



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

Bernard Brown  
request-481346-fd616b60@whatdotheyknow.com

[data.access@justice.gsi.gov.uk](mailto:data.access@justice.gsi.gov.uk)

25 May 2018

Dear Mr Brown

### **Freedom of Information Act (FOIA) Request – FOI 180430002**

Thank you for your request dated 30 April 2018 in which you asked for the following information from the Ministry of Justice (MoJ):

**Ministry of Justice I recently applied for the transcription of the Judges direction of No Case to Answer in a Criminal Trial at the Inner London Crown Court. The trial was held in open court. The subject matter is of public interest, centring on expensive systems purchased by public money in the NHS. My request was refused by a Judge without giving reason. I have tried, unsuccessfully, to find any other source of the information I request here. Does the Ministry of Justice have guidelines for 1. The grounds on which a Judge may refuse a transcript of parts of a trial held in open court. 2. The process by which an applicant can appeal such a refusal. I make this request on the basis that there must be published rules/guidance on this subject and I have exhausted all other attempts to find such information.**

Your request has been handled under the FOIA.

I can confirm that the MoJ holds the information that you have requested and I have provided it below/attached.

Criminal Procedure Rule 5.5 applies and paragraphs 15B.32 – 36 of the Criminal Practice Directions. I attach copies. These are published at: <http://www.justice.gov.uk/courts/procedure-rules/criminal/rulesmenu-2015>. Both were amended with effect from 2<sup>nd</sup> April this year. These changes were clarificatory, the substantive law has not changed.

### **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](mailto: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 sincerely

Ms J Norton  
CTDD Crime, HMCTS, 102 Petty France, 6.23, London, SW1H 9AJ