

IN THE COURT OF SESSION

Auditor of Court of Session  
28 North Bridge,  
Edinburgh.  
EH1 1RA

8 JAN 1982

In consequence of a Remit, the Auditor  
of Court has appointed MONDAY the  
18 JAN 1982 at three o'clock for the  
purpose of Taxing the Account of Expenses

H. M. A. v



JC

when the Solicitors for the Parties are required to attend.

For the Auditor,

J. W. HASTINGS.

Please Intimate diet to all concerned

THE LAW SOCIETY OF SCOTLAND

LEGAL AID IN CRIMINAL CAUSES

Certificate by Presiding Judge under paragraph 13(2) <sup>and (6)</sup> of The Act of Adjournal (Criminal Legal Aid Fees) 1964 as amended.

Name(s) of accused person(s) in receipt of legal aid



Date of Trial 29 June - 17 July 1981

Name of Court High Court of Justiciary, Glasgow (S)

Name of Nominated Solicitor: Mr. Wm McAfee, Solicitor, Glasgow.

786358

ACCOUNT PASSED

22 JAN 1982

FOR PAYMENT

I certify that paragraph 13(2) <sup>and (6)</sup> of The Act of Adjournal (Criminal Legal Aid Fees) 1964 as amended applies to this case. Granted on the grounds of exceptional LENGTH/COMPLEXITY/DIFFICULTY.

Date 17.7.81

*[Signature]*

Brought Forward,  
Brought forward from Continuation Sheet(s)

Mileage  
(Excluding travel to a Court in Town where the Solicitor has a  
place of business).

Court - Attendances	Name of Solicitor Attending	Date(s)	Time of Day		Time Engaged	
			From	To	Hrs.	Mins.
Preliminary and Pleading Diet(s)						
Waiting Time. (to be charged only if not included or to be included in any other Account)						
Attendances during conduct of hearing(s). (state nature of hearing if more than one)	<i>Anti-suit</i>	<i>29/1/81</i>	<i>10.00</i>	<i>16.30</i>	<i>6.</i>	<i>30</i>
	<i>M. Wilkes</i>	<i>30/6/81</i>	<i>10.00</i>	<i>16.30</i>	<i>6.</i>	<i>30</i>
	<i>W. W. Gardner</i>	<i>1/7/81</i>	<i>10.00</i>	<i>17.30</i>	<i>7.</i>	<i>30</i>
	<i>Attended</i>	<i>21/1/81</i>	<i>10.00</i>	<i>16.30</i>	<i>6.</i>	<i>30</i>
	<i>Dealt.</i>	<i>4/7/81</i>	<i>10.00</i>	<i>16.30</i>	<i>6.</i>	<i>30</i>
	<i>Qualified</i>	<i>2/7/81</i>	<i>10.00</i>	<i>16.30</i>	<i>6.</i>	<i>30</i>
*Deferred Sentence/ Remit.	<i>h</i>	<i>8/7/81</i>	<i>10.00</i>	<i>15.10</i>	<i>5.</i>	<i>10</i>
	<i>h</i>	<i>9/7/81</i>	<i>10.00</i>	<i>16.30</i>	<i>6.</i>	<i>30</i>
	<i>h</i>	<i>10/7/81</i>	<i>10.00</i>	<i>16.45</i>	<i>6.</i>	<i>45</i>
	<i>h 2</i>	<i>13/7/81</i>	<i>10.00</i>	<i>16.30</i>	<i>6.</i>	<i>30</i>
	<i>h</i>	<i>14/7/81</i>	<i>10.00</i>	<i>16.30</i>	<i>6.</i>	<i>00</i>
	<i>h</i>	<i>15/7/81</i>	<i>10.00</i>	<i>16.00</i>	<i>6.</i>	<i>00</i>
		<i>16/7/81</i>	<i>10.00</i>	<i>13.00</i>	<i>3.</i>	<i>00</i>
		<i>17/7/81</i>	<i>10.00</i>	<i>13.40</i>	<i>3.</i>	<i>40</i>
		<i>20/7/81</i>	<i>10.00</i>	<i>13.40</i>	<i>3.</i>	<i>40</i>

Outlays Fees

ACCOUNT F.  
22 JAN 1982  
OR PAYMENT

Name of Counsel Attending .....  
Percentage for Complexity and/or Difficulty where 13(2)(3)(6) Certificate Granted.

*Journal M. R. Henderson*

Total £ 503.85 3906.95  
Counsel Fees £ 6,100.

£ 4603.85 3906.95

DECLARATION TO BE COMPLETED BY THE NOMINATED SOLICITOR

- I certify that:
- (a) (i) The Assisted Person did not receive Legal Advice and Assistance in connection with this case.
  - (ii) The Assisted Person received Legal Advice and Assistance in connection with this case but the work done is shown in this account and no other claim for payment in respect of that work has been or will be made and the Assisted Person's contribution (if any) has been refunded.
  - (iii) The Assisted Person did receive Legal Advice and Assistance in connection with this case and a detailed account for the work done accompanies this claim.
  - (b) The person(s) concerned were not engaged in any other business at the same time and place except as fully detailed and apportioned herein, including the apportionment required by Explanatory Note 3 on page 1.
  - (c) I have previously rendered an account in this case on ..... and received payment on .....
  - (d) The items charged in this account are accurate and represent a true and complete record of all the work done.

(Signed) *W. D. Wilkes* Nominated Solicitor  
Date *9.9.81*

\*Delete as appropriate.

Account of Refuses.  
 incurred to  
 William M. Kees Solicitor  
 by

✓  
 181.82



1981

April	21	Atta at Court when accused fully committed 1 1/4 hr.	15	00
	23	Atta on you at Barlinnie fully discussing case. no other prisoners seen 1 1/2 hr.	22	50
May	3	Revising Manuscript statement received from you	3	00
	4	Atta on you at Barlinnie discussing statement writing to whom you give revolver. 1 1/4 hr.	22	50
	11	Revising further Manuscript statement received from you	3	00
June	10	Atty you acky your letter; that we shall call to see you on 17 <sup>th</sup> June; that if you have any other information or comments to put same in writing prior to our calling when same can be discussed.	1	75
	12	Atta on you at Barlinnie further discussing matters. advising you further - you to maintain plea of not guilty to all charges. 1 1/2 hr.	22	50

ACCOUNT PASSED  
 22 JAN 1982  
 FOR PAYMENT



19025

1981

June

90 85

16	July you reporting we have received a list of witnesses; that it is hoped case will be included in sitting commencing 29/6/81. & that we have arranged meeting with P.F.			1 75
18	Attn at meeting with P.F. discussing list of witnesses & noting which witnesses have relevance to case against you. 1hr			15 00
	Remusing lengthy indictment 1hr.			6 00
	Attendee telephoning Mr R Henderson to arrange for him to act. 1hr.			1 00
19/23	Attn at reading diet 1hr.			15 00
24	Attn of Clerk at Pitt Street Glasgow taking statements as follows. 6hrs.			45 00
	Let Ch. Insp. to J. Gylespie 6 sh.			13 50
	Let Sgt. Ian H. Robinson 3 sh.			6 75
	Insp. John Robinson 9 sh.			20 25
	Interday & 2 copies 18 sh.			16 20
25	Attn of Clerk at Flydebank Police Office taking statements as follows. 3hrs.			22 50
	Let Insp. J. Wilson 1 sh.			2 25
	Let Sgt J. A. Donald 1 sh.			2 25
	Interday & 2 copies. 2 sh.			1 80
21	Agency arranging consultation with counsel.			1 00
				260 50



ACCOUNT PASSED  
22 JAN 1982  
FOR PAYMENT

1981

June

26	Letter at Darlinnis at Brantallan (File on 22 <sup>nd</sup> June). 2 to.	30	00
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	Letter of Solicitor at High Court Unit obtaining copies of Crown Productions and at High Court examining label production & making notes. 2 to.	30	00
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	Remaining Crown Productions including Examination of Photographs 4 to	24	00
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	Making copy of productions for Journal. 116 sh.	58	00
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	Making copy indictment for Journal. 12 sh.	6	00
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	Letter of Clerk on 25 <sup>th</sup> June making enquiries to endeavour to trace a J. B. Kinnear formerly of Bliffant Court, Leith who was now resident at 2a. Millburn Ave. Kempson 2 to.	15	00
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26	Letter of Clerk to Brian M. H. Longley taking his statement 2 to.	15	00
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	Transcribing his statement 3 sh.	6	75
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	Intending & 2 copies 3 sh.	2	70
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	Letter of Clerk attempting to locate witness at Bellwinie St. Glasgow. 1 to.	7	50
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	Transcribing statement of accused. 3 sh.	6	75
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	Intending & 2 copies 3 sh. ea.	2	70
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		464	90
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ACCOUNT PAID  
12 JAN 1982  
FOR PAYMENT

1981

June

26. Pursuing statement of car by W. boys received from Soiler for a co-accused. 6 hrs. 14c. making 2 copies 6 sh. ea.

464 90

6 00.

4 20.

Extensive preparation for trial includes making up brief for counsel, instructing counsel & annotating papers 20 hrs.

300 00.

(note: this done over a period of time & at much less price to trial.)

(Note - on first day of trial agents instructed to attend at 8 a.m. to be photographed for security checks - on subsequent days agent to attend at 9:15 a.m.)

29. Attended at court for security check. 1 hr.

15 00

Attended at trial. 6 1/2 hrs.

97 50.

Attendance on counsel thereafter discussing evidence led to include seeing accused in cells. 1 1/2 hrs.

22 50

30. Attended at court for security check. 6 hrs.

15 00.

Attendance at trial. 6 1/2 hrs.

97 50

Attendance on counsel & counsel thereafter discussing evidence & notes of first days evidence 2 1/2 hrs.

37 50

675

£15

£15

105

1060 10



ACCOUNT PASS

22 JAN 1982

105

1981

July  
£15

1. Attles at court for security check  
 $\frac{3}{4}$  hr.

Attles at Trial. 2  $\frac{1}{2}$  hrs.

£15

Attles on witness & counsel discussing  
evidence & going over notes of  
second days evidence. 2  $\frac{1}{2}$  hrs.

£15

2. Attles at court for security check.  
 $\frac{3}{4}$  hr.

Attles at Trial. 6  $\frac{1}{2}$  hrs.

£15

Attles on counsel & client discussing  
evidence & going over notes of third  
days evidence. 2  $\frac{1}{2}$  hrs.

3 Attles at court for security check.  
 $\frac{3}{4}$  hr.

Attles at Trial. 6  $\frac{1}{2}$  hrs.

£30

Attles on counsel & client discussing  
evidence & going over notes of  
fourth days evidence. 2  $\frac{1}{2}$  hrs.

6. Attles at court for security check.  
 $\frac{3}{4}$  hr.

Attendances at Trial. 6  $\frac{1}{2}$  hrs.

£30

Attendances on counsel & client  
discussing evidence & going over  
notes of first days evidence 2  $\frac{1}{2}$  hrs.

7 Attles at court for security check  
 $\frac{3}{4}$  hr.

Attles at Trial. 6  $\frac{1}{2}$  hrs.

£30

Attles on client & counsel discussing  
evidence & going over notes of fifth  
days evidence. 2  $\frac{1}{2}$  hrs.

£255

COURT  
OF  
SESSION

1060 10

15 00

37 50

37 50

15 00

47 50

37 50

15 00

97 50

37 50

15 00

97 50

37 50

15 00

97 50

37 50

1750 10

ACCOUNT PRODU

22 JAN 1982



£255  
1971

1450 10

July 7

Letter at court for security check  
 $\frac{3}{4}$  hr.

15 00

Letter at Court.  $5\frac{10}{60}$  hr.

82 50

£30

Letter on counsel v client going over  
evidence & notes of seventh days  
evidence  $2\frac{1}{2}$  hr.

37 50

9

Letter at court for security check  
 $\frac{3}{4}$  hr.

15 00

Letter at Court.  $6\frac{1}{2}$  hr.

97 50

£30

Letter on client v. counsel discussing  
evidence & going over notes of  
eighth days evidence.  $2\frac{1}{2}$  hr.

37 50

10

Letter at court for security check.  
 $\frac{3}{4}$  hr.

15 00

Letter at Court  $6\frac{1}{2}$  hr.

97 50

£30

Letter on client v. counsel  
discussing evidence & going over  
notes of ninth days evidence.  $2\frac{1}{2}$  hr.

37 50

13

Letter at court for security check  
 $\frac{3}{4}$  hr.

15 00

Attendance at Court  $6\frac{1}{2}$  hr.

105 00

£30

Letter on client v. counsel discussing  
evidence & going over notes of  
tenth days evidence  $2\frac{1}{2}$  hr.

37 50

14

Letter at court for security check  
 $\frac{3}{4}$  hr.

15 00

Letter at Court.  $6\frac{1}{2}$  hr.

97 50

£30

Letter on client v. counsel discussing  
evidence & going over notes of  
eleventh days evidence  $2\frac{1}{2}$  hr.

37 50

£405

2492 60

ACCOUNT PAID  
JAN 1982  
PAYMENT

SEB 818

£405  
1981

July

15. Attended at court for security check  $\frac{3}{4}$  hrs

2492 60

15 00.

Attended at Court. 6 hrs

90 00.

£30

Attended on client at court, going over all evidence discussing notes of 12 days of evidence.  $2\frac{1}{2}$  hrs

37 50

16. Attended at court for security check.  $\frac{3}{4}$  hrs.

15 00.

Attended at Court: 6 hrs

90 00.

£30

Attended on client at court discussing position; going over 12 days of evidence.  $2\frac{1}{2}$  hrs

37 50

17. Attended at court for security check  $\frac{3}{4}$  hrs

15 00.

Attended at Court. 5 hrs

75 00.

£30

Attended on client at court discussing evidence; fully discussing evidence & explaining to client as to next stages of case for sentence.  $2\frac{1}{2}$  hrs

37 50

24. Attended at court on behalf of client discussing as to attendance at court

ACCOUNT PAID  
22 JAN 1982

1 00.

£15

30. Attendance at court for security check.  $\frac{3}{4}$  hrs

PAYMENT 15 00.

Attendance at court for pronouncement of sentence 3 hrs

45 00.

Attended on client after sentence discussing appeal & advising thereon 1 hr

15 00.

£510



2981 10

£510

2981 10

1981

Aug

4. letter at Darlwin further discussing, along your instructions & what we would write P.F. as to productions to be returned 1 1/2 hrs.

22 50

13 letter P.F. fully as to productions due to be returned to you & to arrange for that to be returned to us rather than any other person than you

1 75

£153

30% about fees in fees

3003 33  
901 60

663

Outlays

£100

Miss M. R. Henderson as per fee note to ~~substantiate~~ training fee to be advised of. <sup>affidavit</sup> ~~affidavit~~ printing expenses today statement and at Darlwin - 150 miles. 4,100 00.

Print Taxi fares to Darlwin on 22/8/81. 28 50.  
4 00.  
4/8/81. 2 55

£79.52 Parts & Incidents.

ACCOUNT SHEET 268 80

£842.52

22 JAN 1982  
Additional Responsibility Fee of 4,603 85 39 06 95  
25% as towards MENT 811 00

£4717.95

Section 13(2) but granted in length, complexity & difficulty, the committee are requested to mark the 25% because of subject of Belgian rat (from legal text fees) as appended.

*W. Li C. Lee*



£842.52.

Brought forward

Fees £4717.95

Outlays 4603.85

Agents Fee for audit 50.00

9371.80

Add VAT on Fees & outlays 544.98

Auditor's Fee 294.97

10211.75

Taxed off 842.52

£9369.23



Edinburgh 21<sup>st</sup> January 1982. The foregoing  
Account is taxed at the sum of Nine  
thousand three hundred and sixty nine  
pounds 23 (£9369.23)

*W. R. R. Smith*

AUDITOR OF THE COURT OF SESSION