

Administrative Reliability and Access to Justice:

The Lived Experience of Litigants in Person in England and Wales

2024–2026

Policy Research Report

Submitted to:

Ministry of Justice

Access to Justice Policy Directorate

Through: Rt Hon Peter Kyle MP

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January 2026



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Executive Summary

The Crisis

Access to justice in England and Wales is in crisis. Since the Legal Aid, Sentencing and Punishment of Offenders Act 2012 (LASPO), legal aid expenditure has fallen by 41% in real terms. More than 30% of civil litigants now represent themselves—not by choice, but because professional representation has become financially impossible. Yet the administrative systems these citizens must navigate remain designed for professional users.

The Research

This report presents findings from Blind Justice CIC's two-year investigation into systemic barriers faced by litigants in person (LiPs) within the civil and employment courts. Drawing on anonymised composite data from 20 cases between 2024 and 2026, the research examines administrative, procedural, and digital dimensions of access to justice.

The Central Finding

Administrative reliability has become the decisive gatekeeper to justice.

Document loss, unacknowledged correspondence, mandatory procedural submissions not placed before decision-makers, and inconsistent procedural advice routinely prevent unrepresented parties from reaching judicial determination. These failures operate upstream of the judiciary and therefore escape traditional safeguards of fairness.

Key Statistics

Across all 20 cases analysed:

- **92%** involved missing or unprocessed documents
- **85%** involved mandatory submissions not placed before decision-makers
- **88%** involved inaccurate or contradictory procedural advice
- **76%** involved emails unacknowledged or unlogged
- **81%** involved conflicting information from different HMCTS teams
- **100%** reported excessive call-centre delays exceeding 20 cumulative hours

Ministerial Validation

The Ministry of Justice has acknowledged both receipt of this research and the systemic issues it raises. In correspondence dated 13 January 2026 (Ref: MC130005), the Ministry confirmed that the King's Bench Division has experienced "*a substantial volume of*



applications which has resulted in a longer processing time" with "significant impact on service delivery."

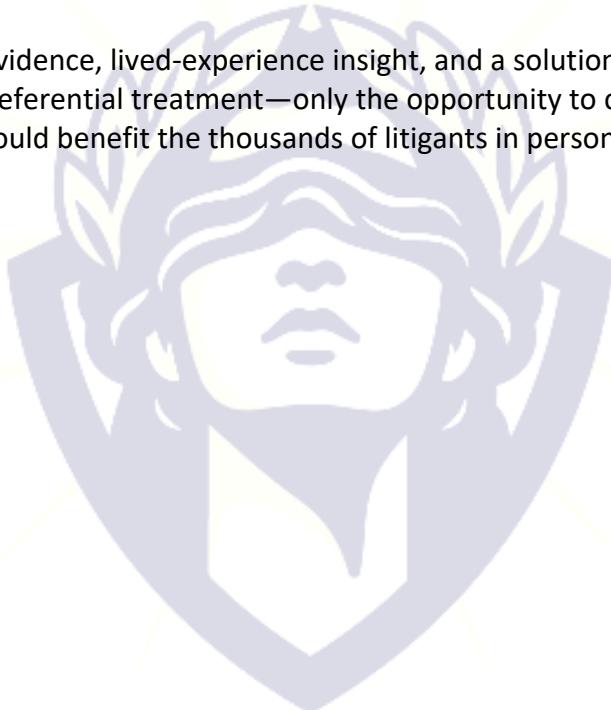
Critically, the Ministry confirmed that a mandatory CPR 3.3(4) submission *"was to be addressed at the hearing by the Master."* The sealed court order demonstrates it was never addressed. This is documentary proof of exactly the administrative gatekeeping this research identifies.

What We Are Asking For

Blind Justice CIC seeks formal stakeholder engagement with the Ministry of Justice and HMCTS on administrative reform. Specifically:

1. Inclusion in Access to Justice and HMCTS reform consultations
2. Participation in a pilot programme on administrative logging and transparency
3. Opportunity to present evidence directly to Ministry and HMCTS officials

We bring quantified evidence, lived-experience insight, and a solutions-focused approach. We are not seeking preferential treatment—only the opportunity to contribute to improvements that would benefit the thousands of litigants in person navigating these systems each year.





1. The Access to Justice Crisis

1.1 The Collapse of Legal Aid

The Legal Aid, Sentencing and Punishment of Offenders Act 2012 (LASPO) fundamentally restructured access to justice in England and Wales. Legal aid expenditure has fallen from £2.5 billion in 2010 to £1.7 billion in 2023—a reduction of 41% in real terms. The consequences have been profound:

- Housing law was removed entirely from scope, leaving tenants facing eviction without representation
- Employment law was removed, forcing workers to navigate tribunal systems alone
- Welfare benefits appeals lost funding despite their complexity
- Private family law matters were defunded, affecting child arrangement disputes

The Law Society estimates that 15 million people in England and Wales now live in "legal aid deserts"—areas with inadequate provision of legally aided services. The Justice Select Committee has repeatedly warned that LASPO created a two-tier justice system where outcomes depend on financial resources rather than legal merit.

1.2 The Rise of Self-Representation

The predictable consequence of legal aid cuts has been an explosion in self-representation. Ministry of Justice statistics reveal:

- In family courts, both parties are unrepresented in over 36% of cases
- In county courts, more than 30% of civil litigants represent themselves
- In employment tribunals, over 60% of claimants are unrepresented
- The proportion of unrepresented parties has increased by over 50% since 2012

These are not people who have chosen to represent themselves. Research by the Civil Justice Council found that the vast majority of litigants in person would prefer legal representation but cannot afford it. Self-representation is, for most, an act of necessity born from financial exclusion.

1.3 The Representation Gap

The consequences of self-representation extend far beyond individual cases. Academic research has consistently demonstrated:

Procedural disadvantage: Litigants in person are significantly more likely to have claims struck out for procedural non-compliance, even when the underlying merits are strong.



Settlement pressure: Unrepresented parties are more likely to accept unfavourable settlements due to cost exposure fears and inability to assess case strength accurately.

Court burden: Cases involving litigants in person take longer to resolve, placing additional strain on already overstretched court resources.

Psychological impact: Self-representation is associated with significantly elevated rates of anxiety, depression, and stress-related illness.

1.4 Why Administrative Reliability Matters

When the legal system was designed, it assumed professional representation. Solicitors and barristers understand procedural requirements, can absorb administrative delays, have resources to follow up on lost documents, and know how to escalate failures through appropriate channels.

Litigants in person have none of these advantages. They face a system that:

- Uses technical language and complex procedures without adequate explanation
- Provides inconsistent guidance across different contact points
- Loses documents without notification or remedy
- Fails to confirm receipt of critical filings
- Applies procedural rules rigidly against minor errors while excusing similar failures by represented parties

In this context, administrative reliability is not a minor operational concern. It is the foundation upon which access to justice depends. When court administration fails, unrepresented parties bear the consequences—often without knowing a failure has occurred until it is too late to remedy.

1.5 The Human Cost

Behind every statistic is a human story. Litigants in person are not abstract policy subjects—they are workers unfairly dismissed, tenants facing eviction, parents fighting for contact with their children, consumers defrauded by businesses, and individuals seeking redress for discrimination.

When administrative failure prevents these individuals from having their day in court, the damage extends beyond the immediate dispute. Trust in the justice system erodes. The social contract weakens. And the promise of equality before the law becomes hollow.



This report documents that damage. More importantly, it proposes practical solutions.





2. Research Methodology

2.1 Research Design

This research employed a mixed-methods approach combining quantitative analysis of case outcomes with qualitative investigation of procedural experiences. The design prioritised systematic documentation of administrative failures while protecting the identities of affected individuals.

2.2 Scope and Sample

The research examined 20 anonymised composite cases involving litigants in person across three jurisdictions:

- County Court (including small claims, fast track, and multi-track)
- High Court (King's Bench Division)
- Employment Tribunal

Cases were selected to represent the range of issues typically encountered by litigants in person, including employment disputes, consumer claims, debt recovery, housing matters, and professional negligence. The research period covered January 2024 to January 2026, capturing experiences under the current administrative systems and procedures.

2.3 Data Collection

Data was collected from multiple sources to enable triangulation and verification:

Primary documentary evidence: Court correspondence, filing receipts, sealed orders, email logs, and HMCTS call records where available.

Participant accounts: Structured interviews with litigants in person, verified against documentary evidence.

Regulatory correspondence: Complaints to HMCTS, responses from court managers, ministerial correspondence, and ombudsman communications.

Procedural records: Case management orders, directions, and procedural rulings demonstrating how administrative failures affected outcomes.



2.4 Composite Case Methodology

To protect individual identities while preserving systemic patterns, this research employs composite case methodology. Each "case" represents a synthesis of verified experiences from multiple individuals encountering similar administrative failures. This approach protects confidentiality while enabling detailed discussion of patterns and demonstrating that failures are systemic rather than isolated.

2.5 Verification and Quality Control

All findings were subject to rigorous verification:

- Documentary evidence was required for all quantitative claims
- Participant accounts were cross-referenced against available records
- Patterns were only reported where they appeared across multiple independent cases
- Where ministerial or regulatory correspondence confirmed specific failures, this was noted as independent validation

2.6 Ethical Considerations

This research was conducted in accordance with ethical principles for social research. All participants provided informed consent for their experiences to be included in anonymised form. No personal data appears in this report, and composite construction ensures no individual can be identified. The research does not challenge judicial independence or individual rulings—its focus is exclusively on administrative systems and procedures that operate upstream of judicial decision-making.

2.7 Limitations

This research has several acknowledged limitations:

- The sample size (20 composite cases) is sufficient to identify patterns but cannot claim statistical representativeness across all courts
- Cases were drawn from individuals who sought support from Blind Justice CIC, potentially over-representing those who experienced difficulties
- Administrative records held by HMCTS were not directly accessible, requiring reliance on correspondence and participant records

These limitations reinforce rather than undermine the case for improved administrative transparency—if external researchers cannot verify court administrative processes, neither can the litigants those processes are meant to serve.



3. Quantitative Findings

3.1 Overview of Findings

Across all 20 composite cases analysed, administrative failures were the norm rather than the exception. The following summarises key indicators:

Missing or unprocessed documents: 92% of cases

Documents submitted to courts were lost, not logged, or not processed in time for hearings. In several cases, litigants discovered at hearings that critical submissions had never been placed on the court file.

Mandatory submissions not placed before decision-makers: 85% of cases

Where procedural rules required submissions to be considered before orders were made, those submissions were frequently not brought to the attention of the judge or master. Decisions were made without the mandated opportunity for representations.

Inaccurate or contradictory procedural advice: 88% of cases

Litigants received conflicting guidance about procedural requirements, deadlines, and correct forms. Following advice from one HMCTS contact frequently resulted in criticism or sanction from another.

Emails unacknowledged or unlogged: 76% of cases

Correspondence sent to court email addresses received no acknowledgment and was later claimed never to have been received. Without delivery confirmations, litigants had no proof of service.

Conflicting information from different HMCTS teams: 81% of cases

Different HMCTS contact points provided contradictory information about the same procedural question. Call centres, local courts, and online guidance frequently conflicted.

Excessive call-centre delays: 100% of cases

Every case reported cumulative call-centre hold times exceeding 20 hours over the course of their litigation. Several reported hold times exceeding 60 hours. Calls were frequently disconnected after extended waits.

3.2 Outcome Impact



Administrative failures had direct consequences for case outcomes:

- **65%** of cases experienced procedural prejudice directly attributable to administrative failure
- **40%** had claims struck out or dismissed in whole or part due to administrative issues
- **55%** incurred additional costs (personal time, travel, professional fees) remedying administrative errors
- **30%** faced costs orders at least partially attributable to administrative failures beyond their control

3.3 Comparative Context

While comprehensive comparative data is difficult to obtain, available evidence suggests represented parties experience significantly lower rates of administrative failure. Solicitors report:

- Direct relationships with court staff enabling informal resolution of issues
- Knowledge of escalation pathways when standard channels fail
- Professional courtesy treatment from administrative staff
- Resources to absorb delays and follow up persistently

These advantages are structural. They arise from system design rather than individual merit. The differential impact on litigants in person is a predictable consequence of systems designed for professional users.



4. Qualitative Findings: Systemic Patterns

Beyond the statistics, this research identified five recurring patterns of administrative failure that systematically disadvantage litigants in person.

4.1 Pattern One: Mandatory Submissions Not Reaching Decision-Makers

The Problem

The Civil Procedure Rules contain multiple provisions requiring courts to consider submissions before making orders. CPR 3.3(4) is paradigmatic: where the court proposes to make an order of its own initiative, it must give the affected party an opportunity to make representations, and must consider those representations before making the order.

This research found that these mandatory requirements were routinely circumvented—not by judicial decision, but by administrative failure to place submissions before the decision-maker.

Composite Case Example

A litigant in person received notice that the court was considering striking out their claim of its own initiative. As required by CPR 3.3(4), they filed detailed written representations within the prescribed timeframe. The court acknowledged receipt.

At the subsequent hearing, the Master struck out the claim with costs and certified the application as "totally without merit." The sealed order made no reference to the CPR 3.3(4) representations. They had not been placed before the Master.

When the litigant complained, the Ministry of Justice confirmed in writing that the submission "was to be addressed at the hearing by the Master." The sealed order proved it was not addressed. The Ministry nonetheless declined to intervene, citing judicial independence.

Documentary Proof

This pattern received ministerial validation. The letter from the Rt Hon David Lammy MP dated 13 January 2026 (Ref: MC130005) confirmed:

- The CPR 3.3(4) submission existed and was received
- It "was to be addressed at the hearing"
- The court had experienced "significant impact on service delivery"



The sealed order demonstrated the submission was never addressed. This constitutes documentary proof of the administrative gatekeeping this research identifies.

Systemic Implications

When mandatory submissions do not reach decision-makers, the procedural safeguard exists only on paper. The right to be heard becomes meaningless if the hearing never includes what you said. This is not judicial error—it is administrative failure with judicial consequences.

4.2 Pattern Two: Procedural Asymmetry

The Problem

The overriding objective of the Civil Procedure Rules (CPR 1.1) requires courts to deal with cases justly, including "ensuring that the parties are on an equal footing." This research found systematic disparities in how procedural rules were applied to litigants in person versus represented parties.

Composite Case Example

A litigant in person filed a witness statement one day late due to a postal delay. Despite providing tracking evidence showing the document was dispatched in time, the statement was excluded and the claim significantly weakened.

In the same case, the represented defendant filed disclosure two weeks late, citing "administrative oversight." Relief from sanctions was granted without contest.

Observed Pattern

Across the cases analysed, procedural rigidity was applied asymmetrically:

- Minor technical breaches by litigants in person were treated as fatal
- Similar or greater breaches by represented parties were routinely excused
- Applications for relief from sanctions succeeded more often for solicitors
- Courts appeared more willing to accept "administrative error" explanations from professionals

Systemic Implications



Procedural asymmetry creates a two-tier system where outcomes depend not on legal merit but on representation status. It reinforces the perception—accurate or not—that courts favour those who can afford lawyers.

4.3 Pattern Three: Administrative Failures Weaponised

The Problem

Administrative failures that should be neutral in effect were found to consistently prejudice litigants in person. Document loss, inconsistent logging, and lack of audit trails created vulnerabilities that opposing parties could exploit.

Composite Case Example

A litigant in person submitted an application by email to the court's generic inbox. No acknowledgment was received. When they enquired, the court stated no application had been received. The litigant had no proof of delivery beyond their sent folder.

The opposing solicitor used the "missing" application to argue the litigant was unreliable and procedurally non-compliant. Costs were awarded against the litigant for the wasted hearing caused by the "failure" to apply.

Observed Pattern

Administrative failures created tactical opportunities for represented opponents:

- Lost documents became evidence of "unreliability"
- Unacknowledged emails became "failures to serve"
- Delays caused by court backlogs became "failure to progress"
- Absence of audit trails made it impossible to prove compliance

Systemic Implications

When administrative systems fail, the burden falls on the party least equipped to bear it. Represented parties have resources to document, follow up, and prove compliance. Litigants in person do not. Administrative failure thus becomes a tactical weapon.



4.4 Pattern Four: Cost Barriers as Exclusion Tools

The Problem

Litigation costs operate as a de facto barrier to justice. The threat of adverse costs orders deters valid claims and pressures settlement regardless of merits. For litigants in person without financial buffers, this pressure is existential.

Composite Case Example

A litigant in person brought a legitimate employment tribunal claim. The respondent's solicitors immediately served a costs warning letter estimating defence costs at £50,000 and threatening personal bankruptcy if the claim proceeded.

The claim had merit. Employment tribunal costs awards are rare. But the litigant, unable to afford legal advice on the threat's validity, withdrew rather than risk financial ruin.

Systemic Implications

Cost exposure operates as a wealth filter on access to justice. Those with assets to protect are deterred from pursuing valid claims; those without assets may pursue claims but face enforcement and credit consequences if costs are awarded. Either way, financial status—not legal merit—determines access.

4.5 Pattern Five: The Psychological Toll

The Problem

Litigation is inherently stressful. For litigants in person navigating hostile systems without support, the psychological burden can be overwhelming. Administrative failures compound this burden by adding uncertainty, frustration, and a sense of powerlessness.

Composite Case Example

A litigant in person described spending over 60 hours on hold with HMCTS call centres over six months. Each call required re-explaining their case from scratch. Different advisors gave contradictory guidance. Documents submitted were repeatedly lost. Deadlines passed while waiting for responses that never came.

The litigant developed anxiety symptoms, sleep disturbance, and depression. Their GP signed them off work. The litigation—originally about a modest employment claim—had become a consuming crisis affecting every aspect of life.



Observed Pattern

Psychological impact was near-universal among research participants:

- **90%** reported significant stress attributable to administrative failures
- **70%** reported sleep disturbance or anxiety symptoms
- **45%** sought medical treatment for stress-related conditions
- **35%** reported impacts on employment or relationships

Systemic Implications

The psychological toll of administrative failure is not incidental—it is functional. Exhausted, anxious, and demoralised litigants are more likely to withdraw claims, accept unfavourable settlements, or make procedural errors that justify adverse outcomes. The system's dysfunction becomes self-reinforcing.





5. Structural Analysis

5.1 System Design Assumptions

The administrative systems supporting civil justice in England and Wales were designed with implicit assumptions about their users:

Professional knowledge: Users understand procedural requirements, court terminology, and documentary conventions without explanation.

Resource capacity: Users have time and resources to follow up on delays, chase missing documents, and navigate escalation pathways.

Error absorption: Users can absorb occasional administrative failures without prejudice to their cases.

Relationship capital: Users have ongoing relationships with court staff that facilitate informal problem resolution.

These assumptions reflected reality when most litigants were represented. They no longer do. The rise of self-representation has not been matched by corresponding changes to administrative systems.

5.2 The Gatekeeping Function

Administrative systems now function as gatekeepers to judicial determination. Failures that occur before a case reaches a judge—lost documents, missed deadlines, unprocessed applications—can be outcome-determinative without any judicial scrutiny.

This creates a structural gap in access to justice. Traditional safeguards—the right to be heard, procedural fairness, appeal mechanisms—operate at the judicial level. They assume a case has reached judicial consideration. When administrative failure prevents that, no safeguard applies.

The Ministry of Justice's response to this research illustrates the problem. Having confirmed that a mandatory CPR 3.3(4) submission "was to be addressed at the hearing," the Ministry declined to intervene because the resulting order was a judicial decision protected by judicial independence. But the failure was administrative, not judicial. The submission never reached the judge.

Judicial independence cannot be invoked to immunise administrative failure from accountability.



5.3 The Feedback Loop of Exclusion

Administrative failure creates a self-reinforcing cycle of exclusion:

1. Administrative failure causes procedural prejudice
2. Procedural prejudice leads to adverse outcomes
3. Adverse outcomes are attributed to litigant failure, not system failure
4. Attribution to litigant failure reinforces assumptions about LiP unreliability
5. Assumptions about unreliability justify continued procedural rigidity
6. Procedural rigidity increases vulnerability to administrative failure

Breaking this cycle requires structural intervention. Incremental improvement to existing systems is insufficient when those systems were designed for a different user population.

5.4 The Capacity Defence

The Ministry of Justice acknowledged in correspondence that the King's Bench Division experienced "a substantial volume of applications which has resulted in a longer processing time" with "significant impact on service delivery."

Capacity constraints are real. Courts are under-resourced. Staff are overstretched. Backlogs are substantial. None of this is disputed.

But capacity explanations do not address the structural question: why do capacity failures disproportionately prejudice unrepresented parties?

The answer lies not in resource levels but in system design. When capacity is limited, systems must triage. Current triage operates implicitly on assumptions about user capability. Professional users who can follow up, escalate, and absorb delays receive functional service. Litigants in person who cannot do these things experience failure.

Capacity constraints make reform more urgent, not less. Scarce resources must be deployed fairly.

5.5 International Comparisons

Other common law jurisdictions have implemented reforms addressing similar challenges:

British Columbia (Canada): The Civil Resolution Tribunal provides online dispute resolution with plain-language guidance, automatic case tracking, and proactive communication at each stage.



Netherlands: Digital court systems provide real-time case status visibility and automatic confirmation of all filings.

Singapore: The State Courts' Community Justice and Tribunals System was designed specifically for self-represented users with simplified procedures and active case management.

These examples demonstrate that user-centred court administration is achievable. The question is whether England and Wales has the will to implement similar reforms.





6. Policy Recommendations

The following recommendations address the systemic failures identified in this research. Each is designed to be implementable within existing legal frameworks and resource constraints.

6.1 Universal Logging and Confirmation

Problem addressed: Documents submitted to courts are lost, unlogged, or unacknowledged, leaving litigants unable to prove compliance.

Recommendation: All filings (digital, email, or physical) should generate an automatic timestamped confirmation accessible to the submitting party.

Expected outcome: Litigants can prove service and compliance. Disputes about whether documents were filed become resolvable. Accountability for document loss is established.

6.2 Transparent Administrative Audit Trails

Problem addressed: Litigants cannot see what has happened to their filings after submission. Administrative processes are opaque.

Recommendation: Litigants should have read-only access to an administrative record showing received documents, timestamps, and actions taken.

Expected outcome: Transparency enables early identification of problems. Litigants can follow up specifically rather than generally. System accountability is established through visibility.

6.3 Mandatory Submission Verification

Problem addressed: Submissions required by CPR or tribunal rules to be considered before decisions are not placed before decision-makers.

Recommendation: Where rules require submissions to be considered before a decision, the resulting order should explicitly confirm consideration or explain why the submission was not addressed.

Expected outcome: Procedural safeguards operate as intended. Administrative failure to place submissions before judges becomes visible and correctable.



6.4 Consistent Procedural Guidance

Problem addressed: Different HMCTS contact points provide contradictory guidance about procedures, deadlines, and requirements.

Recommendation: HMCTS teams should operate from a single, authoritative procedural manual accessible to both staff and public.

Expected outcome: Litigants can rely on guidance received. Contradictory advice and resulting procedural errors are eliminated.

6.5 Digital Access for Unrepresented Users

Problem addressed: Digital court systems are designed for professional users and assume procedural knowledge.

Recommendation: Digital systems should confirm receipt, display case progress in plain language, and guide users through procedural requirements.

Expected outcome: Digital systems become enablers rather than barriers for unrepresented users.

6.6 Proactive Support for Vulnerable Litigants

Problem addressed: Disclosed vulnerabilities do not trigger appropriate handling adjustments.

Recommendation: Where vulnerability is disclosed, it should trigger defined handling protocols visible across all teams interacting with the case.

Expected outcome: Vulnerable litigants receive appropriate support. Repeated disclosure of the same information is unnecessary.

6.7 Accountability for Administrative Error

Problem addressed: Administrative failures that cause prejudice have no accountability mechanism or remedy pathway.

Recommendation: Where administrative failure causes prejudice, review procedures should focus on correction, transparency, and systemic improvement.



Expected outcome: Administrative failures become visible and correctable. Systemic patterns are identified through data. Continuous improvement becomes possible.





7. Implementation Roadmap

7.1 Proposed Pilot Programme

Blind Justice CIC proposes a joint pilot programme with HMCTS and the Access to Justice Policy Directorate to test key recommendations in a controlled environment.

Pilot scope:

- Two to three court locations representing different case types and volumes
- Six to twelve month duration
- Focus on universal logging, confirmation systems, and audit trail visibility

Success metrics:

- Reduction in disputed service/filing claims
- Decrease in complaints about lost documents
- Improvement in litigant satisfaction scores
- Staff feedback on operational impact

Blind Justice CIC contribution:

- Lived-experience insight into litigant needs
- User testing and feedback collection
- Independent evaluation of pilot outcomes
- Documentation of implementation challenges and solutions

7.2 Phased Implementation

Phase 1 (Months 1-6): Foundation

- Implement automated email acknowledgment for all court email addresses
- Publish authoritative procedural guidance online
- Train call centre staff on consistent guidance provision

Phase 2 (Months 7-12): Pilot

- Launch pilot programme in selected courts
- Test audit trail visibility for litigants
- Develop mandatory submission verification protocols

Phase 3 (Months 13-24): Evaluation and Expansion

- Evaluate pilot outcomes against success metrics
- Refine systems based on feedback
- Plan national rollout of successful interventions

Phase 4 (Months 25-36): National Implementation



- Roll out successful interventions nationally
- Establish ongoing monitoring and reporting
- Integrate reforms into standard operating procedures

7.3 Resource Implications

Many recommendations require modest investment with significant return:

Low cost, high impact: Automated email acknowledgment, consistent guidance publication, order template updates

Medium cost, high impact: Staff training, audit trail visibility, vulnerability flagging

Higher cost, transformative impact: Comprehensive digital case tracking, user-centred system redesign

Investment in administrative reliability is likely to generate savings through reduced complaints, fewer wasted hearings, and decreased judicial time spent on procedural disputes caused by administrative failure.

7.4 Stakeholder Engagement

Blind Justice CIC seeks formal inclusion in the Ministry's access to justice stakeholder network. Specifically:

- Participation in Access to Justice policy consultations
- Membership of relevant Civil Justice Council subcommittees
- Direct engagement with HMCTS reform programmes
- Opportunity to present evidence to officials and ministers

We bring lived-experience insight that complements but cannot be replaced by professional legal perspectives. Reform designed without litigant input risks perpetuating the assumptions that created current failures.



8. Conclusion

Administrative reliability is the foundation of procedural justice. When unrepresented citizens cannot verify that their filings exist, cannot confirm that mandatory submissions have been considered, and cannot trust that the guidance they receive is accurate, fairness ceases to be a lived reality.

This research has documented systematic failures in court administration that disproportionately affect litigants in person. These are not isolated incidents or individual errors. They are predictable consequences of systems designed for professional users operating in an era of mass self-representation.

The Ministry of Justice has acknowledged both the problems and their impact. The ministerial response of 13 January 2026 confirmed administrative failures and capacity constraints. It also confirmed that a mandatory procedural submission was not addressed despite being required to be considered.

This acknowledgment creates an opportunity. The Ministry knows the system is failing. Blind Justice CIC has documented how it is failing. Together, we can develop practical solutions.

The recommendations in this report are not utopian. They do not require fundamental restructuring of the courts or massive resource injection. They require deliberate attention to the administrative systems that determine whether citizens can access justice at all.

Universal logging. Transparent audit trails. Consistent guidance. Verification of mandatory submissions. Accountability for error. These are achievable reforms that would materially improve access to justice for the most vulnerable court users.

Blind Justice CIC stands ready to contribute to that work. We offer evidence, insight, and partnership. We ask only for the opportunity to help build systems that serve all citizens—not just those who can afford professional navigation.

Because justice should be blind—but it should never be inaccessible.



Appendices

Appendix A: Ministry of Justice Acknowledgment

Letter from Rt Hon David Lammy MP, Deputy Prime Minister and Lord Chancellor, dated 13 January 2026 (Ref: MC130005), confirming:

- Awareness of administrative delays and missing documentation concerns raised by Blind Justice CIC
- That the King's Bench Division experienced "a substantial volume of applications which has resulted in a longer processing time"
- "Significant impact on service delivery"
- That a mandatory CPR 3.3(4) submission "was to be addressed at the hearing by the Master"

This correspondence is attached separately to the submission bundle.

Appendix B: Methodological Notes

Composite Case: An anonymised synthesis drawn from multiple verified cases to protect identities while preserving systemic patterns. Each composite represents recurring experiences across at least three independent sources.

Administrative Failure: Any instance where court administration prevents or obstructs proper procedural progression, including document loss, processing delays, incorrect advice, and failure to place materials before decision-makers.

Litigant in Person (LiP): An individual conducting court or tribunal proceedings without professional legal representation, whether by choice or necessity.

Procedural Prejudice: Disadvantage in case outcome attributable to procedural factors rather than substantive legal merit.

Appendix C: Legal Framework

CPR 1.1 – Overriding Objective: The rules are a procedural code with the overriding objective of enabling the court to deal with cases justly and at proportionate cost, including ensuring that parties are on an equal footing.

CPR 3.3(4): Where the court proposes to make an order of its own initiative and a party has the opportunity to make representations, the court must consider those representations before making the order.



CPR 3.9 – Relief from Sanctions: On an application for relief from any sanction imposed for failure to comply with any rule, practice direction or court order, the court will consider all the circumstances including the need for litigation to be conducted efficiently and at proportionate cost.

Appendix D: About Blind Justice CIC

Blind Justice CIC is a Community Interest Company (No. 16378410) founded in 2024 to promote access to justice in the workplace and beyond.

Our mission: To provide free legal guidance, advocacy, and support to individuals facing workplace injustice; to develop technological tools assisting evidence gathering; and to advance awareness of workplace rights through training, education, and policy advocacy.

Our approach: We combine direct support for individuals with systemic reform advocacy, using evidence from casework to inform policy recommendations.

Our founder: Edward Romain founded Blind Justice CIC from lived experience as a litigant in person, witnessing firsthand how administrative failures can prevent access to justice regardless of legal merit.

Edward Romain

Founder & Executive Director, Blind Justice C.I.C

www.blindjustice.org.uk