



In the High Court of Justice
Queen's Bench Division
Administrative Court
At Cardiff

CO Ref: CO/3970/2012

In the matter of an application for Judicial Review

The Queen on the application of MAURICE KIRK



Versus

- (1) CARDIFF MAGISTRATES' COURT
(2) CARDIFF CROWN COURT
(3) SECRETARY OF STATE FOR JUSTICE (Defendants)
- (1) HEALTH MINISTER, WELSH ASSEMBLY GOVERNMENT
(2) CROWN PROSECUTION SERVICE (Interested Parties)

**Application for permission to apply for Judicial Review
NOTIFICATION of the Judge's decision (CPR Part 54.11, 54.12)**

Following consideration of the documents lodged by the Claimant and the Acknowledgements of Service filed by the Defendants and the First Interested Party

Order by the Honourable Mr Justice Singh

Permission is hereby refused.

Observations/Directions

1. It is difficult to see what the Claimant's grounds are, especially as he has not taken the opportunity given by the Order of HHJ Curran QC dated 24 April 2012 (para. 2) to comment on the court transcripts which have now been provided by the First and Second Defendants. The First Interested Party has not made any substantive submissions since the Claimant's comments were awaited. The Second Interested Party (the CPS) has not filed an Acknowledgement of Service.
2. However, it would appear that the Claimant complains about unfairness in the proceedings in the Magistrates' Court and again in the Crown Court which led to his conviction for harassment. His criticisms appear to be of what were in essence case management and procedural functions by those courts. I cannot see any arguable error of law or other basis on which this Court could interfere with the decisions of those courts.
3. If this application is renewed (and I should not be taken to encourage that course) the Claimant should be prepared to point out the specific passages in the court transcripts of which he complains. It would also be of real assistance if the Interested Parties, in particular the CPS, could be represented before the Court.

Signed *R. Singh*

Sent / Handed to the claimant, defendant and any interested party / the claimant's, defendant's, and any interested party's solicitors on (date):

Solicitors:

Form JRJ 1 – Judicial Review Permission Refused