

You're not Alone

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Dear Campaigners

Some of you will know that JENGbA campaigners and lawyers were recently back in the Court of Appeal trying to challenge the R v Johnson decision. The reason for this was twofold. Our lawyers argued that the appeal process in itself was flawed as those in time and out of time appellants did not get proper consideration of the facts. They also argued that, since the 'substantial injustice' test had not been properly formulated, they needed to certify the question to do this and take it back to the Supreme Court. Also the Miah brothers' QC Michael Turner, argued that mere presence should not constitute participation in a joint enterprise if the person is not involved in the actual offence.

The hearing was only given a cursory nod of 2 hours and the attitude of the Judges Thomas, Leveson and Hallett was clearly dismissive and judgement was reserved. The handing down of the judgement was embargoed so it was a few days until JENGbA saw a copy. Why if they are confident that their judgement is correct do they continually try to bury them, as they did with R v Johnson itself! They refused to certify any of the questions. No surprise anymore. We have finally recognised the Court of Appeal for what it is, an arm of the establishment that won't admit mistakes are made, and when it comes to joint enterprise, mistakes have been made on a colossal level.

R v Johnson had nothing to do with fair justice, it was simply a policy decision to stop the 'floodgates' of appeals that should rightfully be heard. Jogee was about stopping the number of appeals coming forward (and for floodgates replace it with costs) and now they are going to say no-one suffered substantial injustice! How?! If you are labelled a murderer when you have not foreseen or intended murder, how is that not substantial injustice?!

"The failure to address joint enterprise even after the Supreme Court acknowledged the law has been wrongly applied is surely a human rights abuse - who could say they had a fair trial if the law was incorrectly applied at trial?" (RK. Convicted under JE now released.)

So our fight takes a different tack. Even if the Court of Appeal did certify the question it would have been about 18 months before the Supreme Court heard the case. And in all that time the politicians would be

passing the buck by saying let's see what the Supreme Court does.

This mess isn't ours or your fault. It is the courts, the CPS and Police, and successive governments who allowed this over-criminalisation to take place. At least now we know where we stand. No longer will JENGbA go cap in hand asking those with the power to do the right thing. We have to force them to do it. Every legal professional we have spoken to have said R v Johnson was an appalling decision, the courts would prefer to bury JE problems than have them exposed. This is exactly the same thing they tried to do with the Birmingham Six, the Hillsborough disaster and the assault and imprisonment of the striking Orgreave Miners.

Our job now is to expose and humiliate them for how they have treated innocent people. The documentary 'Killing the Law' will go some way to it. Our solicitors feel very confident that some of the cases that are lodging appeals will be successful, and these will hopefully set precedent for others. There is also a Channel 4 documentary commissioned that is looking into the cases of children convicted under JE.

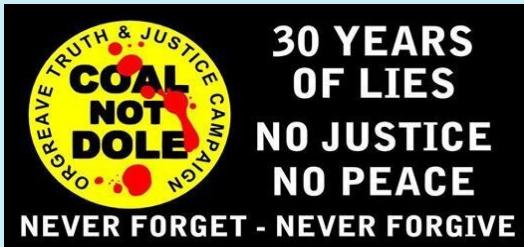
We did win in the Supreme Court and we should be proud of that incredible achievement. People are not getting the most serious of convictions along with the principal anymore, although we have seen a few cases where Jogee has been ignored so there is still a long way to go.

Anyone can give up, it's the easiest thing in the world to do. But to hold it together when everyone else would understand if you fell apart, that's true strength.

Please stay strong. We have all been fed up but now it is time to buck up and fight. And fight in the way JENGbA knows best - in solidarity, with other campaigns until we win. And we will, just not tomorrow, but don't give up because that is exactly what they want. We are going to go all out now on Social media - we have been given a shorter version of the documentary Guilty by Association where Lord Justice Hooper says JE is leading to miscarriages of Justice and we are going to send that to every law department in the country and ask can we come and talk to students. Ask your families and supporters to make sure they share it as much as possible too.

Your friend and comrade, Gloria

JENGbA Campaigners will be supporting the Orgreave Truth and Justice Campaign in London on the **13th March 2017**. The Orgreave campaigners are doing their noise demo outside the Home Office from 2pm - 4pm. For those who are not aware of Orgreave they are the miners who, when striking in 1984 were brutalised by the police, many were arrested and faced long prison sentences if found guilty. They too have asked for an inquiry and been denied. So in March they are returning to the Home Office to show how they too will not give up the fight for justice.



JENGbA supporters are meeting outside The Supreme Court at 1pm and we will walk with our banners to the Home Office to join the Orgreave campaigners for the planned noise demo at 2pm.

Please tell your, friends, family and supporters to join us, it will be an important day . We intend to hand in a letter to Amber Rudd MP when we arrive. We are hoping to attract the media's attention with the events on the day. We will be asking for an inquiry amongst other things because like Orgreave we believe we are justified to do so. Your part in this is so important, the world needs to hear your voices! Let Amber Rudd know what it is like to be serving a life sentence for a crime you did not commit.

Address your letter to Amber Rudd c/o the **JENGbA** office. But put your own address on so they reply directly to you. Ask her why, after last year's historical judgement at the Supreme Court, you and hundreds of others still remain trapped because of a legal doctrine that was misinterpreted for 32 years. Tell her about your pain and frustration and the cruelty you suffer on a daily basis because the law took a wrong turn. We will gather your personal letters and send them with JENGbA's official letter. We will also copy them to other MPs and the Justice Select Committee. It will be very interesting to see what their response is to each of you as well as to the Campaign. The fight continues and we need you to stand beside us in order to make the difference. So please write something down!

JENGbA are going to get a book published and we want the chapters to be written by our Inside Campaigners. So get writing! Don't worry if you are not confident about grammar, spelling etc. We will edit for you so don't worry about length either. Just tell your story, what happened to you and your sentence. True-crime is having a very popular resurgence at the moment and the public is interested in grotesque miscarriages of justice they just don't know it is happening. If you are interested in submitting a chapter, write and let us know so we can start compiling the book with a foreword and chapter headings. **MARK YOUR ENVELOPE "JENGbA BOOK"**

ANOTHER SUCCESSFUL JENGbA BIRMINGHAM MEETING

Birmingham **JENGbA** meeting was held on 4th Feb 2017.



"FREE OUR INNOCENT"

JENGbA families in Birmingham say they're not going away!

The group all agreed that our meeting was a great success, the feedback has been so positive . Everyone got something out of this meeting and all left with further knowledge and many questions answered to some of their questions.

A big thank you to Gloria and Co, Lisa , Cath, Yvonne, Jan and to the solicitor Simon, to Jeremy for allowing us to use the conference room in the Mailbox, to Temi for doing the minutes of the meeting and her contribution, Josh for his contribution. Many thanks to all who came to the meeting , and great appreciation to those who travelled from London, Leeds, Sheffield, Wigan, Liverpool and anywhere else we have missed!

All stay strong, we thank you for all your support and look forward to having another successful meeting in the near future. Watch this space—and **JENGbA's** website for updates.

In solidarity, Tim Caines

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