- Judges and other legal professionals
- Other, please specify: .....

Comments

**138-2. Are the opinions of this institution / body publicly available?**

- Yes
- No
- NAP

Comments - Please describe the work of this institution / body, the frequency of opinions, etc.

**138-3. Is there in your country an institution / body giving opinions on ethical questions of the conduct of prosecutors (e.g. involvement in political life, use of social media by prosecutors, etc.)**

- Yes
- No

Comments

**138-4. If yes, who are the members of this institution/body?**

- Only prosecutors

Prosecutors and other legal professionals

Other, please specify: .....

Comments

### **138-5. Are the opinions of this institution / body publicly available?**

Yes

No

NAP

Comments - Please describe the work of this institution / body, the frequency of opinions, etc. Solicitors:

The SRA produces regulations as part of the Standards and Regulations, which includes overarching Principles, and separate Codes of Conduct for Solicitors and Firms. Other guidance documents are published on the SRA's website.

Barristers:

The Bar Standards Board produce regulations as part of the BSB Handbook, which includes the Code of Conduct and guidance on conduct rules. Other guidance documents are available on the BSB website.

## **5.4. Disciplinary procedures**

### **5.4.1 Authorities responsible for disciplinary procedures and sanctions**

#### **140. Who is authorised to initiate disciplinary proceedings against judges (multiple replies possible)?**

Court users

Relevant Court or hierarchical superior

High Court / Supreme Court

High Judicial Council

Disciplinary court

Disciplinary body (disciplinary prosecutor, investigator etc.)

Ombudsman

Parliament

Executive power (please specify): .....

Other (please specify): Members of the public and legal representatives can complain about a judge. All complaints must be considered under the relevant statutory process.

This is not possible

Comments

#### **141. Who is authorised to initiate disciplinary proceedings against public prosecutors: (multiple replies possible):**

Citizens

Head of the organisational unit or hierarchical superior public prosecutor

Prosecutor General / State public prosecutor

Public prosecutorial Council (High Judicial Council)

Disciplinary court



- Disciplinary body (disciplinary prosecutor, investigator etc.)
- Ombudsman
- Professional body
- Executive power (please specify): .....
- Other (please specify): .....
- This is not possible

Comments

**142. Which authority has disciplinary power over judges? (multiple replies possible)**

- Court
- Higher Court / Supreme Court
- High Judicial Council
- Disciplinary court or body
- Ombudsman
- Parliament
- Executive power (please specify): .....

Other (please specify): The power to discipline a judicial office-holder rests with the Lord Chancellor and Lord Chief Justice and can only be exercised by joint agreement. The Lord Chief Justice can delegate his disciplinary powers to other senior judges.

Comments

**143. Which authority has disciplinary power over public prosecutors? (multiple replies possible)**

- Supreme Court
- Head of the organisational unit or hierarchical superior
- Prosecutor General /State public prosecutor
- Public prosecutorial Council (High Judicial Council)
- Disciplinary court or body
- Ombudsman
- Professional body
- Executive power (please specify): .....
- Other (please specify): .....

Comments

**5.4.2 Number of disciplinary procedures and sanctions**

**144. Number of disciplinary proceedings initiated during the reference year against judges and public prosecutors. (If a disciplinary proceeding is undertaken because of several reasons, please count the proceedings only once and for the main reason.)**

Judges	Prosecutors
--------	-------------

<b>Total number (1+2+3+4)</b>	1 131 [ ] NA [ ] NAP	18 [ ] NA [ ] NAP
<b>1. Breach of professional ethics</b>	257 [ ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>2. Professional inadequacy</b>	50 [ ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>3. Criminal offence</b>	0 [ ] NA [ ] NAP	[ X ] NA [ ] NAP
<b>4. Other</b>	824 [ ] NA [ ] NAP	18 [ ] NA [ ] NAP

Comments - If "other", please specify: Judicial decision/case management764

Not specified by Complainant14

Subject to Civil Proceedings1

Other 45

### 145. Number of sanctions pronounced during the reference year against judges and public prosecutors:

	Judges	Prosecutors
<b>Total number (total 1 to 10)</b>	53 [ ] NA [ ] NAP	21 [ ] NA [ ] NAP
<b>1. Reprimand</b>	4 [ ] NA [ ] NAP	7 [ ] NA [ ] NAP
<b>2. Suspension</b>	0 [ ] NA [ ] NAP	[ ] NA [ X ] NAP
<b>3. Withdrawal from cases</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>4. Fine</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>5. Temporary reduction of salary</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>6. Position downgrade</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>7. Transfer to another geographical (court) location</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP
<b>8. Resignation</b>	[ ] NA [ X ] NAP	[ ] NA [ X ] NAP

<b>9. Other</b>	32 [ ] NA [ ] NAP	12 [ ] NA [ ] NAP
<b>10. Dismissal</b>	17 [ ] NA [ ] NAP	2 [ ] NA [ ] NAP

Comments - If "other", please specify. If a significant difference exists between the number of disciplinary proceedings and the number of sanctions, please indicate the reasons. SanctionNumber Issued

Formal Advice16

Formal Warning16

All complaints received must be considered under the relevant statutory procedure. However, a substantial number of complaints fall to be dismissed because they are about issues which do not fall within the remit of the disciplinary system e.g. they are about judicial decisions, or because they are about issues that, even if true, would not be serious enough to require formal disciplinary action. Accordingly, the number of sanctions issued typically represents only a very small proportion of the overall numbers of complaints received.

### E3. Please indicate the sources for answering the questions in this part

Sources: n/a

## 6.Lawyers

### 6.1.Profession of lawyer

#### 6.1.1Status of the profession of lawyers

#### 146. Total number of lawyers practising in your country:

	Total	Male	Female
<b>Number of lawyers</b>	152 975 [ ] NA	72 519 [ ] NA	75 394 [ ] NA

Comments 5,062 are unknown

Total: 152,975 (This figure includes PC holders, REL, RFL, and EELs)

Male: 72,519 (47%) This represents 49% of the known gender population

Female: 75,394 (49%) This represents 51% of the known gender population Barristers

Total (December 2019): 16,982 Male:10465 Female: 6,389 Not known (not provided):128

#### 147. Does this figure include "legal advisors" who cannot represent their clients in court (for example, some solicitors or in-house counsellors)?

Yes ( X )

No ( )

Comments Only solicitors with HRA can represent clients in the higher courts. As at the end of 2019, there were 6,183 with higher rights either in criminal, civil or both courts.

Barristers: No - All barristers may represent their clients in court.

#### 148. Number of legal advisors who cannot represent their clients in court:

[ ]

[ X ] NA

[ ] NAP

Comments See above



=

### 149. Is legal representation in courts exclusively exercised by lawyers in: (multiple replies possible)

	First instance	Second instance	Highest instance court (Supreme Court)
<b>Civil cases</b>	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
<b>Dismissal cases</b>	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
<b>Criminal cases – Defendant</b>	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
<b>Criminal cases – Victim</b>	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
<b>Administrative cases</b>	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes always <input type="checkbox"/> Yes in some cases <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP

Comments - Please indicate any useful clarifications regarding the content of lawyers' exclusive rights: There is no monopoly. Parties in criminal, civil and administrative cases are typically represented by barristers or solicitors with higher rights of audience. However, there are other persons and organisations who are able to represent clients as follows: -Persons granted rights of audience by statute, such as local authority officers.

- Persons granted rights of audience at the discretion of the court.
- Any person has rights of audience in small claims cases (cases where the financial amount involved does not exceed £1000) as long as that person is present at the hearing. -Parties to a case may represent themselves as 'litigants in person'.

Legal Executive Advocates who have attained a civil proceedings certificate can represent clients:

- In open court in the County Court in civil proceedings,
- Before Justices or a District Judge in the Magistrates Court in matters originating by complaint or application,
- Before any tribunal under the supervision of the Council on Tribunals where the tribunal rules provide for a non-discretionary right of audience being available to barristers and solicitors,
- Before the Coroners Courts (where they can exercise rights of audience similar to those of solicitors and barristers).

Legal Executive Advocates who have attained a criminal proceedings certificate can represent clients:

- Before Justices or a District Judge in all adult magistrates courts and Youth Courts in matters within the jurisdiction of those courts, -In the Crown Court of High Court before a judge in chambers to conduct bail applications, -In the Crown Court on appeal from the Magistrates Court, the Youth Court on on committal of an adult for a sentence to be dealt with if any solicitor who employs the Legal Executive or any other solicitor or Fellow in the same employment as the Legal Executive appeared on behalf of the defendant in the

Magistrates or Youth Court, -Before Coroners' Courts. Legal Executive Advocates who have attained a family proceedings certificate can appear before Justices or District Judge in the Family Proceedings Courts and before the Coroners Courts. All patent attorneys have rights of audience and the right to conduct litigation in the Patent County Courts and on appeal from the Patent Office in the Patents Court, which is part of the High Court. Patent attorney litigators have the right to conduct litigation in the High Court, the Patents Court and in the Court of Appeal on appeal from the Patents County Court or the High Court in any matter relating to patents, designs, trade marks or technical information.

Members of the Institute of Trade Mark Attorneys with litigators' rights can conduct litigation in the Chancery Division of the High Court and the County Court (including the Patents County Court) relating to trade mark, design and passing off cases.

**149-0. If other than lawyers may represent a client in court, please specify who:**

	First instance	Second instance	Highest instance court (Supreme Court)
<b>Civil society organisation</b>	( ) Yes ( X ) No	( ) Yes ( X ) No	( ) Yes ( X ) No
<b>Family member</b>	( ) Yes ( X ) No	( ) Yes ( X ) No	( ) Yes ( X ) No
<b>Self-representation</b>	( X ) Yes ( ) No	( X ) Yes ( ) No	( X ) Yes ( ) No
<b>Trade union</b>	( ) Yes ( X ) No	( ) Yes ( X ) No	( ) Yes ( X ) No
<b>Other</b>	( ) Yes ( X ) No	( ) Yes ( X ) No	( ) Yes ( X ) No

Comments - If "other", please specify. In addition, for the categories selected please specify the types of cases concerned by this/these representation(s): Note, rights of audience are granted at the discretion of the judge, and rules laid out in the Legal Services Act 2007 governing exemptions, so technically, all of these entities may qualify for rights of audience. As a general rule, only litigants in person appear to have automatic rights of audience.

**149-1. In addition to the functions of legal representation and legal advice, can a lawyer exercise other activities?**

- [ X ] Notarial activity
- [ X ] Arbitration / mediation
- [ X ] Proxy / representation
- [ X ] Property manager
- [ X ] Real estate agent
- [ X ] Other law activities (please specify): .....

Comments Solicitors: Other law activities – see SRA guidance ‘When do I need a Practising Certificate’, (<https://www.sra.org.uk/solicitors/guidance/practising-certificate/>) and Registered Foreign Lawyers (<https://www.sra.org.uk/solicitors/guidance/registered-foreign-lawyers/>). Real estate agent, see Paragraph 5.3 of the SRA Code of Conduct for Solicitors, RELs and RFLs (<https://www.sra.org.uk/solicitors/standards-regulations/code-conduct-solicitors/>).

Barristers  
The BSB Handbook (<https://www.barstandardsboard.org.uk/for-barristers/bsb-handbook-and-code-guidance/the-bsb-handbook.html>) sets out what barristers and BSB entities are entitled to do. For self-employed barristers, see rS67. For Registered European Lawyers, see rS68. For BSB entities, see rS87.

**149-2. What are the statuses for exercising the profession of lawyer?**

- [ X ] Self-employed lawyer

Staff lawyer

In-house lawyer

Comments Other: X “Pupil Barrister”

X “Unregistered Barrister”

Solicitors can practice in any of the above ways, providing they have a current Practising Certificate (PC), and are not subject to any conditions on their PC that prevents them from doing so. Since 2019, solicitors are free to work in businesses and firms that are not regulated by the SRA or another approved legal regulator and can also operate as freelance solicitors.

Barristers:

Barristers can practice in any of the above ways, providing they have a current Practising Certificate (PC), and are not subject to any conditions that prevents them from doing so. Unregistered barristers are barristers who do not hold a current Practising Certificate and may not carry on reserved legal activities. Unregistered barristers are allowed to refer to themselves as “barristers”, provided it is not in connection with offering or providing any other (unreserved) legal services. Guidance on unregistered barristers

(<https://www.barstandardsboard.org.uk/uploads/assets/5b88103e-e5e8-4df3-bd78768f706fb69d/Unregistered-Barristers.pdf>) can be found on the BSB website.

Pupil-Barristers entering the practising period of work-based learning/pupillage of their training are entitled to practise, providing they have been issued with a Provisional Practising Certificate (PPC) and insurance is covered by the pupil’s supervisor.

### **150. Is the lawyer profession organised through:**

a national bar association

a regional bar association

a local bar association

Comments The Law Society for England and Wales is the representative body for solicitors in England and Wales. The SRA authorises solicitors (grants practicing certificate, etc)

Barristers:

The Bar Council (<https://www.barcouncil.org.uk/>) is the representative body for barristers in England and Wales. The Bar Standards Board (BSB) authorises barristers by issuing practicing certificates and authorising BSB entities.

### **151. Is there a specific initial training and/or exam to enter the profession of lawyer?**

Yes

No

Comments - Please indicate if there are other specific requirements as regards diplomas or university degrees: From September 2021, the entry route to the solicitor profession is via the Solicitors Qualifying Examination (<https://www.sra.org.uk/become-solicitor/sqe/>) (SQE), which includes two years (full time equivalent) qualifying work experience (<https://www.sra.org.uk/become-solicitor/sqe/qualifying-work-experience/>). There is a transition period (<https://www.sra.org.uk/become-solicitor/admission/pathways-qualification/legal-practice-course/>) in place for those who are currently part way through the previous LPC, GDL or QLTS routes (<https://www.sra.org.uk/become-solicitor/admission/pathways-qualification/>), where the initial training routes are.

Barristers:

There are three components to training to become a barrister. These are:

- the academic component;
- the vocational component, and
- the pupillage or work-based learning component. Bar Qualification Manual (<https://www.barstandardsboard.org.uk/training-qualification/bar-qualification-manual-new.html>) sets out everything you need to know about the Bar Qualification Rules, and training and qualifying as a barrister.

### **152. Is there a mandatory general in-service professional training system for lawyers?**

Yes

No

Comments No – but all solicitors are required to ensure they keep their skills up to date and ensure continuing competence (<https://www.sra.org.uk/solicitors/resources/cpd/tool-kit/continuing-competence-toolkit/>).

Barristers

All barristers are required to undertake Continuing Professional Development (CPD). Barristers in their first three years of practice, must follow the New Practitioner Programme (NPP) (<https://www.barstandardsboard.org.uk/for-barristers/cpd/guide-to-npp.html>). Following completion of the NPP, barristers will move onto the Established Practitioner Programme (EPP) (<https://www.barstandardsboard.org.uk/for-barristers/cpd/guide-to-epp.html>).

### **153. Is the specialisation in some legal fields linked to specific training, levels of qualification, specific diploma or specific authorisations?**

Yes

No

Comments - If yes, please specify: For example, Higher Rights of Audience (<https://www.sra.org.uk/solicitors/resources/cpd/accreditation/higher-rights-of-audience/>)

Barristers: No change to previous comments.

### **F1. Please indicate the sources for answering the questions in this part**

Sources: n/a

## **6.1.2 Practicing the profession**

### **154. Can court users establish easily what the lawyers' fees will be (i.e. a prior information on the foreseeable amount of fees)?**

Yes

No

Comments Paragraph 8.7 of the SRA Code for Solicitors, RELs and RFLs (<https://www.sra.org.uk/solicitors/standards-regulations/code-conduct-solicitors/>), and Paragraph 7.1 c of the SRA Code of Conduct for Firms (<https://www.sra.org.uk/solicitors/standards-regulations/code-conduct-firms/>).

Barristers:

Barristers must publish information about the fees they charge, either online or, if they do not have a website, in hard copy format. This means that they must make it clear whether they charge for their services via fixed fee arrangements, hourly rate arrangements, conditional fee arrangement or arrangements using a different type of pricing model. Barristers also have to publish their actual hourly rates or examples of fees if they are doing certain types of work.

### **155. Are lawyers' fees freely negotiated?**

Yes

No

Comments

### **156. Do laws or bar standards provide any rules on lawyers' fees (including those freely negotiated)?**

[ X ] Yes, laws provide rules

Yes, standards of the bar association provide rules

No, neither laws nor bar association standards provide rules

Comments See PPI fee cap (<https://www.sra.org.uk/sra/news/press/2018/ppi-fee-cap/>), and impending restrictions on fees for regulated claims management services (<https://www.sra.org.uk/sra/consultations/discussion-papers/restricting-fees-for-some-claims-management-services/>) relating to financial products and services on which the SRA has recently consulted. There is also a ban relating to LASPO/referral fees (<https://www.sra.org.uk/solicitors/guidance/prohibition-of-referral-fees-in-laspo-56-60/>) which has been in place for some time.

Barristers:

As above, payment and receipt of commission / referral fees is prohibited. See rC9.7 and rC10 in the BSB Handbook.

### **6.1.3 Quality standards and disciplinary procedures**

#### **157. Have quality standards been determined for lawyers?**

Yes

No

Comments - If yes, what are the quality criteria used? Solicitors: See SRA Standards and Regulations (<https://www.sra.org.uk/solicitors/standards-regulations/>), and Enforcement Strategy (<https://www.sra.org.uk/sra/corporate-strategy/sra-enforcement-strategy/>).

Barristers: Yes, See the BSB Handbook (<https://www.barstandardsboard.org.uk/for-barristers/bsb-handbook-and-code-guidance/the-bsb-handbook.html>), Professional Statement for Barristers (<https://www.barstandardsboard.org.uk/training-qualification/the-professional-statement.html>), Youth Proceeding Competences (<https://www.barstandardsboard.org.uk/resources/youth-proceedings-competences.html>) and Coroners' Court Competences (<https://www.barstandardsboard.org.uk/for-barristers/resources-for-the-bar/resources-for-practising-in-the-coroners-courts.html>).

#### **158. If yes, who is responsible for formulating these quality standards:**

the bar association

the Parliament

other (please specify): For solicitors: The Solicitors Regulation Authority (SRA); for barristers: Other The Bar Standards Board (BSB)

Comments n/a

#### **159. Is it possible to file a complaint about:**

the performance of lawyers

the amount of fees

Comments - Please specify: SOLICITORS: The performance of lawyers - Yes – to the Legal Ombudsman (<https://www.sra.org.uk/sra/corporate-strategy/sra-enforcement-strategy/>) (after complaining to the lawyer or their law firm directly) or the SRA, depending on the performance issue and the detriment this has caused.

the amount of fees - Yes, in certain circumstances where overcharging amounts to misconduct the Ombudsman may refer case to the SRA for investigation, or people might report this to us directly.

BARRISTERS: The performance of lawyers: Yes – to the Legal Ombudsman (<https://www.sra.org.uk/sra/corporate-strategy/sra-enforcement-strategy/>)(after complaining to the barrister in the first instance). The amount of fees? Yes. In certain circumstances where there has been a breach of the BSB Handbook, the Ombudsman may refer the case to the BSB for investigation.

#### **160. Which authority is responsible for disciplinary procedures?**

a judge

Ministry of Justice



a professional authority

other (please specify): For solicitors: The Solicitors Disciplinary Tribunal; for barristers: The Bar Tribunals and Adjudication Service (BTAS)

Comments a professional authority - The SRA for solicitors and The Bar Standards Board for barristers.

**161. Disciplinary proceedings initiated against lawyers. (If a disciplinary proceeding is undertaken because of several reasons, please count the proceedings only once and for the main reason.)**

	Number of disciplinary proceedings
<b>Total number of disciplinary proceedings initiated (1 + 2 + 3 + 4)</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. Breach of professional ethics</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. Professional inadequacy</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3. Criminal offence</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>4. Other</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - If "other", please specify: SRA does not record matter references against these very broad headings, and so provide a headline figure here only: 2 819. These are the number of cases which were passed into Investigation and Supervision during 2019.

**162. Sanctions pronounced against lawyers.**

	Number of sanctions
<b>Total number of sanctions (1 + 2 + 3 + 4 + 5)</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>1. Reprimand</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>2. Suspension</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>3. Withdrawal from cases</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>4. Fine</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>5. Other</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments - If "other", please specify. If a significant difference between the number of disciplinary proceedings and the number of sanctions exists, please indicate the reasons. SOLICITORS: Here is a summary of the cases upheld in I&S during 2019 (so not including

SDT referrals). The decision types show a count of the number of upheld cases that held one or more of that decision type. Internally Upheld Investigations 314 Letter of Advice 144 Finding / Finding and Warning 10 Rebuke or Reprimand 69 Fine 39 s4352 Condition 13

Here is a summary of SDT decisions during 2019. The decision categories here are the actual numbers of decisions. So for example if one case has two strike offs you see two in the box. Cases brought to the SDT 124

Costs only 1

Fined 50

Reprimand 3

s436

Suspended for a period 12

Struck off 69

Other 1

No order 4

**BARRISTERS:**

Disciplinary proceedings initiated against lawyers. (if a disciplinary proceeding is undertaken because of several reasons, please count the proceedings only once and for the main reason:

Number of disciplinary proceedings initiated: 32

Breach of Professional Ethics: 16

Professional Inadequacy: 4

Criminal Offence: 12

Other: 0

Sanctions pronounced against lawyers:

Total number: 53

Reprimand: 15

Suspension: 10

Withdrawal from cases: n/a

Other: 28

For others: If a significant difference between the number of disciplinary proceedings and the number of sanctions exists, please indicate the reasons: Sanctions where the outcome is proved/upheld

Other includes - 'Fined' = 13,

'Disbarred' = 10, 'Advised as to future conduct' = 1, 'Attend on nominated person for advice' = 2, 'Attend on nominated person to be reprimanded' = 1,

'Prohibited from accepting public access instructions' = 1

The number of sanctions imposed is higher than the number of cases closed as multiple sanctions can be imposed in relation to one case.

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## 7. Court related mediation and other alternative Dispute Resolution

### 7.1. Court related mediation

#### 7.1.1 Details on court related mediation

##### 163. Does the judicial system provide for court-related mediation procedures?

Yes

No

Comments

**163-1. In some fields, does the judicial system provide for mandatory mediation with a mediator?**

- Before/instead of going to court
- Ordered by the court, the judge, the public prosecutor or a public authority in the course of a judicial proceeding
- No mandatory mediation

Comments - If there is mandatory mediation, please specify which fields are concerned:

**163-2. In some fields, does the legal system provide for mandatory informative sessions with a mediator?**

- Yes
- No

Comments - If there are mandatory informative sessions, please specify which fields are concerned: If there are mandatory informative sessions, please specify which fields are concerned: In private family law, there is a requirement for a prospective applicant to attend a Mediation Information and Assessment Meeting (MIAM) before going to court, to assess whether any form of non-court dispute resolution is appropriate and suitable in that case. While there is an expectation on the Respondent to attend, there is no requirement for them to do so. There are various exemptions from the requirement to attend a MIAM, such as domestic abuse or child protection concerns. This is not judicial mediation - MIAMs are conducted by family mediators, however, the court has the power to refer parties to a MIAM if the pre-court MIAM requirement has not been met and there is no valid exemption, or where the judge feels the case may be suitable for mediation. In family, mediation is not mandatory before court, only the requirement on the potential applicant to attend a MIAM. There are many exemptions for MIAM attendance, for example in cases of domestic violence or child protection issues. Prospective respondents are expected to attend a MIAM if invited to do so, but there is no legal requirement for them to do so – therefore the requirement for the potential respondent differs from the requirement for the potential applicant. Exemptions from MIAMs are claimed in a high proportion of cases that go to court (estimations range from 55%-70% from both publicly and privately funded MIAMs). The most commonly claimed exemption is the failure of the respondent to attend a MIAM (accounting for 39% of all formal exemptions).

**164. Please specify, by type of cases, who provides court-related mediation services:**

	Private mediator	Public authority (other than the court)	Judge	Public prosecutor
<b>Civil and commercial cases</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP
<b>Family cases</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP
<b>Administrative cases</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP
<b>Labour cases including employment dismissals</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP
<b>Criminal cases</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP
<b>Consumer cases</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP

**165. Is there a possibility to receive legal aid for court-related mediation or receive these services free of charge?**

Yes

No

NAP

Comments - If yes, please specify (only one or both options):: If yes, please specify (only one or both options): Parties can receive legal aid for family MIAMs (Mediation Information and Assessment Meeting) and mediation. The Ministry of Justice is also currently running a time-limited family mediation voucher scheme, under which a financial contribution of up to £500 towards the costs of mediation is provided to eligible parties.

=

**166. Number of accredited or registered mediators for court-related mediation:**

	Total	Males	Females
<b>Number of mediators</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments It is estimated that there are in region of 5,000 qualified civil and commercial mediators in England & Wales. The majority of these, however, have been accredited by a recognised accreditation provider as an adjunct to their primary career (barrister, solicitor or other professional) but are not in full-time or part-time practice as mediators. The Civil Mediation Council’s Registered Mediator scheme currently has 533 Individual Registered Mediators and 50 Registered Providers (who have a minimum of 6 mediators in their service all meeting the required standards). There are 1003 mediators on the Family Mediation Council register. Of these, 696 are accredited, while 307 are working towards accreditation. Total numbers of family mediators who have undergone an accredited training are estimated to be in the region of 1,500.

**167. Number of court-related mediations:**

	Number of cases for which the parties agreed to start mediation	Number of finished court-related mediations	Number of cases in which there is a settlement agreement
<b>Total ( 1 + 2 + 3 + 4 + 5 + 6)</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. Civil and commercial cases</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. Family cases</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3. Administrative cases</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>4. Labour cases including employment dismissal cases</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

<b>5. Criminal cases</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>6. Consumer cases</b>	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - Please indicate the source:

=

**168. Do the following alternative dispute resolution (ADR) methods exist in your country?**

- Mediation other than court-related mediation
- Arbitration
- Conciliation (if different from mediation)
- Other ADR (please specify): Early Neutral Evaluation; Collaborative Law; Negotiation

Comments Provisions exist in the Civil Procedure Rules (CPR) for Early Neutral Evaluation, which is often carried out by a judge and can be defined as an assessment and evaluation of the facts, evidence and/or the legal merits of one or more of the issues in the case or of the case as a whole. Use of ENE is currently very limited for civil disputes. Under the CPR, the court has the power to order the parties in an appropriate case to attend and ENE.

**G1. Please indicate the sources for answering the questions in this part**

Source: n/a

**8. Enforcement of court decisions**

**8.1. Execution of decisions in civil matters**

**8.1.1 Number of enforcement agents, status and mandate**

**169. Number and type of enforcement agents in your country.**

	Total	Male	Female
<b>Total (1+2+3+4)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. Private professionals under the authority (control) of public authorities</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. Enforcement agents working in a public institution (civil servants paid by state)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3. Judges</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP	<input type="checkbox"/> NA <input type="checkbox"/> NAP

4. Other	<input type="checkbox"/> NA	<input type="checkbox"/> NA	<input type="checkbox"/> NA
	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP	<input type="checkbox"/> NAP

Comments - If other, please specify their status and competences:

**170. What are the requirements to access the profession of enforcement agent (multiple replies possible)?**

- diploma
- professional experience
- specific exam
- appointment procedure by the State
- initial training
- other

Comments - If "other", please specify:

**171. Are enforcement agents appointed to office for an undetermined period (i.e. "for life" = until the official age of retirement)?**

- Yes, please indicate the age of retirement: .....
- No, please specify the duration of the appointment: .....

Comments - If yes, are there exceptions (e.g. dismissal as a disciplinary sanction)? Please specify:

**8.1.2 Activities/scope of competence**

**171-1. Which debtor's information can the enforcement agent access at the beginning of the enforcement procedure?**

	Access to information	Direct electronic access to information
Address	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Date of birth	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Civil status	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Cohabitant	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Employer	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Motor vehicle	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Movable property	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Immovable property	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

<b>Bank account</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Other enforcement proceedings underway</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Insolvency proceedings (bankruptcy, judicial reorganisation, collective debt settlement etc.)</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Other</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

Comments - If "other", please specify:

**171-2. Can the enforcement agent carry out the following civil enforcement proceedings:**

	<b>Option</b>
<b>Seizure of movable tangible properties</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Preventive seizure of movable tangible properties</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Seizure of immovable properties</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Preventive seizure of immovable properties</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Seizure from a third party of the debtor claims regarding a sum of money</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Seizure of remunerations</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP

<b>Seizure of motorised vehicles</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Eviction measures</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Seizures of boats and ships</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Seizure of aircrafts</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Seizure of electronic assets (e.g cryptocurrency)</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Enforced sale by public tender of seized properties</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Sale of shares</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Other</b>	<input type="checkbox"/> Yes, exclusively performed by enforcement agents <input type="checkbox"/> Yes, but not exclusively performed by enforcement agents <input type="checkbox"/> No <input type="checkbox"/> NAP

Comments

**171-3. Apart from the enforcement of court decisions, what are the other activities that can be**



## carried out by enforcement agents?

- Service of judicial and extrajudicial documents
- Debt recovery
- Voluntary or public auctions of moveable or immoveable property
- Custody of goods
- Recording and reporting of evidence
- Court hearings service
- Provision of legal advice
- Bankruptcy procedures
- Performing tasks assigned by judges
- Representing parties in courts
- Drawing up private deeds and documents
- Building manager
- Other

Comments

### 8.1.3 Training and ICT

#### **172-1. Is there a system of mandatory general continuous training for enforcement agents?**

- Yes
- No

Comments

#### **172-2. Do you have an e-learning training system established for enforcement agents?**

- Yes
- No

Comments - If yes, please specify:

#### **172-3. Does the content of the continuous training system also include ICT (related to enforcement procedures)?**

- Yes
- No

Comments - If yes, please specify:

#### **172-4. Have an electronic service of documents or electronic notifications been introduced in your country?**

- Yes
- No

Comments

**172-5. Does the development of new technologies have an effect on the different stages of the enforcement procedure?**

Yes

No

Comments - Please explain:

### 8.1.4 Fees

**174. Are enforcement fees easily established and transparent for parties?**

Yes

No

Comments

**175-1. Are the fees charged in case of successful enforcement proceedings freely negotiated?**

Yes

No

Comments

**175-2. Who has to pay these fees if the enforcement proceedings are successful?**

The debtor

The creditor

Other – please specify .....

Comments

**176. Do laws provide any rules on enforcement fees (including those freely negotiated)?**

Yes

No

Comments

**H0. Please indicate the sources for answering the questions in this part**

Source:

### 8.1.5 Organisation of profession and efficiency of enforcement services

**177. Is there a body entrusted with supervising and monitoring the enforcement agents' activity?**

Yes

No

Comments

**178. Which authority is responsible for supervising and monitoring enforcement agents?**

- professional body
- judge
- Ministry of Justice
- public prosecutor
- other (please specify): .....

Comments

**181. Is there a specific mechanism for executing court decisions rendered against public authorities, including supervising such execution?**

- Yes
- No

Comments - If yes, please specify:

**182. Is there a system for monitoring how the enforcement procedure is conducted by the enforcement agent?**

- Yes
- No

Comments - If yes, please specify:

**183. What are the main complaints made by users concerning the enforcement procedure? Please indicate a maximum of 3.**

- no execution at all
- non execution of court decisions against public authorities
- lack of information
- excessive length
- unlawful practices
- insufficient supervision
- excessive cost
- unethical behaviour of enforcement agent
- other (please specify): .....

Comments

**185. Is there a system measuring the length of enforcement procedures:**

	Existence of the system
for civil cases	<input type="checkbox"/> Yes <input type="checkbox"/> No
for administrative cases	<input type="checkbox"/> Yes <input type="checkbox"/> No

**186. Regarding a decision on debt collection, please estimate the average timeframe to serve and/or notify the decision to the parties who live in the city where the court sits (one option only):**

- between 1 and 5 days
- between 6 and 10 days
- between 11 and 30 days
- more (please specify): .....
- NA

Comments

**187. Number of disciplinary proceedings initiated against enforcement agents. (If a disciplinary proceeding is undertaken because of several reasons, please count the proceedings only once and for the main reason.)**

	Number of disciplinary proceedings initiated
<b>Total number of initiated disciplinary proceedings (1+2+3+4)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. For breach of professional ethics</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. For professional inadequacy</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3. For criminal offence</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>4. Other</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - If "other", please specify:

**188. Number of sanctions pronounced against enforcement agents:**

	Number of sanctions pronounced
<b>Total number of sanctions (1+2+3+4+5)</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. Reprimand</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. Suspension</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>3. Withdrawal from cases</b>	<input type="checkbox"/> NA <input type="checkbox"/> NAP

4. Fine	<input type="checkbox"/> NA <input type="checkbox"/> NAP
5. Other	<input type="checkbox"/> NA <input type="checkbox"/> NAP

Comments - If “other”, please specify. If a significant difference between the number of disciplinary proceedings and the number of sanctions exists, please indicate the reasons:

**H1. Please indicate the sources for answering the questions in this part**

Source:
---------

**8.2.Execution of decisions in criminal matters**

**8.2.1Functioning of execution in criminal matters**

**189. Which authority is in charge of the enforcement of judgments in criminal matters? (multiple replies possible)**

- Judge
- Public prosecutor
- Prison and Probation Services
- Enforcement agent
- Other authority (please specify): .....

Comments - Please specify his/her functions and duties (e.g. initiative or monitoring functions). A County Court Judge certifies all certificated enforcement agents, of which many deal with criminal matters. Magistrates’ Courts (Judiciary, Magistrates, Legal Advisors and Fines Officers) are in charge of the enforcement of judgments and orders originating from the Crown Courts and Magistrates’ courts.

**190. Are the effective recovery rates of fines decided by a criminal court evaluated by studies?**

- Yes
- No

Comments Comment for answer to question 190 - In the UK a financial imposition consists of a number of component parts of which a fine is one element, for the purposes of this answer we have assumed that the term “fine” incorporates all the elements of an imposition. The financial imposition may contain compensation, victim surcharge, costs and a fine, the imposition is made and enforced as a whole i.e. the courts do not simply enforce the fine element of the imposition, the collection of the imposition is assessed as part of the preparation of the HMCTS Trust Statement and the recovery rates are calculated for each component.

**191. If yes, what is the recovery rate?**

- 80-100%
- 50-79%
- less than 50%

Comments - Please indicate the source for answering this question: Based on the collection data for the overall imposition as defined in Q190, on average the recovery rate after 5 years is 80%. The source of this data is the Libra case management system.

The cumulative recovery is as follows

Year of imposition 45%

1 Year after imposition 66%

2 years after imposition 73%

3 years after imposition 76%

4 years after imposition 78%

5 years after imposition 80%

## 9. Notaries

### 9.1. Profession of notary

#### 9.1.1 Number, status and mandate of notaries



#### 192. Number and status of notaries in your country.

	Total	Male	Female
<b>TOTAL (1+2+3+4)</b>	672 <input type="checkbox"/> NA <input type="checkbox"/> NAP	494 <input type="checkbox"/> NA <input type="checkbox"/> NAP	178 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>1. Private professionals (without control from public authorities)</b>	672 <input type="checkbox"/> NA <input type="checkbox"/> NAP	494 <input type="checkbox"/> NA <input type="checkbox"/> NAP	178 <input type="checkbox"/> NA <input type="checkbox"/> NAP
<b>2. Holders of public offices appointed by the State</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>3. Civil servants (paid by the State)</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP
<b>4. Other</b>	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> NA <input checked="" type="checkbox"/> NAP

Comments - If "Other", please specify the status, or if "holder of a public office appointed by the State", please indicate which ministry is mainly engaged in the appointment procedure:

#### 192-1. What are the access conditions to the profession of notary (multiple replies possible):

- diploma
- professional experience
- specific exam
- appointment procedure by the State
- initial training
- other (please specify): .....

Comments

#### 192-2. Are notaries appointed to office for an undetermined period (i.e. "for life" = until the official age of retirement)?

- yes, please indicate the age of retirement: .....

no, please specify the duration of the appointment: .....

Comments - are there exceptions (e.g. dismissal as a disciplinary sanction)? Please specify: Dismissal as a disciplinary sanction. Failure to renew annual practising certificate.

## 9.1.2 Activities/scope of competences

### 194. What kind of activities do notaries perform (multiple options possible):

	Please select one option
<b>Authentication</b>	<input checked="" type="checkbox"/> Yes, exclusively performed by notaries <input type="checkbox"/> Yes, but not exclusively performed by notaries <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Certification of signatures</b>	<input checked="" type="checkbox"/> Yes, exclusively performed by notaries <input type="checkbox"/> Yes, but not exclusively performed by notaries <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Legalisation of signatures / Apostille</b>	<input checked="" type="checkbox"/> Yes, exclusively performed by notaries <input type="checkbox"/> Yes, but not exclusively performed by notaries <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Legality control of documents</b>	<input type="checkbox"/> Yes, exclusively performed by notaries <input type="checkbox"/> Yes, but not exclusively performed by notaries <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
<b>Mediation</b>	<input type="checkbox"/> Yes, exclusively performed by notaries <input type="checkbox"/> Yes, but not exclusively performed by notaries <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP
<b>Taking of oaths</b>	<input type="checkbox"/> Yes, exclusively performed by notaries <input checked="" type="checkbox"/> Yes, but not exclusively performed by notaries <input type="checkbox"/> No <input type="checkbox"/> NAP

<b>Non-contentious judicial procedures (e.g. acting as court commissioner in a successions file, performing divorce, division of estate, please specify)</b>	<input type="checkbox"/> Yes, exclusively performed by notaries <input checked="" type="checkbox"/> Yes, but not exclusively performed by notaries <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Act as civil servant (for example performing marriage, please specify)</b>	<input type="checkbox"/> Yes, exclusively performed by notaries <input type="checkbox"/> Yes, but not exclusively performed by notaries <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP
<b>Other judicial functions (for example, payment orders)</b>	<input type="checkbox"/> Yes, exclusively performed by notaries <input type="checkbox"/> Yes, but not exclusively performed by notaries <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP
<b>Public auctions</b>	<input type="checkbox"/> Yes, exclusively performed by notaries <input type="checkbox"/> Yes, but not exclusively performed by notaries <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP
<b>Other (for example collect taxes, run registers etc.)</b>	<input type="checkbox"/> Yes, exclusively performed by notaries <input type="checkbox"/> Yes, but not exclusively performed by notaries <input checked="" type="checkbox"/> No <input type="checkbox"/> NAP

Comments - If "other", please specify. Please indicate any useful clarifications regarding the content of the notaries' exclusive rights or, on the opposite, other bodies that also have competences for the listed activities.

## 194-2. In which areas of law do notaries perform their activities (multiple options possible)?

- Real estate transaction
- Family law
- Succession law
- Company law
- Legality control of gambling activities
- Protection of vulnerable persons
- Other

Comments

### 9.1.3 ICT, organisation of the profession and training

#### 194-3. Do notaries use specialised ICT systems in their activity?

- In their relations with the State (e.g. courts, registries, chambers of commerce, tax authorities)



In their relations with their clients

In their relations with other notaries (e.g. videoconferencing, system to exchange documents)

Comments

#### 194-4. Which computerised registries can notaries consult?

Land registry

Business registry

Civil status / Population registry

Succession / Family law registry

Any other registry (please specify) .....

None

Comments

#### 194-5. Are there registries/ registry infrastructures run by the notaries?

Yes

No

Comments - If yes, please specify:

#### 194-6. In which computerised registries can notaries modify data (either directly or by submitting an online request)?

	Directly modifying	Indirectly modifying by submitting an online request
<b>Land registry</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Business registry</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NAP
<b>Civil status/ Population registry</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
<b>Succession / Family law registry</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
<b>Any other registry (please specify)</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP
<b>None</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NAP

Comments

#### 194-7. What ICT tools are used by notaries in their relations with clients?

Videoconferencing (e.g. digital advice)

- Digital act
- Digital identification
- Digital archiving
- Other, please specify .....
- None

Comments

**194-8. Who is responsible to run the digital archives?**

- Notariat / Professional body
- Other public authority
- Another entity (please specify) .....

Comments

**195. Is there an authority entrusted with supervising and monitoring the notaries' work?**

- Yes
- No

Comments

**196. If yes, which authority is responsible for supervising and monitoring notaries (multiple options possible)?**

- professional body
- court
- Ministry of Justice
- public prosecutor
- other (please specify):The Master of the Faculties

Comments

**196-1. Is there a system of general continuous training for all notaries?**

- Yes
- No

Comments

**196-2. Do notaries have training on:**

	Yes	No
European law	( )	( X )
Law of another Member State (cross-border training programmes)	( )	( X )

Comments - If yes, please indicate the types (e.g. traditional courses, e-learning, webinar) and the major topics of the training activities:

## 11. Please indicate the sources for answering the questions in this part

Sources: The Faculty Office of the Master of the Faculties, which regulates notaries

## 10. Court interpreters

### 10.1. Details on profession of court interpreter

#### 10.1.1 Status of court interpreters

#### 197. Is the title of court interpreters protected?

Yes

No

Comments n/a

#### 198. Is the function of court interpreters regulated by legal norms?

Yes

No

Comments n/a

#### 199. Number of registered court interpreters:

[ 2 702 ]

NA

NAP

Comments The ministry works closely with its suppliers of language services to identify any gaps in their fulfilment, and to increase both the capacity and capability of their available interpreters, who are required to be listed on the ministry's register. Growing the number of available interpreters, both in terms of the languages they offer and locations they provide their services to, further ensures the broad range of booking requirements can be supported, and the needs of the justice system are met.

Additional comment:

To ensure the accuracy of the data the suppliers have undertaken a cleansing of the register as a result Linguist language combinations have reduced.

For example where a unique linguist is on for French with 2 qualifications they would normally show on the register on two separate rows of data. The supplier only needs to know about is the highest qualification they hold for that language, therefore a number of qualifications have been removed (rows of data)

There has also been a significant number of reduced linguists provided by sub-contractors – this is due to two of them going into administration and having to be removed from the register.

It continues to be the aim to increase the number of Language Professionals on the register and we are currently considering this as part of the re-procurement of these contracts.

#### 200. Are there binding provisions regarding the quality of court interpretation within judicial proceedings?

Yes

( ) No

Comments - If yes, please specify (e.g. having passed a specific exam): The Ministry of Justice's Independent Quality Assurance Provider for the MoJ's Language Services contracts, The Language Shop

### 201. Are the courts responsible for selecting court interpreters?

- Yes, for recruitment and/or appointment for a specific term of office
- Yes, for recruitment and/or appointment on an ad hoc basis, according to the specific needs of given proceedings
- No, please specify which authority selects court interpreters .....

Comments The Ministry of Justice sets out the requirements for the provision of interpreters; a private company 'recruits' and 'deploys' interpreters for specific jobs

### J1. Please indicate the sources for answering the questions in this part

Sources: n/a

## 11.Judicial experts

### 11.1.Profession of judicial expert

#### 11.1.1Status of judicial experts



### 202. In your system, what types of judicial experts can participate in judicial procedures (multiple replies possible):

- Experts designated by the parties in support of their arguments but bound by a duty of independence and impartiality to the court
- Experts appointed by the court or other authority independent of the parties
- Other system of judicial expertise, please specify .....

Comments - Please specify who is proposing and appointing experts in an individual case. Experts can be sought by the parties or by direction of the judge.

### 202-1. Are there lists or any other form of official registration for judicial experts?

- ( ) Yes
- ( X ) No

Comments

#### 202-1-1. If yes, at which level is the list established (multiple replies possible):

- national
- administrative district or federal entity
- judicial district
- other

Comments - Please, indicate any other comment regarding these lists or databases of experts, if they do exist (e.g. does the expert take an

oath? How are his/her skills evaluated? By whom?):

**202-1-2. Are these lists publicly available?**

- Yes, available on the internet
- Yes
- No

Comments

**202-2. Which authority is competent for the registration of judicial experts?**

- Ministry of justice
- Courts
- Administrative body
- Independent body (association of judicial experts)
- Other

Comments - Please also specify the registration criteria:

**202-3. Is the registration of judicial experts limited in time?**

- Yes, for how long .....
- No

Comments

**202-4. Can an expert who is not on the list or not registered be appointed in a case?**

- Yes
- No

Comment - If yes, please specify in which cases: Experts could be called on all types of cases.

**203. Is the title of judicial experts protected?**

- Yes
- No

Comments - If appropriate, please explain the meaning of this protection:

**203-1. Does the judicial expert have an obligation of training?**

	Obligation of training
<b>Initial training</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>Continuous training</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Comments

**203-2. If yes, does this training concern:**

- judicial proceedings

the profession of expert

other

Comments

**204. Is the function of judicial experts regulated by legal norms?**

Yes

No

Comments

**204-1. On the occasion of a task entrusted to him/her, does the judicial expert have to report any potential conflicts of interest?**

Yes

No

Comments - If yes, please specify:

**205. Number of accredited or registered judicial experts:**

	Total	Male	Female
Number of experts	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments

**206-1. Number of cases where expert opinion was ordered by a judge or requested by the parties**

	Number of cases
Total (1+2+3+4)	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
1.Civil and commercial litigious cases	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
2.Administrative cases	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
3.Criminal cases	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP
4.Other cases	<input checked="" type="checkbox"/> NA <input type="checkbox"/> NAP

Comments

**205-1. Who defines the amount of the expert remuneration?**

In civil/administrative cases	In criminal cases
-------------------------------	-------------------

<b>Defined by law/by-law or a special regulation</b>	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP
<b>Defined by the court/judge</b>	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP
<b>Defined by Ministry of Justice or another ministry (setting a tariff for example)</b>	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP
<b>Salary of public official (in case of forensic or another specialist – who is public employee)</b>	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP
<b>Freely agreed between expert and the parties</b>	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP
<b>Other</b>	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP	( ) Yes ( ) No <input checked="" type="checkbox"/> NAP

Comments - If other, please specify: For expert witnesses funded by legal aid, regulations cover the remuneration rates. For all other cases rates are agreed between the parties and the experts.

**206. Are there binding provisions for judicial experts regarding:**

	Yes	No
<b>Deadlines to provide expertise</b>	( X )	( )
<b>Quality of expertise</b>	( X )	( )
<b>Other</b>	( X )	( )

NAP

Comments - If yes, please specify, and provide details in case there are possible sanctions: Judges will case manage the conduct of the proceedings.

**207-1. Does the judge or another body control the progress of the expertise?**

( ) Yes

( X ) No

If yes, please specify:

**207-2. Are judicial experts' associations involved in:**

Selection processes

Initial or continuous training

Disciplinary procedures

NAP

Comments

**K1. Please indicate the sources for answering the questions in this part**

## 12.Reforms in judiciary

### 12.1.Foreseen reforms

#### 12.1.1Reforms

**208. Can you provide information on the current debate in your country regarding the functioning of justice? Are there undergoing or foreseen reforms? If possible, please observe the following categories:**

##### **208-1. (Comprehensive) reform plans**

- Yes (planned)  
 Yes (adopted)  
 Yes (implemented during year of reference +1)  
 No  
 NA

Comments - If yes, please specify:

##### **208-2. Budget**

- Yes (planned)  
 Yes (adopted)  
 Yes (implemented during year of reference +1)  
 No  
 NA

Comments - If yes, please specify:

**208-3. Courts and public prosecution services (e.g. powers and organisation, structural changes - e.g. reduction of the number of courts (geographic locations), competences of the courts, management and working methods, information technologies, backlogs and efficiency, court fees, renovations and construction of new buildings)**

- Yes (planned)  
 Yes (adopted)  
 Yes (implemented during year of reference +1)  
 No  
 NA

Comments - If yes, please specify:



#### **208-4. Access to justice and legal aid**

- Yes (planned)
- Yes (adopted)
- Yes (implemented during year of reference +1)
- No
- NA

Comments - If yes, please specify:

#### **208-5. High Judicial Council**

- Yes (planned)
- Yes (adopted)
- Yes (implemented during year of reference +1)
- No
- NA

Comments - If yes, please specify:

#### **208-6. Legal professionals (judges, public prosecutors, lawyers, notaries, enforcement agents, etc.): organisation, education and training, etc.**

- Yes (planned)
- Yes (adopted)
- Yes (implemented during year of reference +1)
- No
- NA

Comments - If yes, please specify:

#### **208-7. Gender balance**

- Yes (planned)
- Yes (adopted)
- Yes (implemented during year of reference +1)
- No
- NA

Comments - If yes, please specify:

#### **208-8. Reforms regarding civil, criminal and administrative laws, international conventions and cooperation activities**

- Yes (planned)
- Yes (adopted)
- Yes (implemented during year of reference +1)
- No
- NA

Comments - If yes, please specify:

## **208-9. Enforcement of court decisions and in particular regarding decisions against public authorities**

- Yes (planned)
- Yes (adopted)
- Yes (implemented during year of reference +1)
- No
- NA

Comments - If yes, please specify:

## **208-10. Mediation and other Alternative Dispute Resolution**

- Yes (planned)
- Yes (adopted)
- Yes (implemented during year of reference +1)
- No
- NA

Comments - If yes, please specify: If yes, please specify: From 3 August until 31 October 2021, the Ministry of Justice's held a public Call for Evidence on Dispute Resolution in England and Wales. This exercise was supported by the senior judiciary (as set out in the CfE Foreword), set out the Government's ambition to mainstream alternative processes of dispute resolution as an integral part of the justice system across the civil, family and tribunal jurisdictions. The CfE sought views on: Drivers of engagement and settlement; Quality and outcomes; Dispute resolution service providers; Economic costs and benefits of dispute resolution; Technology infrastructure; and Equality impacts. The outcome of this, and any future policy development it may inform, will be set out in due course

## **208-11. Fight against crime**

- Yes (planned)
- Yes (adopted)
- Yes (implemented during year of reference +1)
- No
- NA

Comments - If yes, please specify:

## **208-12. Prison system**

- Yes (planned)
- Yes (adopted)
- Yes (implemented during year of reference +1)
- No
- NA

Comments - If yes, please specify:

## **208-13. Child friendly justice**

- Yes (planned)

Yes (adopted)

Yes (implemented during year of reference +1)

No

NA

Comments - If yes, please specify:

## **208-14. Domestic violence**

Yes (planned)

Yes (adopted)

Yes (implemented during year of reference +1)

No

NA

Comments - If yes, please specify:

## **208-15. New information and communication technologies**

Yes (planned)

Yes (adopted)

Yes (implemented during year of reference +1)

No

NA

Comments - If yes, please specify:

## **208-16. Other**

Yes (planned)

Yes (adopted)

Yes (implemented during year of reference +1)

No

NA

Comments - If yes, please specify: