



Peter Wilcock

Called 1988

Areas of Practice

Criminal Defence including frequent appellate work; Inquests; civil actions against the Police and Mental Health. Peter's criminal practice has encompassed the full range of serious offences from terrorism to organised crime and fraud. He has appeared both as a leading junior and junior to Queen's Counsel and has developed a specialism in cases involving expert evidence whether it be clinical, pathological or psychiatric. Peter is currently instructed in the forthcoming appeals of Sam Hallam (which has been featured in an ITV documentary) and Alan Traynor against their convictions for murder.

Has been listed in both the Legal 500 and Chambers & Partners for the last 5 years and has been described as "*all-round excellent*" and "*the type of counsel you could never go wrong with*".

Notable Cases 1

A: Trials

R v Gaskell (October 2011 – November 2011) – Represented Defendant accused of conspiracy to rig tender for supply of over £1 million of copper cable to Thameslink project.

R v Malik (May 2011 – September 2011) – Represented Defendant accused of soliciting to murder by encouraging undercover police officer to fight coalition forces in Afghanistan.

R v B (March 2011 – May 2011) – Represented Defendant accused of conspiring to murder ex-wife of a member of well-known criminal gang.

R v Lee (November 2010 – January 2011) – Represented Defendant, as leading junior, accused of being part of gangland "hit squad" attempting to murder member of rival gang.

R v Arafat Waheed Khan (April 2010 – July 2010) – Represented Defendant arrested as a result of investigations into alleged plot to blow up transatlantic airliners and convicted of conspiring to murder on the basis that he had agreed to become a suicide bomber without knowing the precise details of the target to be attacked. (National publicity e.g. BBC News 13/07/10)

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R v Neil Tindling (May 2010) – Represented Defendant who pleaded guilty to conspiracy to import conspiracy to import 225kgs cocaine into UK. (BBC News 27/05/10)

R v Khatun (December 2009) – Represented Defendant acquitted of murdering 10 month-old son. National publicity e.g. Daily Mail 23rd December 2009.

R v Mohammed Sham Uddin (October 2009 – December 2009) – Represented Defendant acquitted of involvement in plot to blow up transatlantic airliners. National publicity e.g. Times 10th December 2009.

R v Mohammed Ali (May 2009) – Represented Defendant accused of murdering two sisters in their flat in Birmingham in September 2008. National publicity e.g. Times 22nd May 2009

R v Suzanne Holdsworth (December 2009) – Represented childminder acquitted of murdering 2 year old child as a result of fresh expert evidence suggesting that child prone to epileptic fits. National publicity e.g. Daily Mail 27th December 2008

R v Emmanuel (February 2008 – May 2008) Represented only acquitted Defendant accused of “contract murder” of PC Nisha Patel-Nasri arranged by husband. National publicity e.g. BBC News 28th May 2008.

R v Schmidt (January – February 2008 & July/August 2008)
Represented nanny accused of shaking young baby both at trial and during subsequent appeals in which her conviction was quashed by Court of Appeal. See Times 28th March 2009

R v Grant (October 2007) – Represented Defendant as leading junior in alleged large scale (over £1m) handling conspiracy. (Sunday Mirror 4th November 2007)

R v Gay (February - March 2007) – represented Defendant acquitted of fatally “salt poisoning” a 3 year old boy he and his wife were planning to adopt. National publicity.

R v Dixon (January 2006 – March 2006) – Leading junior in large scale drug importation.

R v Tipu (October 2005) Leading Junior in extensive fraudulent work permit and long residency application by immigration adviser. Reported in The Times.

R v Anderson (March 2005) – “Club class people smuggling.” Leading junior representing pilot accused of flying in illegal immigrants in light aircraft. (BBC News 18/12/06)

B: Appeals

R v Cort (June 2011) Represented solicitor in his appeal against his conviction for murdering his professional partner. (2011 EWCA Crim 1597) National publicity

R v Lane (June 2011) Represented appellants, following referral by CCRC, in their appeal against conviction for blackmail. (2011 EWCA Crim 2745)

R v Bailey (April 2011) Represented appellant in appeal against minimum term imposed in relation to his conviction for murder. (2011] EWCA Crim 1124)

R v Mackinnon (March 2011) – represented appellant in appeal against sentence of IPP (2011 EWCA Crim 599)

R v Arafat Khan (February 2011) – Represented appellant in appeal against conviction for murder arising out of “airlines” case ([2011 EWCA Crim 1260)

R v Francis No 2 (February 2011) – Represented appellant in appeal (following CCRC referral) against convictions for drug offences. (2011 EWCA Crim 375)

R v M (February 2010) – Represented appellant in successful appeal against conviction for rape. Appeal based on fresh evidence resulting from application to the CCRC.

R v McCurry (October 2009) – Represented appellant in successful appeal against sentence for supplying Ecstasy. Appeal based on fresh evidence relating to the active constituent of seized drugs. (2009 EWCA (Crim) 2273)

R v Francis (September 2009) – Represented appellant in successful appeal (following CCRC referral) against convictions for drugs offences. Appeal based on fresh evidence of Police corruption. (2009 EWCA (Crim) 2268)

R v Shale (February 2009) – Represented appellant in appeal (following CCRC referral) against conviction for murder following conviction for murder. (2009 EWCA (Crim) 2273)

R v Norman (July 2008) – Represented appellant convicted of child abduction. Court of Appeal issued guidance in relation to fitness to plead procedure [2009] 1 Cr. App. R. 13

R v Christie (May 2008) – Represented appellant convicted of alleged “Johnson Crew” murder of doorman in Birmingham. (2009) 1 Cr App R 36

Suzanne Holdsworth (April 2008) – Represented appellant convicted of murdering 2 year old child who she was babysitting. Conviction quashed on basis of fresh medical evidence. ([2009] Crim. L.R. 195)

Kennedy (December 2007) – Represented appellant (currently in the 18th year of his life sentence) in CCRC referral based upon fresh evidence as to the time of the deceased’s death and DNA evidence said to have implicated the appellant at trial. (2007 EWCA (Crim) 3132)

R v McDaid and Clarke – (November 2007) Represented appellants in House of Lords where it was held that a trial on an “unsigned indictment” could not be the basis for a valid conviction. (2008 Cr App R 2)

R v Boreman; Byrne & Byrne – (June 2006) represented all three appellants in successful appeal against murder conviction based upon evidence of discredited pathologist Dr Michael Heath. (Guardian 20/06/06; 29/08/06 & 01/11/06)

R v Harris and R v Cherry (June 2005) Successful appeals involving competing medical approaches to “Shaken Baby Syndrome” (2006) 1 Cr App R 5

R v Huckerby (December 2004) Appeal allowed in case of security driver convicted of being “inside-man” in what was then the largest cash armed robbery in Europe (£6m).

R v Nash (December 2004) Appeal against murder conviction succeeded on grounds of fresh psychiatric evidence indicating diminished responsibility which the appellant had refused to allow his legal team to place before the jury at trial. Fresh evidence admitted on grounds that the Defendant’s mental illness was the reason for the his refusal to canvas the issue at trial.

R v Pope (November 2004) CCRC reference. Appeal succeeded. (Guardian 2/11/04 – The last old-style fit-up?).

R v Rowland (The Times 13th January 2004) Murder. Appeal allowed. Court examined extent of provocation defence.

C: Inquests

Wells (February 2010) – Coroner’s Inquest into death of patient detained under Mental Health Acts who was able to hang himself in spite of nominally being on 5 minute observations. The jury returned a narrative verdict critical of the detaining authority.

Mola (February 2009) – Coroner’s Inquest into death of 23 year old prisoner, who had been diagnosed with schizophrenia in his teens, who died of smoke inhalation after setting fire to cardboard furniture in his cell. Jury verdict was critical of decision by Prison staff to allow him access to lighting materials given his previous history of starting fires both during previous prison sentences and outside. Inquest also covered Prison service policy in relation to use of cardboard furniture and inaction in relation to implementation of cell rescue equipment.

Fearon – (October 2006) - Coroner’s Inquest into shootings at Turnmills nightclub in April 2003 raising issues of police response to information they had received in advance of the shootings. Jury found that that information was not “communicated effectively between the relevant parties”, and that better communication might “have led to a more proactive action plan”. (Guardian 02/01/07)

Notable Cases 2

R v Clowsley (July 2007) – represented Defendant accused of armed robbery of @£1million of antique watches from a Piccadilly jewellers

R v Ibrahim (June 2006 – October 2006) – represented alleged ring leader of failed 21/7 suicide bombings in London

R v L (May – June 2006 & January 2007) – Kidnapping and blackmail trial allegedly involving notorious “Johnson crew” in Birmingham.

R v Long (October 2005 – December 2005) – murder

R v L (October 2005) Successful appeal against attempted murder conviction allegedly involving notorious “Johnson crew” in Birmingham.

R v O’Toole (May 2005) Contract murders.

Societies

Society of Labour Lawyers
Criminal Bar Association
Criminal Appeal Lawyers Association

Publications

Crime & Disorder Act ; LAG January 1999
Fitness to Plead Procedure: An adequate Protection? 2002 NLJ 439
Fresh Evidence in the Court of Appeal; Pendleton - a Case Note 2002 NLJ
Criminal Justice Act 2003 – NLJ 2004
Article on the defence of provocation (with Joel Bennathan) – Solicitors Journal May 2006
Fresh Evidence in Criminal Appeals – Pendleton revisited – Archbold News December 2006
A timely reminder – (with Joel Bennathan) (2008 158 N.L.J. 466)

Background

LSE 1983 - 1986
President LSE SU 1986/1987
Tribunal Judge Mental Health Review Tribunal since 2004
Appointed as appraiser for Tribunals Service (Mental Health) in October 2009