BACKLOGS, DELAYS AND RESOURCES OF THE JUDICIARY

Latoya McDowald-Hurley Commonwealth Lawyers Conference Hilton Malta April 2025





THE LATIMER HOUSE PRINCIPLES

Principle IV - An independent, impartial, honest and competent judiciary is integral to upholding the rule of law, engendering public confidence and dispensing justice.

Adequate Resources

Adequate resources should be provided for the judiciary to operate effectively without any undue constraints, which may hamper the independence sought.

The Legal Profession

- An independent, effective and competent legal profession is fundamental to the upholding of the rule of law and the independence of the judiciary.
- Promote and assert the independence of the courts
- Help to create public awareness of legal issues



INSTITUTIONAL INDEPENDENCE IN COMMONWEALTH JUDICIARIES

 JUDICIAL MODEL
 EXECUTIVE MODEL

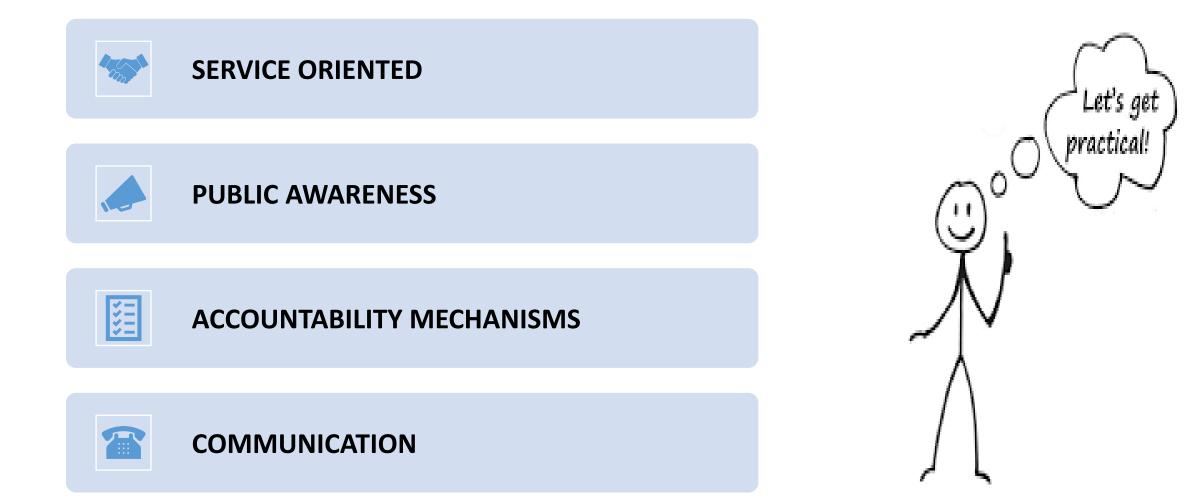
 INDEPENDENT
COMMISSION MODEL
 PARTNERSHIP MODEL

LIMITED AUTONOMY MODEL EXECUTIVE GUARDIAN MODEL

LIMITED AUTONOMY AND COMMISSION MODEL



Judicial independence is not the right of individual judges but <u>a constitutional right of every citizen</u>"





THE LATIMER HOUSE DIALOGUES









The Latimer House Dialogues enable all three arms of government to:

- engage in dialogue, raise awareness and build consensus on the roles played by each arm of government;
- sustain a culture of mutual respect and understanding their respective mandates;
- affirm that the predominance of one arm of government in disregard of the power and independence of the other is an affront to the rule of law.

Key Outcome: Adopted recommendations as a road map for strengthening the rule of law and separation of powers.