

# **R (on the application of A (Appellant) v Secretary of State for the Home Department (Respondent)**

**Case ID: UKSC 2019/0065**

## **Case summary**

### **Issue**

Whether the Multi Agency Public Protection Arrangements guidance is unlawful.

### **Facts**

The Appellant has five convictions for indecent assault on minors. The Appellant challenged the legality of the arrangements made by police in South Yorkshire for the retention and disclosure of information and data relating to the Appellant and these assaults. It was common ground that the retention by the police of certain data relating to the Appellant, which might in certain circumstances be disclosed, engaged article 8 of the European Convention on Human Rights ("ECHR"). However, the High Court held that the scheme for disclosure does provide adequate guarantees against arbitrariness and is "in accordance with the law" [HC 56]. Moreover, the collection, ordering and possible disclosure of data is in the pursuit of a legitimate aim, namely the interests of public safety, the prevention of crime and the protection of rights and freedoms of others. The Appellant appealed and the Court of Appeal dismissed the appeal. The Appellant now appeals to the Supreme Court.

### **Parties**

#### **Appellant(s)**

R (on the application of A)

#### **Respondent(s)**

Secretary of State for the Home Department

### **Appeal**

#### **Justices**

Lord Reed, Lord Lloyd-Jones, Lord Briggs, Lord Sales, Lord Burnett

#### **Hearing start date**

10 February 2021

#### **Hearing finish date**

10 February 2021

**Watch hearing**

10 Feb 2021 [Morning session](#) [Afternoon session](#)

**Judgment details**

**Judgment date**

30 July 2021

**Neutral citation**

[2021] UKSC 37