



## Civil Justice Council: 2012 - 13 Business Plan

<b>Activity: Jackson Report Implementation (1)</b>	
<b>Technical Aspects of Jackson of Qualified One-Way Cost Shifting (QOCS), CPR Part 36, and Proportionality</b>	
<b>Body Responsible: TBC, formal structures to be set up as necessary</b>	
<b>Time Scale</b>	Ongoing (Proposed timetable for implementation of all the Jackson Reforms is April 2013)
<b>Objective</b>	To continue to support the MOJ in implementing technical aspects of the Jackson Review of Civil Litigation Costs in particular
<b>Outcome: To influence the MOJ's implementation plans to promote an effective introduction of these aspects of the Jackson Reforms. To advise and support policy developments, and to respond quickly to requests for assistance.</b>	

<b>Activity: Jackson Report Implementation (2)</b>	
<b>Contingency Fees (Damages Based Agreements – DBAs)</b>	
<b>Body Responsible: Contingency Fees Working Party</b> <b>Chair: Michael Napier CBE QC</b>	
<b>Time Scale</b>	July 2012
<b>Objective</b>	To consider and make recommendations as to: (i) what, if any, regulations ought to be made in the public

	<p>interest under s. 58AA (3) and (4) Courts and Legal Services Act 1990;</p> <p>(ii) what if any, rules of court in relation to assessment of costs ought to be made in the public interest under s. 58AA (6).</p> <p>(iii) what matters should be provided for in any DBAs</p>
<p><b>Outcome: Working Party to advise the MOJ on issues of principle and practice regarding Contingency Fees (DBAs) to help lay the groundwork for and to promote their effective introduction once the legislation is passed and brought into force.</b></p>	

<p><b>Activity: Jackson Report Implementation (3):</b> <b>Pre-Action Protocol Reform</b></p>	
<p><b>Bodies Responsible: PAP Working Party</b> <b>Chair: HH Graham Jones</b></p>	
<p><b>Time Scale</b></p>	<p><b>End of 2012</b></p>
<p><b>Objective</b></p>	<p>To conclude a review of a raft of PAPs and produce recommendations for reform.</p>
<p><b>Outcome: Working party to make recommendations to the Council for its consideration and the Council to then make recommendations to the Master of the Rolls in order to promote consistency of approach in PAPs.</b></p>	

<p><b>Activity: Jackson Implementation (4):</b> <b>Alternative Dispute Resolution (ADR) Mediation Handbook</b></p>	
<p><b>Body Responsible: Working Party</b> <b>Chair: Tim Wallis</b></p>	

<b>Time Scale</b>	April 2013
<b>Objective</b>	Secure the publication of an ADR Handbook as recommended in the Jackson Report.
<b>Outcome: To finalise an ADR Handbook for publication and to ensure better and more consistent ADR services and to improve client application of the value and nature of ADR Services.</b>	

<b>Activity: Review of Protocol on Expert Evidence</b>	
<b>Body Responsible: Working Party</b> <b>Chair: John Pickering</b>	
<b>Time Scale</b>	To be decided
<b>Objective</b>	To review the Protocol on Expert Evidence and produce recommendations for reform.
<b>Outcome: Working Party to make recommendations to the Council in order to promote greater consistency of best practice in the use of expert evidence in civil cases.</b>	

<b>Activity: Access to Justice Self Represented Litigants in Person Report Implementation</b>	
<b>Body Responsible: Working Party</b> <b>Chair: Robin Knowles CBE QC</b>	
<b>Time Scale</b>	Proposed implementation of the changes in legal aid provision for civil cases – April 2013
<b>Objective/s</b>	To contribute to policy development and contingency planning by the MOJ in support of services to Litigants in Person.

	<p>To take forward the recommendations of the Report which do not require legislative change</p> <p>Facilitate effective advice and input from the judiciary, lay advice sector and other relevant stakeholders by convening regional workshops and events.</p>
<p><b>Outcomes: To influence MOJ policy on supporting SRLs to promote the availability of practical help for SRLS, to assist with the implementation of the recommendations of the report which do not require legislative changes and encourage Government and other bodies to take action.</b></p>	

<b>Activity: Stakeholder Engagement</b>	
<b>Bodies Responsible: Secretariat &amp; Council Members</b>	
<b>Time Scale</b>	Ongoing
<b>Objective</b>	<p>Raise profile of the Council's work with politicians, judiciary, legal professionals, insurers and advice sector through implementation of the CJC Communications strategy and maximising use of communication channels</p> <p>Seek opportunities to participate in local civil justice events organised by stakeholders such as the Law Society and Bar Council</p>
<p><b>Outcome: Greater visibility for the Council on the civil justice stage, and it is recognised for having an active and representative role which is valued.</b></p>	

<b>Activity: ADR Alternative Dispute Resolution (ADR) Education Study</b>	
<b>Bodies Responsible: Working Party</b>	
<b>Chair: Tim Wallis</b>	
(This is a collaborative project with the Civil Mediation Council and the Chartered Institute of Arbitrators).	
<b>Time Scale</b>	April 2013

<b>Objective</b>	To carry out an empirical study of the present state of ADR education at University level and in vocational training courses.
<b>Outcome: Gather evidence regarding the provision of existing ADR training to further education institutions to help inform debate in the profession and by Government of standards of ADR provision.</b>	

<b>Activity: CILEx Hourly Rate Guideline</b>	
<b>Bodies Responsible: Working Party</b> <b>Chair: District Judge Margaret Langley</b>	
<b>Time Scale</b>	June 2012
<b>Objective</b>	To consider whether senior Fellows of the Chartered Institute of Legal Executives (CILEX) should be entitled to claim the same hourly rates automatically, as solicitors with comparable post-qualification experience and report to the Master of the Rolls
<b>Outcome: Working Party to provide clear and effective advice to the Master of the Rolls for determine decision on whether senior CILEx Fellows should automatically have the same hourly rates as equivalent solicitors.</b>	