

1. Record Nr.	UNINA9910784277703321
Autore	Cowan David (David S.)
Titolo	The appeal of internal review : law, administrative justice, and the (non-) emergence of disputes / David Cowan and Simon Halliday with Caroline Hunter, Paul Maginn, and Lisa Naylor
Pubbl/distr/stampa	Oxford ; Portland, Oregon, : Hart Publishing, 2003
ISBN	1-4725-5948-7 1-280-80123-9 9786610801237 1-84731-238-1
Edizione	[1st ed.]
Descrizione fisica	1 online resource (232 p.)
Disciplina	342.066
Soggetti	Public welfare administration - Law and legislation - England Administrative remedies - England Homeless persons - England
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Description based upon print version of record.
Nota di bibliografia	Includes bibliographical references (pages [213]-220)
Nota di contenuto	1 INTRODUCTION -- 2 HOMELESSNESS LAW AND INTERNAL REVIEW IN CONTEXT -- 3 SOUTHFIELD COUNCIL -- 4 BRISFORD COUNCIL -- 5 UNDERSTANDING THE FAILURE TO PURSUE INTERNAL REVIEW -- 6 UNDERSTANDING THE PURSUIT OF INTERNAL REVIEW -- 7 LAWYERS AND OTHER COPING STRATEGIES -- 8 CONCLUSION
Sommario/riassunto	Why do most welfare applicants fail to challenge adverse decisions despite a continuing sense of need? The book addresses this severely under-researched and under-theorised question. Using English homelessness law as their case study, the authors explore why homeless applicants did -- but more often did not -- challenge adverse decisions by seeking internal administrative review. They draw out from their data a list of the barriers to the take up of grievance rights. Further, by combining extensive interview data from aggrieved homeless applicants with ethnographic data about bureaucratic decision-making, they are able to situate these barriers within the dynamics of the citizen-bureaucracy relationship. Additionally, they point to other contexts which inform applicants' decisions about

whether to request an internal review. Drawing on a diverse literature -- risk, trust, audit, legal consciousness, and complaints -- the authors lay the foundations for our understanding of the (non-)emergence of administrative disputes

---