

**Link – Costs Protection in Environmental Claims****Annex A****Aarhus Convention Claims Data**

Table based on data provided by the MoJ in 2015 under the EIRs 2004 and the MoJ's Quarterly Statistics for Judicial Review January – March 2015<sup>1</sup>.

**Combined RCJ and District Registries Data (England and Wales)**

<b>Period</b>	<b>April 2013- March 2014</b>	<b>April 2014- March 2015</b>
No of Aarhus Convention Claims	118	153
Successful challenge to status of claim by defendant <sup>2</sup>	1	8
Unsuccessful challenge to status of claim by defendant	4	5
No of claims granted permission to proceed <sup>3</sup>	50	79
<b>% success rate of claims granted permission to proceed</b>	<b>43%</b>	<b>54%</b>
No of cases settling between permission and substantive hearing	16	22
No of claims ultimately successful for the claimant <sup>4</sup>	26	37
<b>% success rate of claims successful for claimant (of the totals of 117 (2013-2014) and 145 (2014-2015))</b>	<b>22%</b>	<b>26%</b>

<sup>1</sup> Available [https://www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/432070/civil-justice-statistics-jan-march-2015.pdf](https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/432070/civil-justice-statistics-jan-march-2015.pdf) here:

<sup>2</sup> The table assumes these cases do not continue

<sup>3</sup> It is assumed that some claims are withdrawn between issue and permission. This number is likely to be small but it may affect the success rate quoted to an extent

<sup>4</sup> This figure may include a number of cases for which permission was initially refused but which were granted permission to proceed at oral renewal. MoJ Quarterly statistics for JR confirms that 4% of all cases lodged received an oral renewal and were granted permission to proceed in 2000. This fell to 2% for 2013 and 3% in 2014. The figure is therefore unlikely to affect the overall success rate significantly

