

Blaise Tchoula
request-634006-40dec47c@whatdotheyknow.

data.access@justice.gov.uk

3rd March 2020

Dear Blaise Tchoula,

Freedom of Information Act (FOIA) Outcome of Internal Review – 200220031

Thank you for your Internal Review request dated 20th February 2020 regarding FOI request **IR of 200113022** in which you asked for the following information from the Ministry of Justice (MoJ):

Dear Her Majesty's Courts and Tribunals Service,

Question 1)

Would you please provide the public with recorded information regarding the contact details of Her Majesty Department(s) to which you deposit any of the following Negotiable Instrument for processing and discharging or/and settling etc... and as per operation of law.

if different for any please provide information

A) Fee remission

B) Cash deposit to the court for security of costs

C) Or (Private) Promissory Notes deposit to the court.

D) Accepted for value (Judgement order)

Question 2)

Would you please provide recorded information regarding the due diligence in place in the following circumstances, in other words, what an Agent or Employee had been trained to do in the following circumstances what are the steps by steps instructions in making sure that they deal with their tasks and in this case the following circumstances or and incident.

A) An Application for Fee Remission?

1) Please provide contact details with phone number of Her Majesty Department (Treasury) to which you sent these details for it to be processed to your satisfaction so that the funds may be transferred into your court account? Or the details of your department that deals with it as a full and final point.

2) Please provide recorded information that states how your court must deal with this Negotiable instrument

B) Would you please provide contact details with a phone number of Her Majesty (Tresuary Department) that deals with Judgement of the court that have been endorsed as "Accepted for value " and returned to the issuer (that is your court) for processing.

1) Please provide the recorded information that states how the court must deal with this matter.

Question 3).

Would you please provide recorded information regarding due diligence in place before issuing or/and serving a claim on a possible Defendant.

A) What recorded information obliged to the court to simply accept Jurisdiction?

B) What recorded information have you got regarding the bases under which the court may accept jurisdiction?

C) What recorded information is there stating that the court has automatic jurisdiction? In spite of the court lacking on and for its record and in most if not all cases:

Defect 1) Proof of standing

Defect 2) Proof of Contract, the relationship between the parties (their Law).

Defect 3) Proof of venue

Defect 4) Proof of Jurisdictions

Defect 5) Affidavit of Claim. Allegations of facts are not facts and must be affirmed or sworn.

Defect 6) Failure to state a case from which the court may provide a remedy

Question 4)

Would you please provide the recorded information that says that your court can proceed based on copy even those the Claimant admits that the original contract does not exist or it is a hidden one.?

Yours faithfully,

Blaise: [and Tchoula]

A living man

A Inhabitant of the County

Insert original request here

The purpose of an Internal Review is to assess how your FOI request was handled in the first instance and to determine whether the original decision given to you was correct. This is an independent review; I was not involved in the original decision.

The response to your original request noted the questions you asked required further clarification to enable them to be answered. It was highlighted that Section 1(3) of the FOIA does not oblige the department to answer requests where further clarification is required to identify and locate the information requested.

The response you received wasn't a refusal, but requested further clarification from you and explained that the wording of the questions you had made did not make it clear what information was being requested. You were advised to explain, and clarify what information you require.

Following a review of the response you received, and as advice has been provided as to how you can progress your request with the department waiting for that clarification from you, after careful consideration, I have concluded that this previous response was compliant with the requirements of the FOIA.

Statutory deadline

The statutory deadline for your request was 10th February 2020 and the response was provided on 28th January 2020. The response was therefore compliant with the requirements of the FOIA.

Outcome

Unfortunately, I too have struggled to understand what information you are asking for when reading your original request. It would be beneficial if you could reword or change the way in which you are posing your questions. Perhaps try to simplify your request making each question more concise. Please attempt to explain, rephrase and clarify what information you require, to help us identify the correct information you wish to receive.

In conclusion I am satisfied that the response you received on 28th January 2020 was correct.

Appeal Rights

If you are not satisfied with this response you have the right to apply to the Information Commissioner's Office (ICO). The Commissioner is an independent regulator who has the power to direct us to respond to your request differently, if she considers that we have handled it incorrectly.

You can contact the ICO at the following address:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

<https://ico.org.uk/Global/contact-us>

Yours sincerely

The Civil and Family Team,

Courts and Tribunals Development Directorate, HMCTS.