



Miscarriage of justice: claim compensation

You can only apply for compensation if you had a criminal conviction.

You can apply for compensation if your conviction has been overturned (or quashed) by the courts and any of these apply:

- your appeal was successful and it was submitted 28 days or more after your conviction in the Crown Court, or 21 days or more after sentencing for a conviction in a magistrates' court
- your conviction was overturned after it was referred to the Court of Appeal by the Criminal Cases Review Commission (CCRC)
- you've been granted a free pardon

This form is for use in England and Wales only. There's a separate scheme for Scotland and Northern Ireland.

Before you start

Make sure you have:

- the case reference and end date of your original trial
- the date you applied for permission to appeal
- the case reference and date of any retrial
- any documents that you want to include to support your claim

Note: There is no automatic entitlement to compensation, but all applications are considered under the provisions of section 133 of the Criminal Justice Act 1988.

A general guide giving information about this legislation and how applications are dealt with can be found at <https://hmctsformfinder.s3.amazonaws.com/forms/guidance/index.htm>

1. Were you found guilty of a criminal offence?

Yes

No. **You cannot use this form.**

2. Was the guilty verdict overturned on appeal or at retrial?

Yes

No. **Your conviction must have been overturned at an appeal or retrial to get compensation. You cannot use this form.**

3. Are you applying for compensation more than 2 years after your conviction was overturned?

Yes. The reason why I was unable to claim compensation within 2 years is because

No. **You cannot use this form.**

4. Are you applying for yourself or on behalf of someone else?

For myself

On behalf of someone else

Your details (the person who's been convicted)

5. Name

Title (Mr, Mrs, Miss, etc.)

First name(s)

Last name

6. Date of birth

Day

Month

Year

7. Address

Building and street

Second line of address

Town or city

County (optional)

Postcode

--	--	--	--	--	--	--	--

Home phone number

Email (if you have one)

Note 7: This should be the address you would like us to use when we write to you.

If a firm of solicitors represents you we will write to them and not use this address for correspondence.

Legal representative's details or your details if you are applying on behalf of someone else

8. Do you have a legal representative acting for you?

Yes

No. **Go to question 11**

9. Representative's details

Title (Mr, Mrs, Miss, etc.)

First name(s)

Last name

10. Name firm and address

Firm's name

Building and street

Second line of address

Town or city

County (optional)

Postcode

--	--	--	--	--	--	--	--	--	--

Phone number

Email

About the original conviction(s)

11. What was the date of the conviction?

Day

Month

Year

Note 11: We use this to confirm eligibility for this service

12. What offence(s) were you convicted of?

Note 12: We are only interested in offences you were found guilty of where the verdict was overturned or quashed

13. Name of the court where the original trial took place

14. What was the date of sentence?

Day

Month

Year

15. What was the sentence?

16. Do you know the case reference for the original trial?

Yes. The case reference number of the original trial is

No

About your appeal

17. When did you apply for permission to appeal?

Day

Month

Year

18. What was the name of the court that heard your appeal?

19. Was your case referred to the court by the Criminal Cases Review Commission (CCRC)?

Yes

No

20. Do you know the case reference for your appeal?

21. What date did your appeal hearing end?

Day

Month

Year

22. Was your case retried?

Yes

What was the name of the court where your retrial was heard?

What date did the retrial end?

Day

Month

Year

No

23. Have you made any other claims for compensation relating to your conviction?

Yes

What other claims have you made and what is the status of them?

No

24. Is there any other information that might support your application?

After you've completed your form

You'll need to send your form with the documents listed below to the Miscarriages of Justice Applications Service (MoJAS):

- the form you used to appeal against your conviction (Form NG)
- the final version of your grounds of appeal (sometimes called 'perfected' ground of appeal)
- the Court of Appeal judgment
- the Statement of Reasons from the CCRC

MoJAS may be able to get these documents from the Criminal Appeal Office or the relevant Crown Court if you do not have them.

Email or post your documents to

Email

mojas@justice.gov.uk

Post

Miscarriages of Justice Applications Service
Criminal Justice Group
Ministry of Justice
10th Floor, Post Point 10.18
102 Petty France
London
SW1H 9AJ

Equality and diversity questions

These are optional questions about you and will not affect your case.

1. What is your main language?

English or Welsh, **go to question 3**

Other, give details (including British sign language)

Prefer not to say, **go to question 3**

2. If you have answered 'Other' in question 1, how well can you speak English?

Very well

Well

Not well

Not at all

Prefer not to say

3. What is your religion?

No religion

Christian (all denominations)

Buddhist

Hindu

Jewish

Muslim

Sikh

Any other religion, please describe

Prefer not to say

4. What is your date of birth?

Day

Month

Year

Prefer not to say

5. What is your ethnic group?

Prefer not to say

White

English, Welsh, Scottish, Northern Irish or British

Irish

Gypsy or Irish Traveller

Any other White background, please describe

Mixed/Multiple ethnic groups

White and Black Caribbean

White and Black African

White and Asian

Any other Mixed/Multiple ethnic background, please describe

Asian/Asian British

Indian

Pakistani

Bangladeshi

Chinese

Any other Asian background, please describe

Black/African/Caribbean/Black British

African

Caribbean

Any other Black/African/Caribbean background, please describe

Other ethnic group

Arab

Any other ethnic group, please describe

6. Do you have any physical or mental health conditions or illnesses lasting or expected to last 12 months or more?

- Yes, **go to question 7**
- No, **go to question 9**
- Prefer not to say, **go to question 9**

7. If Yes, do any of your conditions or illnesses reduce your ability to carry out day-to-day activities?

- Yes, a little, **go to question 8**
- Yes, a lot, **go to question 8**
- Not at all, **go to question 9**
- Prefer not to say, **go to question 9**

8. Do any of these conditions or illnesses affect you in any of the following areas?

Tick all options that apply

- Vision** – for example blindness or partial sight
- Hearing** – for example deafness or partial hearing
- Mobility** – for example walking short distances or climbing stairs
- Dexterity** – for example lifting and carrying objects, using a keyboard
- Learning or understanding or concentrating**
- Memory**
- Mental health**
- Stamina or breathing or fatigue**
- Socially or behaviourally** – for example associated with autism, attention deficit disorder or Asperger’s syndrome
- Other, please specify**
- None of the above**

9. Are you currently pregnant or have you been pregnant in the last year?

- Yes
- No
- Prefer not to say

10. Which of the following options best describes how you think of yourself?

- Heterosexual or Straight
- Gay or Lesbian
- Bisexual
- Other, please describe

- Prefer not to say

11. What is your sex?

- Male
- Female
- Prefer not to say

12. Is your gender the same as the sex you were registered at birth?

- Yes
- No, my gender is

- Prefer not to say

13. Are you married or in a legally registered civil partnership?

- Yes
- No
- Prefer not to say

Thank you for answering these questions

Send this questionnaire back with your completed application

Privacy notice

By submitting your answers, you agree that we can collect your information. We'll use it to help us meet our commitment to equality under the Equality Act 2010. You can withdraw your consent or change your answers at any time, see information below in our privacy notice.

For details of the standards we follow when processing your data, please visit the following address <https://www.gov.uk/government/organisations/ministry-of-justice/about/personal-information-charter>