

Prep → AV

Pjh **GRO**

Peter Hampton  
Broadway House, Bradford  
WORCESTER CROWN COURT

For PCMH  
Coram HHJ McCreeth, the Recorder of Worcester.

Prep: 2 1/2 hours  
Travel - claimed on case of Singh in RC's name.  
Con/Negotiation - 1/2 hour.  
Hearing Fixed.

Counts 1 NA  
2 NA  
3 NA  
4 9 } Acceptance of loss £27,811.98.  
5 9

9 pleas to counts 4+5 on basis.

Acceptable to Rob Wilson.

See E-Mail post hearings

Adj to 3/8/09 for sentence.

Def to try and re-pay monies by that date.

**GRO**  
15.6.09

For Sentencing  
Coram Mr Recorder Cliff

Prep: 1 hour + 1/2 hour post hearings

Travel: 3 1/2 hours.

Con/Neg: -

Hearing fixed

Counts 4+5 200 hours unpaid work

Costs £3500 - 12 months.

Def to pay a cont. to Def costs incurred

Counts 1-3 to be on file

\* Poca →

S18 11/9/09

S16 16/10/09.

S17 30/10/09.

Pros response 13/11/09

Hearing then after

11/16/11/09

NB the monies are going to be re-paid in full + Poca unlikely to be agreed, particularly in the light of Morgan (2009)

General Counsel to  
Royal Mail Group Limited  
Legal Services  
3<sup>rd</sup> Floor  
6a Eccleston Street  
Victoria  
LONDON SW1W 9LT

Indictment to be lodged by 26/5/09  
Plea and Case Management Hearing  
15/6/09

For Poca Hearing  
Coram HHJ Rundell

THE QUEEN

Prep: 1 1/2 hours

JULIAN WILSON

Travel: 3 3/4 hours

Con/Neg / Waiting 2 hours

Hearing Fixed

Confiscation / Compensation

Order agreed. Copy attached and

a further copy with Mr Ward

INSTRUCTIONS TO COUNSEL TO SETTLE INDICTMENT AND ADVISE ON EVIDENCE AND BRIEF FOR THE PROSECUTION

**GRO**

Mr Anthony Vines  
Civitas Law  
Global Reach  
Celtic Gateway  
CARDIFF BAY  
CF11 0SN

17.12.2009

**GRO**

21/8/09

**WORCESTER CROWN COURT**

**INDICTMENT TO BE LODGED BY 26<sup>TH</sup> MAY 2009**

**PLEA AND CASE MANAGEMENT HEARING – 15<sup>TH</sup> JUNE 2009**

THE QUEEN

v

JULIAN WILSON

**INSTRUCTIONS TO COUNSEL TO SETTLE INDICTMENT  
AND ADVISE ON EVIDENCE AND BRIEF FOR THE PROSECUTION**

COUNSEL will receive herewith:-

- 1 Draft Indictment.
- 2 Copy List of Witnesses and copy Witness Statements.
- 3 Copy List of Exhibits and copy Exhibits.
- 4 Copy Form 14A
- 5 Copy Summary of Facts.
- 6 Copy Report of Investigation Officer.
- 7 Copy Schedule of Charges.
- 8 Copy Schedule of Non Sensitive Unused Material.
- 9 Copy Witness Statement in support of an application for a Restraint Order.
- 10 Copy Consent Order to vary Restraint Order.
- 11 Copy TIC Schedule.
- 12 Copy Antecedents.

**OBSERVATIONS**

The Defendant was the Subpostmaster at the Astwood Bank Post Office. He is 59 years of age. The allegation is that an audit took place and revealed a shortage of £27,811.98. The Defendant was subsequently interviewed and charged with an alternative offence of theft and offences of false accounting.

The Defendant was summoned for the offences set out on the Schedule of Charges and appeared at Redditch Magistrates Court on 4<sup>th</sup> March 2009.

On that date the Defendant attended Redditch Magistrates Court. No indication of plea was given and the Magistrates declined jurisdiction setting the case down for committal on 29<sup>th</sup> April 2009.

On that date the Defendant was committed for trial pursuant to Section 6(2) of the Magistrates Courts Act 1980, to a Plea and Case Management Hearing on the 15<sup>th</sup> June 2009.

The Defendant was granted unconditional bail.

Your Instructing Solicitor has drafted an Indictment based on the charges. Counsel will however note that no allegation of theft has been added to the draft. Instructing Solicitor would like Counsel to consider whether it is appropriate to draft such a charge based on the current state of the evidence and the almost inevitability that the Defendant will elect to enter pleas in relation to false accounting.

Counsel is requested to advise on evidence, and, in particular, whether he considers any additional evidence is required.

Will Counsel please appear on behalf of the Prosecution at the Plea and Case Management Hearing of this matter on the 15<sup>th</sup> June 2009 at Worcester Crown Court and at all future hearings. Counsel will be instructed at the hearings by a representative of my Agents Mr John H Dove, Solicitor Advocate, 9 Apley Mews, Apley Hall, Stockton, Shropshire, WV15 5NE (Telephone No.

Confiscation proceedings appear to be in train on the basis that there appears to have been a restraint of assets. Counsel will note the Consent Order varying the Restraint Order. Instructing Solicitor does not have to hand the initial Restraint Order.

Counsel is also asked to seek an order for the Defendant to pay a contribution towards the costs of the Prosecution in a sum to be notified to Counsel at Court. [These costs should include costs of investigation which have been notified to the Defence in accordance with the Court of Appeal decision in Regina v Associated Octel Ltd [1997] 1 CR.APP.R.(S) 435]. In the event that a Confiscation Order is sought the Judge dealing should be specifically asked by Counsel to include as part of the Confiscation Order compensation payable to Royal Mail Group Limited. If compensation is not included as part of the Order any recovery will be paid into Central Funds and will not satisfy the debt owed to Royal Mail.

The prosecution prefers to be represented at all Crown Court hearings so Counsel is requested not to agree to the excusal of prosecution attendance if this arises, unless criticism or embarrassment might arise from such a course.

If Counsel requires any further information or would wish to have a conference in this case could he please contact his Instructing Solicitor.

**GRO**

Mr R G Wilson ~~(~~ (Head of Criminal Law)

**GRO**

DATED this 14<sup>th</sup> day of May 2009