

RECEIVED 20 NOV 2006 JUDGE: HHT WAIT. ROBERT L. BASHFORTH & CO PLEA AND CASE MANAGEMENT HEARING IN THE CROWN COURT

Date of hearing: 16/11/06

P			represented by:		
D1	M. GLASGOW	in custody/on bail	represented by:	A. JOYCE	☐
D2	A. JOMAL	in custody/on bail	represented by:	A. MUNT.	☐
D3		in custody/on bail	represented by:	R. LALLIE	☐
D4		in custody/on bail	represented by:		☐
D5		in custody/on bail	represented by:		☐

Tick right hand column if the advocate is instructed for trial

No. of case in Crown Court:

URN 30 CH 000261906

Has the defendant been advised about credit for pleading guilty?

Has the defendant been warned that if he is on bail and fails to attend, the proceedings may continue in his absence?

Is the Crown Court Case Details form up-to-date?

☒ D1 ☒ D2 ☒ D3 ☐ D4
☒ ☒ ☐ ☐
☐ P ☐ ☒ ☐ ☐

Matters likely to be applicable to all trials

1) TRIAL JUDGE

Should the future management of the case be under the supervision of the trial or a nominated judge?
YES ☒ NO ☐

2) RESOLVING THE CASE WITHOUT A TRIAL

a. Might the case against a defendant be resolved by a plea of guilty to some counts on the indictment or to a lesser offence?

b. If so, how?

Not applicable ☐
☐ D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5

c. Is the prosecution prepared to resolve the case in this way?

d. If no, does the court take the provisional view that the case should be resolved in this way?

e. If yes, the court orders:

☐ ☐ ☐ ☐ ☐
☐ ☐ ☐ ☐ ☐

3) GUILTY PLEA

a. Is there a written basis of plea?

b. Is the basis of plea acceptable to the prosecution?

a. Is the basis of plea acceptable to the court?

b. If not acceptable, section 25 (Newton Hearing) will also apply.

c. The defendant(s) will be sentenced on:

d. The prosecution to serve any further material relevant to sentence by:

e. The pre-sentence report, if required, to be received by the Crown Court and made available to the defence and the prosecution by:

f. The defence to serve any material which it wishes the court to consider when sentencing the defendant by:

Not applicable ☒
☐ D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5
☐ ☐ ☐ ☐ ☐
☐ ☐ ☐ ☐ ☐

g. Will "derogatory assertions" be made in mitigation?

☐ ☐ ☐ ☐ ☐

h. If yes, the court orders:

i. Are there any other matters which should be dealt with at the same time as these proceedings (other offences/TICs)?

☐ ☐ ☐ ☐ ☐

j. If yes, give brief details:

k. If there are other matters, the court orders:

l. Further orders (e.g. orders re medical or psychiatric reports or confiscation proceedings):

4) NOT GUILTY - TRIAL DATE

Not applicable ☐

a. If the defendant is in custody and if the provisions regarding custody time limits apply, when does the custody time limit (or any extension thereof) expire?

D1: N/A ; D2: N/A ; D3: ; D4: ; D5:

b. Set out other reasons why the trial should take place earlier or later than it might otherwise?

c. If the defendant is in custody and the date of the trial is outside the custody time limit period, the court makes the following orders:

d. What is the estimated length of the prosecution, defence cases?

Prosecution 2 Defence 3 days.

e. The trial will take place on: and the length of it will be: 3+ days

22/6

5) READINESS FOR TRIAL

The parties' case progression officers to inform the Crown Court case progression officer in writing that the case is ready for trial, that it will proceed as a trial on the date in 4e and will take no more/less time than the period in 4e, by:

6) EVIDENCE - WITNESSES

a. Have the parties completed Annex A?

b. If yes, does the court approve Annex A?

YES/NO

YES/NO

c. If the list of witnesses to be called orally is not agreed or approved, agreement (which is subject to the court's approval) must be reached and notified to the court by:

d. Absent agreement, the prosecution shall seek further directions by:

7) EVIDENCE - DEFENDANTS' INTERVIEWS

a. Should the interviews be edited before the trial?

Not applicable ☐

P D1 D2 D3 D4 D5
☐ ☐ ☒ ☐ ☐ ☐

b. Proposals for the editing of interviews shall be drafted by:

and served by: 16/12/16

c. The other parties shall respond by:

d. The agreed interviews shall be filed with the Court by:

e. Absent agreement, the party(ies) named in b) shall seek further directions by:

8) DEFENCE STATEMENT

a. Has a defence statement been served? Total - unsigned

b. Is there an issue as to its adequacy? Alasgaw - to be served at court.

c. The court gives a warning to:

d. The court orders:

D1 D2 D3 D4 D5
☐ ☒ ☐ ☐ ☐
☐ ☐ ☐ ☐ ☐
☐ ☐ ☐ ☐ ☐

9) PROSECUTION ADDITIONAL EVIDENCE

a. Any additional evidence to be served by: *14 days*

Not applicable ☐

b. Which topic/issue will the additional evidence relate to?

Clarification re Statement of MEE.

10) FURTHER PROSECUTION DISCLOSURE

a. The prosecution to complete any further disclosure by:

Not applicable ☐

b. Is the defence alleging that the prosecution has not complied with its obligation to disclose material?

D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5 ☐

c. If yes, the court orders:

11) EVIDENCE - ADMISSIONS/SCHEDULES

a. Have the parties considered which admissions/schedules can be agreed:

YES/NO ☒

b. If yes and if the court agrees that the proposed admissions/schedules are sufficient, they shall be drafted by:

c. and sent to the other parties by:

d. The other parties shall respond by:

e. The agreed admissions/schedules shall be filed with the court by:

f. Absent agreement, the named party in b) shall seek further directions by:

g. If the answer to question a. is no or if the court does not approve the proposed admissions/schedules, the court orders:

Matters which may apply to any trial

12) EVIDENCE - EXHIBITS

a. Have the parties completed and agreed Annex B?

YES/NO ☒

b. If Annex B is not agreed, agreement must be reached and notified to the court by:

c. In the absence of agreement, the prosecution shall seek further directions by:

d. If, in the view of the court, any exhibits should be presented in a particular way in order to be more easily understood by the jury, the court orders:

e. Further orders:

13) EVIDENCE - VIDEO EVIDENCE

a. Has the prosecution delivered to the defence the transcript of video witness evidence upon which it proposes to rely?

Not applicable ☐

D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5 ☐

b. If no, the prosecution to do so by:

c. The defence shall submit any editing proposals by:

d. The prosecution shall respond by:

e. The agreed transcripts and edited video shall be filed with the court by:

f. Absent agreement, the prosecution shall seek further directions by:

14) EVIDENCE - CCTV EVIDENCE

Requested CCTV from hospital

a. Has any unedited CCTV evidence been made available in full to the other parties? *No CCTV for area of incident.*

Not applicable ☐

P ☐ D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5 ☐

b. If yes, copy of proposed composite/edited film/stills to be served by:

c. The other parties to respond by:

d. Absent agreement, the party seeking to rely on the evidence shall seek directions by:

15) EVIDENCE - EXPERT EVIDENCE

a. Expert evidence is likely to be called by:

Not applicable ☒

P ☐ D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5 ☐

- b. To prove/disprove: P:
D1/2/3/4/5:
- c. Does the court approve of the need for the identified expert evidence? ☐ ☐ ☐ ☐ ☐ ☐
- d. If no, why?
- e. In any event the evidence to be served by:
- f. Should the expert evidence be presented in a particular way in order to be more easily understood by the jury? ☐ ☐ ☐ ☐ ☐ ☐
- g. If yes, the court orders:
- h. Would it be helpful if the experts consulted together and if possible agreed a written note of points of agreement or disagreement with a summary of reasons? ☐ ☐ ☐ ☐ ☐ ☐
- i. If yes, and if the parties agree, the court orders:

16) ELECTRONIC EQUIPMENT - COMPATIBILITY

- a. Does the trial courtroom have the appropriate equipment to allow the presentation of electronic evidence (CCTV, live link, audio recordings, DVD etc)?
- b. If no, the court orders:

Not applicable ☒

P ☐ D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5 ☐

17) EVIDENCE - SPECIAL MEASURES AND LIVE LINK

- a. Any outstanding issues about special measures or live links?
- b. If yes, the court orders:

Not applicable ☒

D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5 ☐

18) MISCELLANEOUS ORDERS RE. WITNESSES AND DEFENDANT

- a. Does any witness or defendant need an interpreter or have special needs for which arrangements should be made?
- b. If yes, the court orders:
- c. Are any special arrangements needed for a child defendant?
- d. If yes, the court orders:
- e. Will a defendant be unrepresented at trial?
- f. If yes, the court orders:

Not applicable ☒

P ☐ D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5 ☐

☐ ☐ ☐ ☐ ☐ ☐

☐ ☐ ☐ ☐ ☐ ☐

19) HEARSAY / BAD CHARACTER EVIDENCE

- a. Further applications regarding hearsay evidence or bad character evidence are to be made by:
- b. The court orders:

Not applicable ☐

P ☐ D1 ☐ D2 ☒ D3 ☐ D4 ☐ D5 ☐

We have requested disclosure of the bad character of the Glasgow family

20) PRODUCTION OF MATERIAL FROM THIRD PARTIES

- a. Applications for production of material (e.g. social services, hospital, banking records) from third parties to be made by:
- b. The court orders:

Not applicable ☒

P ☐ D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5 ☐

21) PRE-TRIAL RESOLUTION OF ISSUES

Not applicable ☒

- a. What are the legal or factual issues which should be resolved before the trial:
- b. If the issues are not capable of being resolved at the plea and case management hearing, the necessary hearing will take place on _____ and will last: _____
- c. Do the parties wish to call witnesses to give evidence orally to enable the court to resolve the issues? P ☐ D1 ☐ D2 ☐ D3 ☐ D4 ☐ D5 ☐
- d. If yes, and if the court approves, the court makes the following orders:
- e. Skeleton arguments to be submitted by: P by: _____ D1/2/3/4/5 by: _____

22) PUBLIC INTEREST IMMUNITY: ON NOTICE APPLICATIONS

Not applicable ☒

- a. What is the nature of the prosecution's application on notice for public interest immunity?
- b. The court orders:

23) FURTHER ORDERS CONCERNING THE CONDUCT OF THE TRIAL

- a. Prosecution case summary/opening, if necessary, to be served by: _____
- b. To ensure that the trial does not take more time than the period in 4e., the court orders: _____

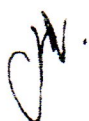
24) ANY FURTHER MISCELLANEOUS ORDERS - INCLUDING ORDERS RE. LITIGATION SUPPORT please.

25) NEWTON HEARING

Not applicable ☐

- a. The Newton hearing will take place on: _____ and the length of it will be: _____
- b. The issues to be resolved are: _____
- c. The prosecution to serve any further material by: _____ and the defence by: _____
- d. The following witnesses will be called to give evidence orally: _____
- e. Further orders (including any orders re. hearsay/bad character): _____

Judge's signature:



ANNEX A

Witnesses upon whom the prosecution intends to rely and who will give evidence orally

Name of witness	Page No	Type of witness	Required by:						Order of calling
Susan Lees	1		P	D1	D2	D3	D4	D5	
Emma Wardale	3		P	D1	D2	D3	D4	D5	
Nicola Tomlin	5		P	D1	D2	D3	D4	D5	
Thomas Greaves	9		P	D1	D2	D3	D4	D5	
John Greaves	7		P	D1	D2	D3	D4	D5	
Richard Mee	18		P	D1	D2	D3	D4	D5	
Katherine Lerdum	19		P	D1	D2	D3	D4	D5	
McGowan		etc.	P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	
			P	D1	D2	D3	D4	D5	

ANNEX B

Exhibits which the prosecution intends to make available to the jury at the start of the trial

Exhibit reference	Page No	Exhibit reference	Page No	Exhibit reference	Page No
R0715					

Use continuation sheets as necessary