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PROSPECTUS

APRIL 2022–MARCH 2023

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Welcome to the 2022–2023 Prospectus

It is a pleasure to welcome you to the Judicial College prospectus for 2022–2023, which, once again, is an all-inclusive prospectus setting out the full training programme for all judicial office holders.

The programme of training in this prospectus cements the College's return to a full and ambitious programme following the pandemic and begins to implement the objectives set out in the College strategy for 2021–2025.

The Judicial College trains approximately 15,000 Judges, Coroners and Legal Advisers to Magistrates every year and also has a significant role in devising training delivered to lay Magistrates. The list below shows all the courses available to Judges and Coroners to access throughout the year. It does not represent all the training and learning available which also includes eLearning modules and some ad hoc webinars which do not feature in the general prospectus.

You will find a brief description of most of the courses set out below.

Eleanor King
The Right Honourable Lady Justice King
Chair of the Judicial College

Coroners 2022–2023

Coroners' Continuation Training

For coroner continuation training, the emphasis will be going 'back to basics', including re-considering some basic law in the modern context as well as looking again at judgecraft and written rulings.

Courts 2022–2023

Civil

Administrative Law Seminar

Aim

To provide an annual update for all judges who sit in the Administrative Court. The seminar will cover the full range of judicial review work, affording participants an opportunity to learn of developments in the law and procedure, address current issues, and to share and develop their knowledge of this work.

Who is it for?

All salaried and fee-paid judges authorised to sit in the Administrative Court.

Content

An update on the work of the Division and an opportunity to apply law and practice to case studies supplied in advance and to discuss these in syndicate groups.

Civil Law Seminar

Aim

To provide judges who sit in the civil jurisdiction with an opportunity to develop their knowledge and skill in those areas of law, procedure and social context which they consider most important for their personal development.

Who is it for?

All salaried and fee-paid judges sitting in the civil jurisdiction.

Queen's Bench Seminar

Aim

The aim of this seminar is to provide judges who sit in the Queen's Bench Division (QBD) with an update on relevant substantive law and procedure and to cover skills and methods for dealing with common problems.

Who is it for?

All judges who sit on civil cases in the QBD, particularly section 9(1) and section 9(4) Judges and Queen's Bench Masters.

Content

An update on the general civil work of the Division and an opportunity to apply law and practice to case studies supplied in advance and to discuss these in syndicate groups.

Specialist Civil Jurisdiction

Aim

The aim of this seminar is to provide judges with the opportunity to review and develop their knowledge and practical skills in managing and trying cases when sitting in the specialist civil jurisdictions. It is also to provide an insight into work which arises in those jurisdictions for judges who do not sit there but would benefit from the particular subjects covered in the seminar.

Who is it for?

High Court Judges, Circuit and District Judges, Masters, Insolvency and Companies Court Judges and fee-paid judges (Deputy High Court Judges, Recorders, Deputy District Judges, Masters and Insolvency and Companies Court Judges) who manage or hear cases in the Chancery Division, the Commercial or Circuit Commercial Courts or the Technology and Construction Court; in other words, the full spectrum of work in the Business and Property Courts. It is also for full-time or fee-paid civil judges who are interested in the topics covered in the seminar even if not presently sitting or authorised to sit in those specialist jurisdictions.

Summary

The course will contain one mandatory and four elective modules dealing with both procedural and substantive aspects of specialist work. In addition, there will be one or more keynote lectures from leading academics and presentations on current matters of interest.

The mandatory module is:

Advanced Case and Trial Management

This module will focus on important practice issues in the Business and Property Courts, including recent innovations such as the witness statement practice direction and recent developments in relation to disclosure and remote working. These are examined through a hypothetical case where delegates are asked to discuss the issues arising at various stages in the case. The only pre-reading required is the problem itself and a familiarisation with the general content of any relevant practice direction or pilot.

Voluntary modules are:

Advanced Insolvency

This module will include recent developments in insolvency law, followed by syndicate discussion of two case scenarios covering: (1) property problems in insolvency – rival claims and equitable adjustments; and (2) liquidated sums.

Professional Negligence

This module will comprise discussion of some short scenarios in syndicate groups. The focus will be on questions of causation and loss which arise in claims against solicitors and valuers. In particular, the groups will consider loss of a chance as well as the relationship between the duty of care and the extent of liability for breach.

Property Law

This module will consider the law (and the practicalities) of enforcing covenants in commercial leases with particular focus on the Landlord and Tenant (Covenants) Act 1995 (including its interpretation in decisions of the courts). The course will be delivered in two parts: the purpose and effect of the 1995 Act; discussion of scenarios.

Rectification

Following on from previous years' modules on common mistake rectification and related issues of construction, this module will focus on the rectification of documents with more than one party on the grounds of unilateral mistake and the rectification of unilateral documents such as trust deeds. This is a self-contained module and delegates need not have attended any previous rectification module.

Business and Property Injunctions

This module will consider issues arising on pre-trial applications for injunctions, both on notice and without notice, in a domestic (i.e. non-international) context. Matters of general relevance to such applications will be dealt with. There will also be some consideration of issues arising in connection with contractual restraints and the protection of property rights. The module will be conducted by discussion of problems in tutor groups.

Directors' Duties

This module will provide an overview of the present law of directors' duties, including the duties arising where a company is insolvent, or of doubtful solvency, and the duties of directors of charitable companies. Consideration will also be given to how those duties might be raised in the disqualification context.

Probate and Trusts

The module considers two linked case studies through discussion in syndicate groups. In a contested probate claim, the module looks at initial formalities on issuing a claim, identification and joinder of parties, other case management considerations, compromise and replacement/removal of an executor. The module ends with a brief look at the Guardianship (Missing Persons) Act 2017. This module may be of particular interest to District Judges and Deputy District Judges.

Civil and Family

Civil and Family Seminar

Aim

This seminar is a combination of Civil and Family Law training and is provided in the existing civil law and family law programmes. It provides an alternative for those who seek more general training in both civil and family law.

Who is it for?

A substantial part of the seminar is modular and is open to all levels of the judiciary whose sittings straddle the civil and family jurisdictions. It may be suitable for District Judges and Deputy District Judges in particular.

Summary

First Day

The first day will be devoted to family law. Three seminars will be ‘private children’ related and two will be ‘money’ related.

Those three seminars with the ‘private children’ element:

Aim

To enable judges of all levels of experience to identify recent developments in law, practice and procedure relevant to private law cases and anticipate future changes.

Who is it for?

All levels of judges with a section 8 ticket (authorised to hear private law).

Content

An update as to private law including current developments in the approach to identifying and dealing with the issue of domestic abuse within the Family Court and jurisdiction post-EU exit together with work in syndicates.

Those two seminars with the ‘money’ element:

Aim

To enable judges of all levels of experience to identify recent developments in law, practice and procedure relevant to financial remedy cases.

Who is it for?

All level of judges who sit in, or have an interest in sitting in, the Financial Remedies Court.

Content

Lectures and a syndicate on topical issues in relation to financial remedies.

Second Day

The second day of this two-day seminar will be devoted to civil law and delegates are asked to **choose two civil modules** from the list below.

- Civil law modules
- Accessible Justice
- Best Practice in Small Claims
- Essential Housing
- Injunctions and Committals
- Procedure in Practice
- The Award of Costs and Summary Assessment

Court of Protection

Court of Protection Seminar

Aim

The aim of this course is to enable those judges who are authorised to hear Court of Protection (COP) cases to refresh their understanding of the relevant law, practice and procedure and of the judicial skills which are required to discharge this jurisdiction.

Who is it for?

Judges nominated to hear COP cases (except those whose nomination is limited to the Re X streamlined procedure, concerning party status in deprivation of liberty cases).

Content

Updating COP judges on personal welfare, deprivation of liberty and property and affairs law and procedure, and topical issues about the Court which have arisen over the previous 12 months.

Criminal Law

Access to Justice

Aim

To provide judges with skills to deal appropriately and fairly with the diverse range of court users they encounter in the course of their working lives.

Objectives and Outcomes

By the end of this course a judge will:

- Have a more in-depth knowledge of the Equal Treatment Bench Book and the issues with which it deals.
- Be better able to recognise and understand diversity issues.
- Understand the sorts of measures that can promote fairness to all court users including unrepresented defendants.
- Have knowledge of methods by which they may adapt their working practices so that court users are not inadvertently treated unfairly and do not feel that they have been so treated.
- Understand how to balance the competing needs of individuals with the requirement that cases are conducted efficiently and expeditiously.
- Have information about resources to assist them with issues they may meet from day to day.

Serious Sexual Offences

Aim

To enable judges to try these cases with sensitivity and confidence, equipped with knowledge of current law and practice. To ensure the continued development of a trial and sentencing process which is fair and appropriate to the needs of all parties and witnesses, whatever their role in the proceedings. To discuss and share judicial experiences and identify issues of concern.

Who is it for?

All judges, salaried and fee paid, who are authorised to try serious sexual cases.

Content

This will include:

- Section 28 Youth Justice and Criminal Evidence Act 1999 (YJCEA) 1999 – the correct procedure to be adopted when dealing with pre-trial cross-examination.
- Section 41 YJCEA 1999 and section 100 Criminal Justice Act 2003 – how to approach these complicated issues of evidential admissibility, particularly given the proliferation of disclosed media from mobile phones.

- Sentencing – recent authorities, how to use the Guidelines properly, how to identify particular sentencing difficulties, assessing dangerousness and when to impose an extended sentence.
- Matters arising in cases involving vulnerable witnesses generally.
- Consent.
- Summing-up – an analysis of approach.

Working with Juries

Aims

To increase the delegates' understanding of the juror's experience and to develop their skills in assisting the jury to perform its duty. To include developing a greater understanding of the juror's perspective, sharing best practice and developing skills in managing jury issues and problems.

Objectives and Outcomes

By the end of the seminar, judges will be able to:

- Apply enhanced insight into the juror's experience including the practical issues affecting jurors and be better able to assist jurors or allay their concerns (e.g. what information are jurors given, payment, allowances, expenses, employment rights, practical effect of jury service).
- Deploy their renewed understanding of case and trial management powers, the Civil Procedure Rules (CPR) and other resources to help jurors do their duty effectively.
- Effectively deal with the various legal and practical issues and problems that may arise with jurors and juries during the trial process.

Sentencing and Confiscation

Aims

The aim of this course is to bring judges up to date with changes in the law, with recent Sentencing Council guidelines and with relevant new authorities in guideline and non-guideline cases and to provide some practical advice on the Sentencing Code, using the new version of the Crown Court Compendium (Part II Sentencing), the Criminal Procedure Rules and Criminal Practice Directions, and on using the digital sentencing guidelines.

We aim to bring judges up to date on both law and procedure in confiscation, and they will apply their knowledge to a practical problem, giving them the opportunity to consider and apply the relevant statutory provisions in respect of confiscation proceedings.

Objectives

By the end of this course judges will have:

- developed their skills at applying the guidelines, in structuring a sentence absent any guidelines and in passing a well-structured and legally sound sentence that can be understood by the defendant, victims and by the public at large.
- looked at a range of issues including sentencing youths, dealing with cases where they suspect a defendant has been trafficked, and dealing with cases where there are concerns for a defendant's mental health.

Long and Complex Cases

Aims

To assist judges who try or wish to try longer and more complicated criminal trials; to help them learn and exchange experiences of existing law, practice, procedure and recent developments; and to identify and disseminate best practice in all aspects of such trials, including pre-trial case management, disclosure, trial and jury management and post-trial orders.

Learning Outcomes

By the end of the course, with reference to the relevant rules, guidance and case law judges will be able to effectively:

1. Identify and use the tools and powers at their disposal to deal with the situations and problems that routinely arise in a long case including failures by the parties to comply with orders, directions, protocols and rules; and dealing with the parties, including defendants who are unrepresented or dispense with their representatives during a case, and with lawyers, witnesses, juries and disclosure issues.
2. Identify appropriate orders for consideration at Preliminary or Preparatory Hearings, Preliminary Case Management Hearings and other interlocutory hearings.
3. Avoid delay by taking control of case management and at the earliest stage setting an agenda to enforce and oversee a robust programme covering:
 - Service of the primary case.
 - Pleadings by the defence.
 - Identification of issues.
 - Achieving the earliest trial date and setting firm timetables.
4. Managing the trial, including issues such as maintaining momentum, retaining focus, supporting the jury and easing the pressure of a summing up by making preparations for it throughout the trial.
5. Apply recent developments in key areas of law, procedure and practice affecting long and complex trials.
6. Deal appropriately with sentencing in multi-handed cases including confiscation applications.

Judgcraft Workshop

Aims

To provide judges with learning to refresh and improve their knowledge in respect of handling evidence in jury trials, deciding and giving rulings on the admissibility of evidence, and effective summing up.

Objectives

By the end of the course judges will have:

- Received an update on important developments in the criminal law which include amongst other things, character; hearsay; gang evidence; identification evidence; dealing with social media issues; and, managing disclosure.
- Further developed their skills in crafting and delivering judgments on matters of law that arise during the course of a trial.
- Honed their skills in respect of summing up the law and evidence.

Murder Continuation

Aim

To update and remind judges of law relating to homicide and attempted murder, and to assist in the management of a trial, the contents of the legal directions and their order together with guidance on sentencing in all types of case i.e. murder, all types of manslaughter and attempted murder.

Who is it for?

High Court Judges and Class 1/murder authorised Circuit Judges who try murder cases.

Content

The course will cover academic legal updates on the law relating to diminished responsibility, loss of control, joint enterprise and self-defence as well as expert evidence, bad character and hearsay in the context of homicide.

There will be an emphasis on the trial of and routes to verdict in complex multi-handed cases and those where multiple defences are applicable.

There will be updates on the law relating to sentencing and sentencing exercises conducted in syndicate.

Recorder One Year On

This seminar is **exclusively** for those criminal Recorders who have attended Criminal Recorder induction seminars in the 2021–2022 training year.

Aims

- This is a compulsory seminar to complete the induction process of newly appointed criminal Recorders who were inducted in 2021–2022.
- To provide training and reflection relevant to those who have been sitting for one year.
- This course aims to pull together experiences from Recorders over the course of the past year, including any issues of concern raised by Recorders attending the seminar.
- The provision of further updates and training applicable for this stage of a Recorder's judicial career, including judicial resilience.

Objectives

- Judges will be updated in the major developments both in criminal sentencing and procedure occurring since the induction course.
- Judges will meet in groups to exchange experiences from sitting over the past year with a facilitator providing guidance as to any outstanding learning points.

District Judge (Magistrates' Court) and Deputy District Judge (Magistrates' Court)

District Judge (Magistrates' Court) and Deputy District Judge (Magistrates' Court) Continuation Seminar

Aim

To provide a thorough update for District Judges (Magistrates' Courts) and Deputy District Judges (Magistrates' Courts) on relevant legislation and case law.

Who is it for?

District Judges and Deputy District Judges (Magistrates' Courts).

Objectives

The programme will include a number of updates on law and practice together with topics of interest for judges sitting in the magistrates' courts. For full-time judges this will include a youth court update.

District Judge (Magistrates' Court) Serious Sexual Offences Seminar

Aim

To provide a thorough update in those areas of law, evidence, practice and procedure relevant to the conduct of cases in the Court which involve serious sexual offending.

To improve judicial skills deployable in such cases, by discussing and sharing experiences with other judges who deal with this type of offending.

Who is it for?

District Judges (Magistrates' Courts) who have previously obtained authorisation to conduct cases involving rape and serious sexual offences.

Content

This seminar will address the latest law and guidance relevant to cases involving serious sexual offending by youth defendants, including:

- allocation,
- case management,
- evidence,
- sentencing (including the new regime under the Sentencing Code).

The seminar will also deal with issues around vulnerable witnesses and vulnerable defendants appearing before the youth court in this type of case.

Leadership and Management

Essential Leadership Programme

Who is it for?

The Essential Leadership Programme is compulsory training for all circuit judges and senior circuit judges who are appointed into a leadership role that has responsibility for other judicial office holders. It is also compulsory training for newly appointed Regional Tribunal Judges (and equivalent appointments in the First-tier Tribunal chambers).

Continuing Leadership Development

Who it is for?

This training is recommended for salaried leadership judges, including High Court, who have been in a leadership role for at least 12 months. The Judicial College's other main leadership programme, Essential Leadership, is compulsory for newly appointed leadership judges.

Training for Trainers

Course Design

Aim

To enable Course Directors and Training Leads (or other judicial office holders involved in creating training) to design, deliver and develop focused and effective judicial learning programmes.

Who is it for?

All judicial office holders including medical members and specialist and lay members with responsibility for designing courses or elements of courses including syndicate exercises and case studies to be used as part of a wider training.

Digital Tools for Trainers

Aim

To introduce judicial office holders to the digital training tools that are currently available to them and to increase their levels of confidence in using these tools in training events.

Who is it for?

All judicial office holders including medical members and specialist and lay members with responsibility for designing courses or elements of courses including syndicate exercises and case studies to be used as part of a wider training.

Facilitation Skills

Aim

To develop and consolidate effective facilitation skills among judicial trainers in both online and face-to-face learning environments.

Who is it for?

All judicial office holders, medical members and specialist and lay members with responsibility for managing small groups or running syndicate exercises (either face-to-face or online) as part of judicial training.

What is covered?

This highly interactive seminar offers best practice techniques to enhance adult learning in all training environments, both online and face-to-face. There is a practical opportunity for judicial office holders to facilitate a small group and receive feedback from colleagues and training experts.

Family

Complex Money

Aim

To provide an opportunity for those dealing with the more complex and bigger financial remedy cases to consider and to discuss current issues.

Learning Objectives

In particular the seminar aims to provide:

- An update on the progress of the Financial Remedy Court and out-of-court settlements.
- Detailed exploration of issues of Spousal Maintenance, Matrimonial Property and Pensions with the opportunity to consider and discuss in syndicate.
- Consideration of the approach to Conduct, including Economic Abuse and Coercive Control and how the court approaches this.
- Updating advice on other issues including Taxation and Costs.
- An opportunity to meet and compare experiences with other specialist judges, both formally and informally.

Family Appeals

Aim

To consider the law, the procedure and practical advice on dealing with appeals in the Family Court.

Who is it for?

Circuit Judges who hear appeals, both in children and financial remedy cases.

Content

Lectures and syndicates covering applications for leave to appeal, how to structure and conduct appeals and giving judgment.

High Court Judge Seminar

Aim

To provide High Court Judges with an opportunity to review and develop their knowledge and skill in family cases.

Who is it for?

High Court Judges of the Family Division.

There will be a seminar running alongside this for those judges with section 9 (High Court) authorisations in family law.

Content

The seminar will combine presentations by speakers from within or outside the judiciary, who have knowledge and expertise in their respective fields, with small group discussions, providing judges with an opportunity to exchange views and share experiences with fellow judges sitting in the High Court.

Financial Remedies Court Induction Seminar

Aim

To help increase knowledge and confidence in dealing with Family Money cases and obtain an authorisation to hear Financial Remedies Court (FRC) cases.

Who is it for?

Salaried and fee-paid Judges sitting in the Family Court who have little or no experience in dealing with Family Money and who wish to increase their knowledge of how to deal with Financial Remedies cases.

Content

This seminar will address practical case management at First Appointment, dealing with the Financial Dispute Resolution Appointment and outcomes at Final Hearing both in lectures and through syndicate exercises.

Intermediate Money

Aim

To provide an opportunity for those with some experience of the financial remedies court to widen their knowledge of dealing with financial remedies to consider and discuss current issues.

Learning Objectives

In particular the seminar aims to provide:

- Consideration of the approach to Conduct, including Economic Abuse and Coercive Control and how the court approaches this.
- A guide to the approach to vulnerable parties in financial remedy proceedings.
- Consideration of Interpleader and Third-Party applications.
- An overview as to how to approach a small money case and the difficulties posed by the same.
- A guide to Welfare Benefits and their relevance to and impact on financial remedies.
- How to approach applications for enforcement of orders.

- Updating advice on recent decisions in financial remedy cases.
- An opportunity to meet and compare experiences with other specialist judges, both formally and informally.

Private Law Continuation Seminar

Aim

To inform judges of recent developments and to develop their judgecraft in the practical case management and conduct of Fact-Finding Hearings including those involving Litigants in Person.

To increase awareness of the role of the media in the light of the President's Transparency Project. To inform and update the current initiatives from Cafcass and to consider issues around Police Disclosure.

Learning Objectives

Following the lectures supported by seminar materials and work in syndicate judges will be able to:

- Be aware of recent developments in law, practice and procedure relevant to private family law children cases.
- Be aware of issues relating to jurisdiction post-Brexit.
- Consider issues of domestic abuse and the preparation for and conduct of Fact-Finding Hearings in the light of *Re H – N (and others)* and associated cases.
- Be confident in their treatment of vulnerable parties and their engagement in the process.
- Be aware of the scope and use of police disclosure.
- Be aware of the correct approach in cases involving allegations of sexual abuse.
- Gain an insight into the impact of parental alienation.
- Be aware of and able to manage requests from the media to attend and the scope of reporting.

Public and Private Law Continuation Course

Aim

To provide suitably authorised judges with an opportunity to review, develop and enhance their knowledge and skill in managing and determining both private and public law cases.

Who is it for?

Salaried and fee-paid judges in the Family Court who are authorised to hear both private and public law cases.

Content

The programme will include a number of updates on law and practice and topics of interest for judges sitting in both private and public law.

The programme will include consideration of the transparency review and its impact on case management both within private and public law cases and reflection on the experience and impact of the pandemic on the family justice system.

Public Law Continuation Course

Aim

To provide suitably authorised judges with an opportunity to review and develop their knowledge and skill in managing and determining public law cases.

Who is it for?

Salaried and fee-paid judges sitting in the Family Court who are authorised to hear public law cases.

Content

The programme includes a number of updates on law and practice along with consideration of the transparency review and reflection on the experience and impact of the pandemic on the family justice system.

Section 9 (High Court) Seminar

Aim

To provide an opportunity for judges undertaking section 9 (High Court) cases to learn and discuss complex issues arising.

Who is it for?

Circuit Judges who have or are looking to acquire a section 9 (High Court) authorisation. Some experience of this type of work would be useful.

Content

Lectures and syndicates and an opportunity to discuss and compare issues and cases, and to exchange best practice.

Leadership Seminars for Magistrates

Deputy Bench Chair Induction (Essential Training)

Aim

To equip Deputy Bench Chairs with the skills and knowledge to carry out their role in supporting and assisting the Bench Chair competently, confidently and effectively.

Who is it for?

Magistrates newly appointed as Deputy Bench Chairs.

Content

This will include:

- The Bench Chair, HMCTS and Judicial Governance.
- Dealing with pastoral issues.
- Skills and qualities of a Deputy Bench Chair.
- Change and motivation.
- Practical issues.

Training, Approvals, Authorisation and Appraisals Committee

Aim

To increase Training, Approvals, Authorisation and Appraisals Committee (TAAAC) Chairs' knowledge, skills and confidence in managing TAAACs effectively.

Who is it for?

Magistrates newly appointed as TAAAC Chairs.

Content

This will include:

- The roles and responsibilities of the TAAAC.
- The changing and challenging role of a TAAAC Chair.
- TAAAC strategic functions including TAAAC constitution and fixing criteria for roles on the bench.
- TAAAC training functions.
- Applications to attend Presiding Justice training.
- Panel authorisations.
- Assessing appraisals.
- Conduct, competence and reviews.

Magistrates' Legal Advisers

Family Legal Adviser Consolidation

Aim

To consolidate the trainee legal adviser's learning to date, after attending the Induction training, to enable the trainee to prepare for a successful sign off meeting with their mentor.

Who is it for?

Trainee legal advisers or legal advisers who have attended the two-day Induction training event and are approximately six to nine months into their Judicial College training programme.

Content

This will include:

- Applying a holistic approach to the decision-making process when advising family magistrates.
- Methods for the evaluation of evidence.
- Revisiting the key legal principles, to apply them legally and practically.
- Public Law Outline – revisited.
- Practice Direction 12J – Child Arrangements & Contact Orders: Domestic Abuse and Harm and Practice Direction 3AA – Vulnerable Persons: Participation in Proceedings and Giving Evidence.

Family Legal Adviser Induction Training

Aim

To consolidate the trainee legal adviser's learning to date and prepare them to follow the Judicial College Study Guide and training programme to assist them in becoming an effective legal adviser in the Family Court.

Who is it for?

Trainee legal advisers or legal advisers who need to follow the Judicial College family training programme to sit in the Family Court.

Content

This will include:

- Key skills of a family legal adviser.
- Case management process for private and public law cases.
- Allocation of family cases to the appropriate judicial tier.
- Structured decision making in the Family Court.

- Questioning skills.
- Drafting reasons for an interlocutory application.
- The training programme and actions to complete the training programme.

Mentor Training for Legal Advisers

Aim

To equip legal advisers with the skills and knowledge to enable them to advise, assist, guide and support a trainee legal adviser successfully through the relevant Judicial College training programme.

Who is it for?

Legal advisers who are committed to the role of the legal adviser, in either the adult, youth or family jurisdiction, who are also committed to the training and development of others.

Content

This will include:

- Personal skills, qualities and behaviours expected of a competent mentor.
- Setting measurable objectives for trainees.
- Developing action and development training plans.
- Applying the mentor scheme to the stages of the learning cycle.
- Navigating the Judicial College Learning Management System (LMS).
- Questioning skills and constructive feedback.

Tribunals 2022–2023

Asylum Support Tribunal

All judicial office holders in the Asylum Support Tribunal will be invited to attend both the legal development training and annual training.

Criminal Injuries Compensation

There will be two one-day summer training events running this year, all Criminal Injuries Compensation (CIC) judicial office holders are required to attend one of these seminars.

Employment Appeals Tribunal

All judges and lay members who sit in the Employment Appeals Tribunal (EAT) are encouraged to attend the EAT training day.

Employment Tribunals (England & Wales)

Social Context of Judging

A new course on issues of awareness and inclusion will run from 2022 to 2026 on a cycle of two courses per year – so eight courses in total. For 2022–2023 there is an additional course being run as a pilot event.

Continuing Professional Development

Continuing Professional Development training for Employment Judges on key areas of case management and aspects of discrimination against women.

Regional Employment Judge’s Conference

Two Regional Employment Judges’ Conferences will be held in 2022–2023.

General Regulatory Chamber

Environment Continuation Training

A training event to update judges and non-legal members ticketed to sit in the General Regulatory Chamber's Environment, Food and Welfare of Animals jurisdictions. This course will build on the topics covered during the induction training delivered in 2020-2021. All Environment Judges and Members will be required to book onto this event unless an exemption is requested.

Information Rights Continuation Training

This training will update members on the developments in primary and secondary legislation, case law, and procedure to consolidate and expand their knowledge of the information rights jurisdiction and provide an opportunity to reflect upon individual experience and share good practice in judgecraft. All Information Rights Judges and Members will be required to book onto this event unless an exemption is requested.

Immigration and Asylum Chamber

Continuation training for First-Tier Immigration and Asylum Chamber (IAC) judges and non-legal members.

Mental Health Tribunal

Core Course

This course will include training on up-to-date law, transcultural psychiatry, sections 47/49 Mental Health Act 1983 cases and the Parole Board, and psychiatry and social work for older people.

One-Day Continuation

Adjournments, Recommendations and Withdrawals

Aimed at all categories of member, this course will enable a detailed exploration of the law, best practice and practicalities of whether or not to adjourn (and what to direct), whether or not to make a formal or an informal recommendation, and whether or not to grant an application to withdraw. There will be opportunities to practise the drafting of directions, and to consider the extent to which practice has changed in the light of the pandemic.

Article 6 and Ensuring a Fair Hearing

For all Tribunal Members, this course focuses on article 6 of the European Convention on Human Rights, the right to a fair hearing. The Mental Health Tribunal is primarily directed at ensuring article 5 rights, but the right to a fair hearing is an important aspect of our approach to the needs of our vulnerable litigants. This training hopes to equip tribunal members with the skills to ensure that patients get a fair hearing.

Autism Spectrum Disorder from the Inside

In this training, tribunal members will learn about the experiences of those with autism, and adjustments that can help in everyday life and challenging situations such as a Tribunal Hearing. It will include consideration of Care and Treatment Reviews (CTRs) – how they are organised, what they can offer and how they input to a tribunal hearing.

Back to Basics

For all judicial office holders, regardless of their level of tribunal experience, this course is designed to review the statutory criteria and rules, and enable practice reflection.

Being a Judicial Decision Maker

This course is specifically targeted at **all** members of the tribunal. It provides an opportunity for tribunal members to reflect upon factors that may affect their performance in hearings and in making decisions.

Child and Adolescent Mental Health Services (CAMHS) – for CAMHS panel members

This is a mandatory course for all CAMHS panel members which will provide an update of the law, best practice and overview of the specific social circumstances

that arise in CAMHS cases. It will provide an opportunity to share expertise and to work through scenarios.

Communicating Effectively

Experiential exercises, discussion and reflection are used to enable tribunal members to develop their understanding of the specific needs of particular groups and assist in their ability to communicate effectively with individuals from different cultural backgrounds, with physical or sensory impairments or individuals with learning disabilities.

Decision Making and Reasons Writing

This course is specifically designed for **all** members of the tribunal. By considering guidance from the Upper Tribunal, looking together at example decisions, and undertaking practical exercises, it provides an opportunity for judges to reflect upon and develop their reasons writing, and for non-judge members to understand what a good set of reasons should look like, and how best to assist in the reasons writing process to ensure that their views are fully reflected.

Focusing on Mental Health Law for Judges

Offering an opportunity for judges to fully concentrate on the relevant updates of law and guidance, this will be particularly relevant for judges new to this tribunal or for those who do not currently practice in mental health law outside the tribunal. This course includes a session of reflective peer learning amongst judges in small groups, taking the opportunity to learn from each other and how they handle difficult legal and procedural issues.

Law for Non-Lawyers

Intended for specialist lay and medical members, this course provides refresher training on the legal criteria to be applied when considering cases involving restricted and unrestricted patients, how to assess and weigh evidence, and on the standard of proof (and how to apply it) in mental health cases. Finally, the course considers the key rules in the Procedure Rules and how to apply them when confronted with various scenarios including applications to withhold evidence from the patient, hearings on the patient's absence and applications by victims to make representations.

LGBT+ Issues in the Tribunal

This course explores LGBT+ perspectives on mental health and potential considerations for tribunal members. It is hoped that it will provide an opportunity: for members to reflect on: the issues that impact on LGBT+ mental health and well-being; experience of and outcomes from mental health services; and assessing and weighing evidence with respect to the statutory powers of the Mental Health Tribunal. Learning will be means of a blended learning approach including information slides, audio-visual presentation, interactive group exercises, discussions and case studies.

Medical Members

This training is designed for medical members to assist with their role. It will offer an update on diagnosis, assessment and management of specific severe mental disorders. In addition, there will be an opportunity to discuss challenging cases and updates in case law relevant to medical member roles.

Mental Capacity and the Mental Health Tribunal

Questions about a patient's capacity are increasingly frequent in the Mental Health Tribunal. As a result of amendments to the Mental Capacity Act, a brand new, and significantly expanded, framework for the deprivation of liberty of those lacking capacity to consent to their care arrangements (known as the 'Liberty Protection Safeguards') will replace the 'Deprivation of Liberty Safeguards' ('DoLS') in 2022. This course provides an opportunity for all judicial office holders to enhance their knowledge about the Mental Capacity Act and how it affects their task as members of the tribunal, including clarity as to how deprivations of liberty for people who lack capacity to consent to the arrangements can be authorised otherwise than under the Mental Health Act and the specific issues which arise in relation to capacity and deprivation of liberty for young people aged 16–17.

Difficult Hearings

An opportunity for all categories of member to work together and learn from experience through practical and real examples of difficulties they come across. Includes sessions with scenarios and reflection through discussion on a variety of issues, including those concerns members bring themselves to this day.

Risk

This course is for all Mental Health Tribunal members and focuses on the issue of risk.

Restricted Patient Panel (RPP) Awareness for Non-Judges

For medical and specialist lay members, this course considers the key issues which may arise in any restricted case, to identify the key differences from civil sections, consider the reasons why problems occur and practical strategies for dealing with them and ensure all non-judges can obtain an overview of their role in making difficult decisions where protection of the public is an essential part of their decision making.

A Miscellany for Specialist Lay Members

This course specifically for specialist lay members (SpLM) will cover a range of the complex and at times challenging aspects that SpLM are called upon to provide a view on. This course will use collective knowledge within an interactive day focusing on: family matters, including the Nearest Relative and risks to/from carers; victims' issues and how multiple agencies should work together; understanding self-neglect and alternatives to detention; navigating health and social care complexities and how to bottom out responsibility/funding issues; and reflections on practice.

Property Chamber

Agricultural, Lands and Drainage

A seminar designed to update tribunal members and deepen their knowledge on key legal issues and to improve their judicial skills.

Land Registration

A seminar designed to update judges and deepen their knowledge on key legal issues and to improve their judicial skills.

Residential Property Tribunal

Telecommunications Infrastructure (Leasehold Property) Act 2021

An introduction to new Telecommunications Infrastructure (Leasehold Property) Act (TILPA) jurisdiction, restricted to Tribunal Judges and Valuer Chairs.

Lay Members' Conference

Specialist training for lay members of the tribunal designed to bring them up to date with legal developments and to improve their skills.

Continuation training

A seminar designed to update tribunal members and deepen their knowledge on key legal issues and to improve their judicial skills.

Civil Procedure Rules and Deployment

Update training restricted to tribunal judges approved to sit as judges of the county court.

Regional Training Days

All Members in the Residential Property Division are expected to attend an annual Regional Training Day which aims to update Members on developments in the law and on issues of specific relevance to their region.

Special Educational Needs and Disability, Care Standards and Public Health Lists Tribunals

Special Educational Needs and Disability Summer Update

This course will help judges and specialist members stay up to date with the legal and practical developments in the Special Educational Needs and Disability (SEND) jurisdiction.

Special Educational Needs and Disability Judicial Alternative Dispute Resolution

This course is designed to equip judges to engage in Judicial Alternative Dispute Resolution (JADR). This function is currently only carried out by experienced district tribunal judges.

Disability Discrimination Update

This is the regular update training for judicial office holders ticketed to sit in disability discrimination claims.

Special Educational Needs and Disability Winter Update

This is a conference for judicial office holders sitting in the SEND jurisdiction. It will provide an opportunity for judicial office holders to exchange ideas and share good practice. The programme will enable judicial office holders to focus in depth on particular areas of special educational need and provision.

Special Educational Needs and Disability Spring Update

This course will help judges and specialist members stay up to date with the legal and practical developments in the SEND jurisdiction.

Care Standards Update

This is the regular update training for judicial office holders in the Care Standards (CS) jurisdiction.

Primary Health Lists Update

This is the regular update training for judicial office holders in the Primary Health Lists (PHL) jurisdiction.

Social Security and Child Support Tribunal

Annual conference

This training will provide Regional Tribunal Judges, District Tribunal Judges and salaried Medical Members with the opportunity to share best practice from around the seven regions and Northern Ireland, discuss topical issues arising from the reform Programme, and update their legal knowledge.

Refresher training for judges ticketed to hear cases on their own

This training will provide Legally Qualified Tribunal Members who hold a ticket to hear cases that do not require non-legal members, with an opportunity to share best practice and experience, and to further develop their legal knowledge and judicial skills.

Medical Training

This training will provide Medically Qualified Tribunal Members with an opportunity to share best practice and experience, to consider in detail a relevant medical topic.

Disability Qualified Tribunal Members Training

This training will build on Disability Qualified Tribunal Members' awareness of recent legal developments in disability case law (especially in respect of aids relevant to Personal Independence Payment cases) and the appropriate approach to the assessment of disability in the context of children with learning disabilities and autistic spectrum disorder.

Residential for Judges Training

This training will provide Legally Qualified Tribunal Members with an opportunity to share best practice and experience, and to further develop their legal knowledge and judicial skills. Tribunal Members will be updated about relevant regional and national issues affecting the Social Security and Child Support Tribunal (SSCS) by the Chamber President and their Regional Tribunal Judge.

Tribunal Member Refresher Training

This is a new course for all tribunal members that will provide them with an opportunity to share best practice and experience, and to further develop their legal knowledge and judicial skills.

Tax Chamber

In the 2022-23 training year the Tax Chamber will resume a face-to-face event for its annual conferences for judges and members. This residential course addresses a variety of substantial and procedural topics ranging from training on developments in legislation and case law, diversity and inclusion and also consideration of case studies.

Upper Tribunal Immigration and Asylum Chamber

These annual continuation training events address legal and practical developments in Upper Tribunal Immigration and Asylum Chamber (UTIAC) work for salaried and deputy UTIAC judges.

War Pensions and Armed Forces Compensation Chamber

The annual War Pensions and Armed Forces Compensation Chamber (WPAFCC) conference aims to update and share learning for all legal, medical and service members of the Chamber on medical and legal issues together with those service matters relevant to the Armed Forces community.

Cross-jurisdictional 2022–2023

Business of Judging

Aim

The object of this two-day seminar is to help judges improve their judicial skills by practising them and learning from judges who sit in other jurisdictions.

Who is it for?

Any salaried or fee-paid judge sitting in any jurisdiction and of any level of experience. The greater the mix of experiences, the more effective the course, we believe.

Content

Traditionally the College's training for judges has been jurisdiction based, with separate seminars in civil, criminal, family, coronial law and various tribunal laws. However, there are many judicial skills which transcend the jurisdictions and are common to all of them. The highly successful Business of Judging course offers judges an opportunity to develop these in a friendly, collegiate environment and to share their experiences with other courts and tribunals judges.

The modules include:

- Dealing with ethical and other problems that confront judges inside and outside the court or tribunal.
- Assessing the credibility and reliability of evidence.
- Giving a well-structured oral judgment or decision.
- Increasing judicial resilience.
- Dealing with high conflict and unexpected situations that arise during a hearing.

Judge as Communicator

Aim

To help judges improve their judicial skills in communicating with those who appear before them, both in the hearing itself and in the judgments or decisions they give.

Who is it for?

Any salaried or fee-paid judge sitting in any jurisdiction and of any level of experience – this seminar thrives on the mixture of judges attending.

Content

'The single biggest problem in communication is the illusion that it has taken place' said George Bernard Shaw. In this seminar we seek to dispel the illusion using an interesting mixture of presentations and practical exercises involving an experienced team of tutors.

Amongst the many and varied topics covered are:

- Making communication work.
- Using language appropriate to the case and the participants in the case.
- Understanding and applying the psychology of judging.
- Structuring and delivering a judgment or decision that is easily understandable and meets the needs of the parties, particularly if unrepresented.

Appraisal

Aim

To equip judicial appraisers with the skills and knowledge to undertake all aspects of the appraisal process in order to create maximum benefit to the appraisee.

Who is it for?

All judicial office holders across any jurisdiction, including medical members, specialist and lay members, who have been appointed to appraise others either in online or face-to-face environments.

Format

Completion of an essential online learning module followed by attendance at an interactive face-to-face half-day seminar.

What is covered?

This interactive seminar focuses on the skills and knowledge that all appraisers need from beginning to end of an appraisal process, whether it be online or face-to-face. Judicial office holders will practise observation and assessment of judicial skills and abilities and will plan (and rehearse) a structured approach to their appraisal discussion.

Mentoring

Aim

To enable judicial office holders to review their own mentoring scheme and to identify and develop effective mentoring skills.

Who is it for?

All judicial office holders who are about to mentor others for the first time (either through a formal mentoring scheme or informally), or those who have mentored others previously and would like a refresher.

Format

Completion of an essential online learning module followed by attendance at an interactive face-to-face half-day seminar.

What is covered?

This practical training complements existing judicial mentoring schemes by focusing on the skills and understanding that effective mentors need to develop. It introduces the principles of mentoring and covers a range of mentoring tools and techniques to help mentors plan their approach, structure their meetings, build rapport and deal with challenges. It also encourages judicial office holders to consider their roles and responsibilities, including the boundaries of the mentoring relationship and where they may receive support.