



**SIR
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Lecture
2023

ACCESS TO JUSTICE: Rethinking the framework

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LECTURE OUTLINE

I. JUSTIFICATIONS FOR ACCESS TO JUSTICE

II. FACILITATING PRIVATE PROVISION

III. PUBLIC PROVISION FOR ACCESS TO JUSTICE

IV. CONCLUSION

I. JUSTIFICATIONS FOR ACCESS TO JUSTICE

- MEETING LEGAL NEEDS
- PROTECTING LEGAL RIGHTS
- EQUALITY BEFORE THE LAW
- UTILITARIAN – sustainable development, resolving social problems, etc.

II. FACILITATING PRIVATE PROVISION

- INSURANCE – esp. BTE insurance
- LITIGATION FUNDING
- CROWD FUNDING; CLIENT LOAN SCHEMES
- NON-CURIAL AVENUES - ombuds services, consumer ADR schemes, etc.

III. PUBLIC PROVISION FOR ACCESS TO JUSTICE

- MACHINERY OF JUSTICE – the online court
- PROCEDURAL MEASURES – group/class actions; CFAs/DBAs; cost capping
- PUBLICLY FUNDED LEGAL SERVICES – legal aid, law & advice centres
- JUSTIFYING PUBLIC FUNDING FOR LEGAL SERVICES
- SETTING PRIORITIES

IV. CONCLUSION

- ACCESS TO JUSTICE AS A BROAD CANVAS
- PRIVATE AND NON-CURIAL AVENUES
- JUSTIFYING PUBLIC FUNDING AND SETTING PRIORITIES