

IN THE HIGH COURT OF JUSTICE
ADMINISTRATIVE COURT

IN THE MATTER OF AN APPLICATION FOR
JUDICIAL REVIEW

BETWEEN:

THE QUEEN
on the application of
A, B and C¹
(by their litigation friends)

Claimants

-v-

WEST BERKSHIRE COUNCIL

Defendant

CONSENT ORDER

BEFORE THE HONOURABLE

DATED THE

UPON THE DEFENDANT AGREEING to:

1. Amend its Fairer Charging policy as per the attached document (annexed hereto), the said amendments including that disability-related expenditure applies to the cost of services to meet 'presenting' rather than just 'eligible' needs, as defined in the *Prioritising Need* statutory guidance.
2. Conduct a fresh financial assessment of the First and Second Claimants applying the amended policy.
3. Suspend the charges presently levied against the First and Second Claimants until the fresh financial assessment has been completed and provided to their litigation friend.

¹ See order of Cranston J dated 1st June 2012 for Claimants' anonymity

IT IS ORDERED BY CONSENT THAT:

1. The Claimants' application for judicial review be withdrawn;
2. The Defendant agrees to pay the Claimant's costs, to be determined by the court if not agreed.
3. There be detailed assessment of the Claimants' publicly-funded costs.

Signed.....*IRWIN MITCHELL UP* .

Solicitor for the Claimant

Signed.....

Solicitor for the Defendant