# Upgrading Justice

#### **Richard Susskind**

The Foundation for Science and Technology 20 June 2018

1990s mind-set market technology online courts examples education



1990s

16<sup>th</sup> September 1991

## 16<sup>th</sup> September 1991

## Information Technology in the Law The Decade of Change

### I<sup>st</sup> November 1994

## Computers Assisting the Legal Systems What Progress?

"For the moment the information superhighway for the law has some of the characteristics of a cart track"

## 17<sup>th</sup> February 1997

# After the Woolf Report Generating Change with Information Technology

#### 12th November 1997

Information Technology Towards an Integrated Criminal Justice System 20 years later ...





LORD CHIEF JUSTICE OF ENGLAND AND WALES



#### Transforming Our Justice System By the Lord Chancellor, the Lord Chief Justice and the Senior President of Tribunals



four stages of acceptance

## I. This is worthless nonsense.

2. This is an interesting but perverse point of view.

# 3. This is true but quite unimportant.

## 4. I have always said so.

mind-set





today's legal market

more for less new providers technology Stage One Denial

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Stage Two Re-sourcing

Stage Three Disruption technology



exponential growth increasingly capable increasingly pervasive increasingly connected







Dermatologist-level classification of skin cancer with deep neural networks

Andre Esteva, Brett Kuprel, Roberto A. Novoa, Justin Ko, Susan M. Swetter, Helen M. Blau & Sebastian Thrun

Affiliations | Contributions | Corresponding authors

Nature 542, 115–118 (02 February 2017) | doi:10.1038/nature21056 Received 28 June 2016 | Accepted 14 December 2016 | Published online 25 January 2017





there is no finishing line

# online courts

is court a service or a place?

### Clear problems

- too costly
- too slow
- unintelligible
- too combative

• out of step in the Internet society
"You do not need a Rolls Royce to haul a water cart" "2000 page user guide"

### Online Courts

- a state-provided online dispute resolution service
- parties do not need to congregate physically
- judges receive evidence and arguments electronically
- judges communicate their decisions electronically
- a new, highly simplified set of rules and procedures
- affordable, quick, intelligible, proportionate

## greater access to justice at lower cost

judges without courtrooms justice without lawyers





### Financial Ombudsman Service



## further examples



Allen & Overy and Deloitte tackle OTC derivatives market challenge

13 June 2016



### Okira MACHINE LEARNING CONTRACT ANALYSIS



Richmond Journal of Law and Technology

Vol. XVII, Issue 3

#### TECHNOLOGY-ASSISTED REVIEW IN E-DISCOVERY CAN BE MORE EFFECTIVE AND MORE EFFICIENT THAN EXHAUSTIVE MANUAL REVIEW

By Maura R. Grossman & Gordon V. Cormack

Cite as: Maura R. Grossman & Gordon V. Cormack, Technology-Assisted Review in E-Discovery Can Be More Effective and More Efficient Than Exhaustive Manual Review, XVII RICH. J.L. & TECH. 11 (2011), http://jolt.richmond.edu/v17i3/article11.pdf.



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#### Enabling access to the Law and Justice for thousands in Uganda



## Machina Machina

## legal education

what are we training young lawyers to become?

## 20<sup>th</sup> century lawyers?

in many UK law schools, the law is taught as it was in the 1970s many law graduates in the UK are ill-prepared for everyday legal work of *today* ... still less for tomorrow

## 21<sup>st</sup> century lawyers

legal knowledge engineer legal technologist legal hybrid legal process analyst legal project manager legal data scientist R&D worker ODR practitioner legal management consultant legal risk manager



### NuLawLab

### LAWWITHOUTWALLS





CODEX Overview -

CodeX

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会 2017 LEGAL + TECH New Champions Annual Convention

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**指导单位:浙江省**高级人民法院 浙江省司法厅 杭州市江干区委、区政府 主办单位、杭州我想智慧或曾委会一上海百事通信思技术股份有限公司。 协办单位:江干区人民法院 江干区司法局 江干区法制办





we should provide aspiring lawyers at all stages at least with options to ...

- study current and future trends in legal services
- learn 21<sup>st</sup> century legal skills that will support future legal work

final thoughts

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CONGRESS OF NEUROLOGICAL SURGEONS 2017 ANNUAL MEETING October 7-11, 2017 Boston, massachusetts people don't want courts and lawyers

people don't want courts and lawyers they want the <u>outcomes</u> that courts and lawyers bring

## the challenge

the challenge upgrading justice

to harness the power of existing and emerging technologies in comprehensively modernising our legal profession, court system, and law schools

to increase access to justice to promote the rule of law



