

QUEEN'S BENCH DIVISION

CASES REPORTED

PARTS 1 to 5

	PART	PAGE
Browne of Madingley (Lord) v Associated Newspapers Ltd	2-3	103
Halpern v Halpern (Nos 1 and 2)	4	195
Jain v Trent Strategic Health Authority	4	246
McKennitt v Ash	2-3	73
R v Bree	2-3	131
R v Hamilton	4	224
R v Heard	1	43
R v Hendy-Freegard	1	57
R (Al Fayed) v Deputy Coroner of the Queen's Household and Assistant Deputy Coroner for Surrey	4	172
R (Al Rawi) v Secretary of State for Foreign and Commonwealth Affairs (United Nations High Comr for Refugees intervening)	5	289
R (Baiai) v Secretary of State for the Home Department (Nos 1 and 2)	2-3	143
R (Bancoult) v Secretary of State for Foreign and Commonwealth Affairs (No 2)	5	365
R (Bigoku) v Secretary of State for the Home Department	2-3	143
R (Johnson) v Havering London Borough Council (Secretary of State for Constitutional Affairs intervening)	1	1
R (Paul) v Deputy Coroner of the Queen's Household and Assistant Deputy Coroner for Surrey . .	4	172
R (Tilki) v Secretary of State for the Home Department	2-3	143
R (Wright) v Secretary of State for Health	5	422
Wandsworth Prison (Governor of) v Kinderis	5	347
YL v Birmingham City Council (Secretary of State for Constitutional Affairs intervening)	1	1

SUBJECT MATTER

TO THIS PART

CROWN

Colony

Subordinate legislation

Order in Council for governance of colony made under royal prerogative — Order preventing return of exiled citizens — Whether susceptible to judicial review — Whether abuse of power — Colonial Laws Validity Act 1865, ss 2, 3 — British Indian Ocean Territory Order 1965 — British Indian Ocean Territory (Constitution) Order 2004, ss 9, 15(2) — British Indian Ocean Territory (Immigration) Order 2004, s 5(1)

R (Bancoult) v Secretary of State for Foreign and Commonwealth Affairs (No 2), CA 365

DISCRIMINATION

Race

Nationality

Difference in treatment of British nationals and non-nationals with indefinite leave to remain — Detainees held by US authorities at Guantanamo Bay — Refusal of Foreign Secretary to exert similar diplomatic pressure for return of non-national detainees as for British nationals — Whether difference in treatment constituting unlawful discrimination — Race Relations Act 1976, ss 1(1)(a), 3(4), 19B(1) (as inserted by Race Relations (Amendment) Act 2000, s 1) — Human Rights Act 1998, Sch 1, Pt I, art 14

R (Al Rawi) v Secretary of State for Foreign and Commonwealth Affairs
(United Nations High Comr for Refugees intervening), CA 289

EXTRADITION

Committal proceedings

Jurisdiction

Defendant arrested on suspicion of committing offences in United Kingdom and subsequently pursuant to European arrest warrants — Defendant consenting to extradition — District judge ordering defendant's extradition and remanding him in custody pending extradition — Crown Court subsequently remanding defendant in custody pending trial on domestic charges — Whether statutory duty to extradite extinguished where "reasonable cause" shown for delay — Whether existence of domestic criminal proceedings "reasonable cause" for delay — Whether prison governor to hold defendant pending extradition or pending trial — Extradition Act 2003, ss 46(6), 47(2)(4)

Governor of Wandsworth Prison v Kinderis, DC 347

HUMAN RIGHTS

Jurisdiction

Conduct of foreign relations

Refusal of Foreign Secretary to exert diplomatic pressure for return of non-national British residents detained by US authorities at Guantanamo Bay — Whether British government ministers having power or being under duty to request return of detainees — Human Rights Act 1998, Sch 1, Pt I, arts 3, 8, 14 — Convention and Protocol relating to the Status of Refugees (1951) and (1967), art 16

R (Al Rawi) v Secretary of State for Foreign and Commonwealth Affairs
(United Nations High Comr for Refugees intervening), CA 289

Right to fair hearing

Determination of civil rights and obligations

Statutory provisions for referring care workers and including them in list of persons precluded from working with vulnerable adults — Whether provisional inclusion in list without hearing breaching worker's right to fair trial — Whether statute to be read as providing for opportunity for worker to make representations prior to provisional inclusion — Whether statute incompatible with Convention right — Human Rights Act 1998, ss 3(1), 4(2), Sch 1, Pt I, art 6(1) — Care Standards Act 2000, s 82(4)(b)

R (Wright) v Secretary of State for Health,
CA 422

STATUTE

Retroactive effect

Conduct occurring before statute in force

Statutory provisions for referring care workers and including them in list of persons precluded from working with vulnerable adults — Express statutory provision excluding duty to refer where relevant event taking place before section in force — Whether provision imposing duty to refer also conferring power — Whether power to refer excluded where relevant event taking place before section in force — Care Standards Act 2000, s 82(1)(10)

R (Wright) v Secretary of State for Health, CA 422

WORDS AND PHRASES

“Reasonable cause”—Extradition Act 2003, s 47(4)

Governor of Wandsworth Prison v Kinderis,
DC 347
