



Disclosure Team
Ministry of Justice
102 Petty France
London
SW1H 9AJ

C. Nazareth
request-715207-5671c67e@whatdotheyknow.com

data.access@justice.gsi.gov.uk

Date: 3 February 2021

Dear C. Nazareth,

Freedom of Information Act (FOIA) Request – 210118019 and 210125030

Thank you for your requests received on 18 and 25 January, in which you asked for the following information from the Ministry of Justice (MoJ):

Please let me know if you are in receipt of any complaints against Marios Lambis.

Your request has been handled under the FOIA. Both requests are for the same information so have been answered in this one response.

The information you seek is subject to section 44(1)(a) of the FOIA, because its disclosure is prohibited by or under any enactment (in this instance the enactment is the Constitutional Reform Act 2004 ("CRA")).

Section 139 of the 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 obtained for the purposes of a function under Part 4 of the CRA is confidential by virtue of section 139 of that Act.

However, Section 139(1) of the CRA provides that confidential information may be disclosed with (and only with) lawful authority. Section 139(4) sets out the criteria for what constitutes lawful authority. Section 139(4)(a) provides that information may be lawfully disclosed with the consent of each person who is the subject of the information (subject to subsection 5).

I can confirm that Recorder Marios Lambis was invited to consider whether he was willing to consent to disclosure of the information that is necessary to answer your request.

The judge having given his consent, I can confirm that the Judicial Conduct Investigations Office has no record of Recorder Marios Lambis having any complaints made against him.

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

Disclosure Team, MoJ, 10.25, 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 sincerely

Laura Walters

Judicial Conduct Investigations Office