



Data Access & Compliance Unit
Ministry of Justice
102 Petty France
London
SW1H 9AJ

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data.access@justice.gsi.gov.uk

2 August 2018

Dear Sir/Madam,

Freedom of Information Act (FOIA) Request – 180705022

Thank you for your request received on 5 July 2018, in which you asked for the following information from the Ministry of Justice (MoJ):

How many complaints of judicial corruption has there been in the last 12 months

Specifically, we would also like to know the number of complaints recorded against these individual members of the Judiciary over the last three years.

High Court of Justice: RCJ Insolvency & Companies:

**HHJ Mark P...elling QC - Senior Circuit Judge - Northeastern Circuit Chief Registrar
Nicholas Briggs ICCJ Clive Jones Registrar Stephen Baister ICCJ Mark Mullen**

Your request has been handled under the FOIA.

Part of your request for information, which I assume based on your other request, regarding the number of complaints made about corruption and misconduct, has already been addressed in my response under reference 180705021.

In relation to the rest of your request, I can neither confirm nor deny if the MoJ holds the information you have requested.

We are not obliged to confirm or deny whether we hold the information you have requested under section 44(2) of the FOIA, because such disclosure is prohibited under another enactment.

In this instance, section 139 of the Constitutional Reform Act 2005 (CRA) establishes a duty of confidentiality on those who have responsibilities in relation to matters of conduct and discipline involving judicial office holders, where information is provided under, or for the purposes of, a relevant provision of the Act. Information which is obtained for the purposes of a function under Part 4 of the CRA is confidential by virtue of section 139 of that Act.

The confirmation or denial of whether the MoJ holds the information you have requested would release information that would be in contravention of the CRA and, as such, section 44(2) of the FOIA is engaged.

The fact that section 44(2) of the FOIA has been cited should not be taken as an indication that the information you have requested is or is not held by the department. This is an absolute exemption and does not require a public interest test.

Appeal Rights

If you are not satisfied with this response you have the right to request an internal review by responding in writing to one of the addresses below within two months of the date of this response.

data.access@justice.gsi.gov.uk

Data Access and Compliance Unit, Ministry of Justice, 10.38, 102 Petty France, London, SW1H 9AJ

You do have the right to ask the Information Commissioner's Office (ICO) to investigate any aspect of your complaint. However, please note that the ICO is likely to expect internal complaints procedures to have been exhausted before beginning their investigation.

Yours faithfully,

Rehad Miah
Judicial Conduct Investigations Office