

## Sentencing illegalities

### Examination of cases from 2012 EWCA Crim 1600 to 1999 Sorted by error

Number	Case no	Name	Type of error	Who spotted it?
			<b>More than one illegality</b>	
1	1610	Iles No 1	Extended sentence unlawful as offence was not a specified offence	Advocates at hearing specifically asked whether sentence lawful. Both said Yes. New defence team
2		Iles No 2	Judge mis-describes the sentence giving it a minimum term	Not clear if ever a ground of complaint
3		Iles No 3	Detention imposed for 4 offences but only DTO available	Not clear
4		Iles No 4	Judge purports to amended sentence without a hearing	Not clear if ever a ground of complaint
5		Iles No 5	Court of Appeal sitting as a Divisional Court quashed committal because it was unlawful when it later accepted it was lawful	Not clear
6	1633	D No 1	SOPO condition that was “unnecessary and wholly disproportionate”	Counsel presumably
		D No 2	Transcript (although restricted) reveals the name of the defendant, which is a criminal offence	No one
	1634	Drew	No counsel application	
7		Drew No 1	First judge considers time spent in custody should count if activated, second Judge fails to be told and take it into account	
8		Drew No 2	Curfew time not given	-
9	1646	MA No 1	Deportation recommendation wrong in principle, <i>R v Kluzen</i> 2010 EWCA Crim 1081.	Full court considers appeal over the term but no one spots irregularity
10		MA No 2	IPP passed when provisions not in force at time of offence × 2	Not clear. 3½ year delay.
11	1653	Wikins No 1	6 extended sentences unlawful because the sentence was longer than the maximum available	Registrar
12		Wilkins No 2	4 sentences were longer than the maximum	Registrar
13	1702	Tyson No 1	Judge includes in the previous convictions the instant offences	
14		Tyson No 2	Errors of principle found in the Judge’s approach to the facts Sentence made non-custodial	
15	1725	Gibson No 1	All but one of the charges committed	

			under wrong section	
16		Gibson No 2	Judge sentences in excess of the Magistrates' maximum sentences of 12 months in total	
17		Gibson No 3	Judge sentences defendant to 4 months imprisonment when the maximum is only 3 months	
18		Gibson No 4	Judge amends sentences and gives defendant the maximum 12 months without providing any discount for the plea	
19	1788	Addul No 1	Judge notices after conviction that the offence had been repealed	Judge
20		Abdul No 2	Judge grants a certificate for an appeal outside the time period	
21	1815	Banger No 1	Judge suspends 65 week sentence when only 1 year possible	?
22		Banger No 2	Judge not told about days on remand so days not ordered to count	?
23	1818	Allen 1	Judge orders an extended sentence with 7 ½ years detention which was unlawful as the defence was 18+ years	Single Judge
24		Allen 2	Judge orders 4 years' detention which was unlawful as the defence was 18+ years	
25	1970	C No 1	Judge fails to refer to the SOPO in his sentencing remarks and there is no mention of it being ordered elsewhere. Later he signs one.	
26		C No 2	It appears the Court of Appeal made a SOPO without authority as either the sentence was unlawfully varied or the defendant was treated more severely by the C of A, <i>R v Aldridge and Eaton</i> 2012 EWCA Crim 1456 (LCJ), or both.	
27		C No 3	The Judge imposed IPP for 19 offences when the CJA 2003 was not in force. The offences dated from 1965/1968 onwards.	It appears a 753 day application for leave out of time was made so neither the Court, the pros or the defence spotted such an obvious mistake.

			<b>THE ERRORS DIVIDED UP</b>	
			<b>Sentence not available</b>	
		<b>Sentence passed not available</b>	<b>Statutory conditions not met</b>	
1	1610	Iles No 1	Extended sentence unlawful as offence was not a specified offence	Advocates at hearing specifically asked whether sentence lawful. Both said Yes. New defence team did appeal
2	1717	McErlane No 2	Judge sentences the second defendant to detention for life when the sentence could only be Custody for life	Registrar
3	1647	Duffy	Compensation order reduced because of lack of means	Defence?
4	1674	Williams	SOPO term flawed on the grounds of 'uncertainty, proportionality and enforceability'	Defence?
5	1633	D No 1	SOPO condition that was "unnecessary and wholly disproportionate"	Counsel presumably
6	1683	Blanchard	No counsel Judge imposes IPP for an offence which was not specified	
7	1685	Officer	Judge passes three year sentence when maximum was two years.	
8	1690	Chesney	Sentence unlawful as 2 months DTO can't be ordered	
9	1777	Hodgson	Dangerous conditions not satisfied so IPP quashed	
10	1997	Hadley	Defendant breaches stand-alone ASBO. He pleads to breaching it. Judge adds new condition. Order unlawful as no power to make an ASBO for such a breach.	
		<b>Sentence passed not available</b>	<b>Defendant too young or old</b>	
1	1610	Iles No 3	Detention imposed for 4 offences but only DTO available	Not clear
2	1717	McErlane No 1	Judge sentences the defendant to detention for life when because of the defendant's age the sentence could only be detention during HM's pleasure	Registrar
3	1626	Anderson	Sentenced to imprisonment when too young	Not clear
4	1711	Blake	No counsel Judge imposes imprisonment when defendant under 21	
5	1857	Apaw	Defendant given imprisonment when he was only 19	?

6	1874	Buckingham	Defendant given imprisonment when he was only 19	
7	1920	Russell	Defendant sent to prison when he was under 21	
8	1818	Allen 1	Judge orders an extended sentence with 7 ½ years detention which was unlawful as the defence was 18+ years	Single Judge
9	1818	Allen 2	Judge orders 4 years' detention which was unlawful as the defence was 18+ years	
		<b>Sentence passed not available</b>	<b>Maximum exceeded</b>	
1	1653	Wikins No 1	6 extended sentences unlawful because the sentence was longer than the maximum available	Registrar
2	1653	Wilkins No 2	4 sentences were longer than the maximum	Registrar
3	1725	Gibson No 2	Judge sentences in excess of the Magistrates' maximum sentence of 12 months in total	
4	1725	Gibson No 3	Judge sentences defendant to 4 months imprisonment when the maximum was only 3 months	
5	1754	P	No counsel Two sentences were in excess of the statutory maximum	
6	1831	Hinds	Court passes sentence in excess of maximum	
7	1934	Morrison	No counsel Judge passes a prison sentence for an offence which did not carry imprisonment	
8	1954	Smith	Sentence unlawful because in excess of the powers when committal under confiscation committal section	
9	1939	Morgan	Mags commit under wrong section and Judge passes sentence in excess of what was available.	
		<b>Sentence passed not available</b>	<b>Sentence not in force at the time</b>	
1	1646	MA No 2	IPP passed when provisions not in force at time of offence × 2	Not clear. 3½ year delay.
2	1731	B	IPP imposed for three offences when it was not in force at the time of the offence.	
3	1970	C No 3	The Judge imposed IPP for 19 offences when the CJA 2003 was not in force. The offences dated from 1965/1968 onwards.	It appears a 753 day application for leave out of time was made so neither the Court, the pros or the

				defence spotted such an obvious mistake.
		<b>Sentence passed not available</b>	<b>Statutory prohibitions ignored</b>	
1	1780	Razzaq	Judge passes a sentence consecutive to a sentence for which he had served contrary to CJA 2003 s 244 and 265	Registrar
2	1808	Kartal	Judge discharges a suspended sentence which was outside his powers	?
3	1815	Banger No 1	Judge suspends 65 week sentence when only 1 year possible	?
				Single Judge
			<b>OTHER IRREGULARITIES</b>	
			<b>Statutory law/Guidelines misapplied</b>	
1	1657	Yates	Judge takes wrong starting point	?
2	1686	McCormack	Judge failed to consider whether an extended sentence would be sufficient. One substituted	
3	1726	Garcia	Judge believes he is required to pass an IPP sentence when it was discretionary. CoA believes it was a slip of the tongue when there was nothing to indicate it was.	
4	1745	Johnson	Costs order assessed inappropriately	
5	1751	Barron	Judge imposes disqualification under wrong section	
6	1768	Matthews	Sentence reduced from minimum sentence because 'it was unjust' because some of the remand time would not count due to another offence being committed	(It was a just result but not in line with authority)
7	1776	Ijadunola	Judge activates suspended sentence in full when unpaid work completed in breach of New Sentences 2003 guideline para 2.2.16, in line with CJA 2003 Sch 8 para 9 Sentences reduced	Defence?
8	1782	Timperley	Judge should have found it unjust to pass a minimum sentence	
9	1792	Instone	SOPo made wrongly and for the wrong reason	
10	1799	B(A)	Crown concedes SOPo inappropriate	Defence
11	1806	At-Gen No 21-2	Judge fails to find the defendants were dangerous	
12	1820	Robinson	Judge puts case in wrong category	Defence?
13	1840	Sumal & Sons	Judge takes into account the confiscation order when assessing the fine which is prohibited, Proceeds of Crime Act 2002 s13(4). C of A does not notice.	No-one

14	1858	Ariss	Defendant wrongly assessed as 'dangerous'	
15	1899	Spurr	No Counsel Judge correctly identifies the starting point and the discount but then gets his maths wrong	
16	1900	McKay	Judge takes minimum sentence and then adds the appropriate sentence (3 years) and gives 6 years.	
17	1960	Javed	Judge fails to consider part performance when activating suspended	
18	1972	H	Judge applied the wrong test in making a Restraint order. Order quashed.	
			<b>Illegality with time on remand/sentence not explained</b>	
1	1634	Drew No 1	First judge considers time spent in custody should count if activated, second Judge fails to be told and fails to take it into account	
2	1634	Drew No 2	Curfew time not given	
3	1616	Ahmed	Judge fails to deduct time on remand	?
4	1621	Yikalo	Judge fails to comply with explaining sentence so in breach of Criminal Justice Act 2003 s 174(2)(a)	No one
5	1628	Ruddock	No – Judge arrived at the right level in the guideline but gave that level the wrong number of years. Meaning he failed to comply with Coroners and Justice Act 2009 s 125(1)	?
6	1629	Miller	Judge fails to comply with explaining sentence so in breach of Criminal Justice Act 2003 s 174(2)(a)	No one
7	1665	Murphy	Remand period was overlooked by the Judge and both advocates	Not clear
8	1689	Anandarajah	Judge fails to explain her sentence and fails to explain why the discount for the guilty plea was calculated in breach of Criminal Justice Act 2003 s 174(2)	
9	1695	Branagan	No but Judge fails to explain her sentence and fails to explain why the discount for the guilty plea was calculated in breach of Criminal Justice Act 2003 s 174(2)	
10	1818	Banger No 2	Judge not told about days on remand so days not ordered to count	?
11	1914	Ali	Judge fails to identify to which offence the extended sentence refers to. Sentence had to be rearranged.	
12	1610	Iles No 2	Judge mis-describes the extended sentence by giving it a minimum term	Not clear if ever a ground of complaint
			<b>Failure to comply with guilty plea law</b>	

1	1658	Smith	No, but Judge fails to comply with guilty plea requirement (CJA 2003 s 174(2))	
2	1688	Att-Gens Ref Trent	Sentenced increased Judge fails to comply with the guilty guideline Re stating the discount	
3	1715	Chiper	Judge fails to explain his sentence and fails to explain how the discount for the guilty plea was calculated in breach of Criminal Justice Act 2003 s 174(2) With full credit the starting point he chose did not match the final sentence	Defence?
4	1721	Sandford	Judge castigates prosecution for failing to indict the right charge so limiting his sentencing powers. Gives defendant the maximum sentence on a plea in breach of the Guilty plea guideline.	
5	1725	Gibson No 4	Judge amends sentences and gives defendant the maximum 12 months without providing any discount for the plea	
6	1810	Chaytors	Judge told defendant he pleaded at 1 <sup>st</sup> opportunity and then fails to give full discount	Defence
7	1871	Bines	Judge either starts at the wrong level or fails to give a plea discount despite counsel trying to help.	
			<b>Sentence passed on wrong factual basis/wrongly indicted</b>	
1	1950	Wilson	3 counts require victim to be under 13 when in fact she was over 13.	Registrar
2	1702	Tyson No 1	Judge includes in the previous convictions the offences for which he was about to sentence	
3	1702	Tyson No 2	Errors of principle found in the Judge's approach to the facts Sentence made non-custodial	
4	1727	Thompson	Judge sentences defendant as an abuse of trust case when it wasn't	
5	1788	Addul No 1	Judge notices after conviction that the offence had been repealed	Judge
6	1996	Hillman	Defendant given IPP on the basis of a robbery conviction on his CRO when in fact the charge was dropped to theft. Defendant spends 6 years in prison instead of 1 substituted on appeal.	
			<b>Wrong Crown Court procedure</b>	
1	1610	Iles No 4	Judge purports to amended sentence without a hearing	Not clear if ever a ground of complaint
2	1970	C No 1	Judge fails to refer to the SOPO in his	

			sentencing remarks and there is no mention of it being ordered elsewhere. Later he signs one.	
3	1788	Abdul No 2	Judge grants a certificate for an appeal outside the time period	
4	1927	Karimi	In a sex assault case (just short of attempted rape) there was no PSR.	
5	1928	Hughes	Statement from father of victim contains improper material and was not served on defence until just before C of A hearing Transcript lists name of defendant despite order anonymity order (a criminal offence)	
			<b>Single Judge: Unlawful/Wrong orders</b>	
1	1716	Shepard	Single judge refuses leave to appeal when defendant had an automatic right to appeal	Registrar Note: The defence must have drafted their grounds badly
2	1809	Sciberras	Single judge gives leave on the basis of current law which did not apply at time of the offence. (Counsel papers didn't take into account the statutory provisions at the time of sentence)	?
3	1935	B	Single judge refers case to full court on the mistaken belief some of the sentences were in excess of the maximum	
			<b>Court of Appeal illegalities/irregularities</b>	
1	1610	Iles No 5	Court of Appeal sitting as a Divisional Court quashed committal because it was unlawful when it later accepted it was lawful	Not clear
2	1646	MA No 1	Deportation recommendation wrong in principle, <i>R v Kluzen</i> 2010 EWCA Crim 1081.	Full court considers appeal over the term but no one spots irregularity
3	1970	C No 2	It appears the Court of Appeal made a SOPO without authority as either the sentence was unlawfully varied or the defendant was treated more severely by the C of A, <i>R v Aldridge and Eaton</i> 2012 EWCA Crim 1456 (LCJ), or both.	
			<b>Unlawful committals</b>	
1	1606	Chigbu	Offences committed under the wrong section	?
2	1725	Gibson No 1	All but one of the charges committed under wrong section	



3	1952	Morgan	Committal unlawful so court no jurisdiction to pass a sentence.	
			<b>Judge fails to sentence</b>	
1	1680	Ebsworth	Judge overlooks to sentence for two of the offences but the extension to the sentence quashed	

<b>Number</b>	<b>Case no</b>	<b>Name</b>	<b>Nothing unlawful Appeal dismissed</b>
1	1601	Wright	No obvious irregularity
2	1602	Laskiewicz	No obvious irregularity
3	1607	Kennedy	No obvious irregularity
4	1609	Anderson	No obvious irregularity
5	1612	Strachinaru	No obvious irregularity
6	1619	Evans	No obvious irregularity
7	1620	Courtney	No obvious irregularity
8	1625	Patten	No obvious irregularity
9	1630	Terelinck	No obvious irregularity – Confiscation
10	1635	Hall	No obvious irregularity
11	1639	Howard	No obvious irregularity
12	1640	Fairbrass	No obvious irregularity
13	1641	York	No obvious irregularity
14	1642	Brooke	No obvious irregularity
15	1643	Noorullah	No obvious irregularity
16	1645	Crosskey	No obvious irregularity
17	1648	Patterson	No obvious irregularity
18	1654	Samuels	No obvious irregularity
19	1655	Holder	No obvious irregularity
20	1656	Butt	No obvious irregularity
21	1660	Sawdon	No obvious irregularity
22	1663	McCloskey	No obvious irregularity
23	1670	Humphries	No obvious irregularity
24	1671	W	No obvious irregularity
25	1676	Hidalgo-Carvajal	No obvious irregularity
26	1677	Weigold	No obvious irregularity
27	1684	Bristol	No obvious irregularity
28	1691	Hinchcliffe	No obvious irregularity
29	1693	Samson	No obvious irregularity
30	1694	Clarke	No obvious irregularity
31	1696	Wellington	No obvious irregularity
32	1699	Syed	No obvious irregularity
33	1700	Fisher	No obvious irregularity
34	1705	Fiurasek	No obvious irregularity
35	1709	Spragg	No obvious irregularity
36	1710	Paul-Nunn	No obvious irregularity
37	1718	Patrick	No obvious irregularity
38	1720	Keenan	No obvious irregularity
39	1723	Detheridge	No obvious irregularity
40	1728	Perkins	No obvious irregularity
41	1732	Lopez-Sacido	No obvious irregularity
42	1733	Drobac	No obvious irregularity Disqualification
43	1734	Tyson	No obvious irregularity
44	1735	Sharif	No obvious irregularity
45	1736	Rahman	No obvious irregularity
46	1737	Chatterjee	No obvious irregularity
47	1740	Clare	No obvious irregularity
48	1742	Burke	No obvious irregularity
49	1746	Thrisk	No obvious irregularity
50	1750	L	No obvious irregularity

51	1779	Dudman	No obvious irregularity
52	1781	Burton	No obvious irregularity
53	1787	Thompson	No obvious irregularity
54	1791	Jones	No obvious irregularity
55	1793	L	No obvious irregularity
56	1794	McLeod	No obvious irregularity
57	1795	McCready	No obvious irregularity
58	1802	Kilbride	No obvious irregularity
59	1804	Qatramiz	No obvious irregularity
60	1805	Moran	No obvious irregularity
61	1811	S	No obvious irregularity
62	1812	Nguyen	No obvious irregularity
63	1814	Turner	No obvious irregularity
64	1817	W	No obvious irregularity
65	1821	Milner	No obvious irregularity
66	1822	Hagan	No obvious irregularity
67	1825	Pischedda	No obvious irregularity
68	1826	Price	No obvious irregularity
69	1827	Farah	No obvious irregularity
70	1828	Manikum	No obvious irregularity
71	1829	Tait	No obvious irregularity
72	1837	S	No obvious irregularity
73	1843	Walsh	No. Transcript lists name of defendant despite anonymity order (a criminal offence)
74	1853	Owolabi	No obvious irregularity
75	1854	Prenga	No obvious irregularity
76	1855	Singh	No obvious irregularity
77	1856	Collins	No obvious irregularity
78	1861	Topp	No obvious irregularity
79	1866	Morley	No obvious irregularity
80	1868	Khan	No obvious irregularity
81	1870	Lawlor	No obvious irregularity
82	1872	Houghton	No obvious irregularity
83	1873	Masefield	No obvious irregularity
84	1877	Hughes	No obvious irregularity
85	1878	Karim	No obvious irregularity
86	1879	Simkiss	No obvious irregularity
87	1882	C	No obvious irregularity
88	1886	Draper	No obvious irregularity
89	1887	D	No Transcript lists name of defendant despite anonymity order (a criminal offence)
90	1895	Ashworth	No obvious irregularity
91	1896	Asli	No obvious irregularity
92	1902	Draper	No obvious irregularity
93	1906	Lodge	No obvious irregularity
94	1908	Martin	No obvious irregularity
95	1909	Todd	No obvious irregularity
96	1912	Haque	No obvious irregularity
97	1918	Carnall	No obvious irregularity
98	1921	ST	No obvious irregularity
99	1923	Jones	No obvious irregularity
100	1926	Kenny	No obvious irregularity

101	1936	Bethell	No obvious irregularity
102	1941	Price	No obvious irregularity
103	1942	Fielding	No obvious irregularity
104	1943	Trott	No obvious irregularity
105	1944	Gayzer-Tomlinson	No obvious irregularity
106	1947	Littlehayes	No obvious irregularity
107	1957	K	No obvious irregularity
108	1964	Gambier	No obvious irregularity
109	1965	Morris	No obvious irregularity
110	1966	Shakil	No obvious irregularity
111	1967	Nash	No obvious irregularity
112	1974	Regan	No obvious irregularity
113	1983	Mungai	No obvious irregularity
114	1991	Narine	No obvious irregularity
115	1994	Nahar	No obvious irregularity
116	1998	Pettigrew	No obvious irregularity
117	1999	McGhie	No obvious irregularity

Number	Case no	Name	Nothing unlawful
1	1604	Fletcher and Hornby	No obvious irregularity – <b>One sentence reduced</b>
2	1613	Bird	No obvious irregularity – <b>Sentence reduced</b>
3	1618	Samuels	No obvious irregularity – <b>Indeterminate sentence wrong</b>
4	1622	Chrominski	No obvious irregularity – <b>Sentence reduced</b>
5	1631	K	No obvious irregularity – <b>Sentence varied</b>
6	1649	McDonald	No obvious irregularity – <b>Sentence reduced</b>
7	1651	MacMillen	No obvious irregularity – <b>Sentence reduced</b>
8	1667	Channer	No obvious irregularity – <b>Hospital Order substituted</b>
9	1678	Savage	No obvious irregularity <b>Sentence reduced</b>
10	1679	Russell	No obvious irregularity <b>Sentence reduced</b>
11	1681	Hall	No obvious irregularity <b>Sentence reduced</b>
12	1687	Knight	No obvious irregularity <b>Sentence reduced</b>
13	1697	Carty	No obvious irregularity <b>Sentence reduced</b>
14	1698	Warren	<b>Judge fails to give sufficient credit for the guilty plea</b>
15	1703	Jenkins	No obvious irregularity but sentence <b>reduced because Judge gave insufficient weight to mitigation</b>
16	1704	Rasab	No obvious irregularity <b>Sentence reduced</b>
17	1706	Smith	No obvious irregularity but an <b>extended sentence substituted for IPP.</b>
18	1707	Clark	No obvious irregularity but <b>Judge selected to high a starting point and sentence reduced</b>
19	1712	Duckworth	No obvious irregularity <b>Sentence reduced</b>
20	1719	Snart	No obvious irregularity <b>Sentence reduced</b>
21	1722	Hartley	No obvious irregularity <b>Custody quashed</b>
22	1738	Haigh	No obvious irregularity <b>Sentence reduced</b>
23	1741	Barnard	No obvious irregularity but <b>one sentence out of</b>

			line which causes another sentence to be reduced as well
24	1752	Smith	No obvious irregularity Sentences reduced
25	1753	Gasiunas	No obvious irregularity Sentence reduced
26	1757	Grogan	No obvious irregularity Judge makes inappropriate finding of fact and sentence reduced
27	1758	Craig	No obvious irregularity Sentence reduced
28	1764	Thompson	No obvious irregularity but Judge failed to allow for the defendant having provided evidence against himself.
29	1765	Hoxha	No obvious irregularity Sentence reduced
30	1766	Peters	Sentence reduced because of disparity
31	1767	Brindley	Judge fails to approach TICs properly. Sentence reduced.
32	1771	Dunk	Immediate imprisonment wrong. Suspended sentence substituted
33	1778	Egginton	No obvious irregularity Sentence reduced
34	1784	Stockbridge and A No obvious irregularityther	No obvious irregularity Sentence reduced
35	1823	Fiaz	No obvious irregularity Judge selects wrong starting point
36	1824	Alderson	No obvious irregularity Sentence reduced
37	1834	RL	No obvious irregularity? SOPO varied and reduced in length
38	1835	Dahir	No obvious irregularity Sentence reduced
39	1838	Loader	No obvious irregularity Sentence reduced
40	1846	Att-Gen's Ref No 7 of 2012	No obvious irregularity Sentences increased from 39 months to 6 ½ years Sentences were 'wholly inadequate'
41	1865	Moustafa	No obvious irregularity Sentence reduced
42	1875	Skinner	No obvious irregularity Sentence reduced
43	1876	Widger	No obvious irregularity Sentence reduced as manifestly excessive
44	1880	Hoang	No obvious irregularity Sentence reduced
45	1881	Timlin	No obvious irregularity although the way the Judge dealt with the basis of plea appears incomplete (but info is limited).
46	1885	Wood	No obvious irregularity but Judge sends defence to custody when it was not appropriate
47	1888	J	Transcript lists name of defendant despite anonymity order (a criminal offence) Sentence reduced
48	1890	Aslam	No obvious irregularity Sentence reduced
49	1898	Robinson	No obvious irregularity Sentence reduced
50	1901	Simpson	No obvious irregularity Sentence reduced
51	1913	F	No obvious irregularity Sentence reduced
52	1916	Macleod	No obvious irregularity Sentence reduced
53	1917	Needham	No obvious irregularity Sentence reduced
54	1924	Mitchell	No obvious irregularity Sentence reduced
55	1931	Lawson	No obvious irregularity Sentence reduced
56	1940	Walsh	No obvious irregularity Sentence reduced
57	1945	Legge	No obvious irregularity Sentence reduced

58	1956	Padellec	No obvious irregularity Sentence reduced
59	1971	Rasul	No obvious irregularity Sentence reduced
60	1973	Tran	No obvious irregularity Sentence reduced
61	1978	Lewis	No obvious irregularity Sentence reduced
62	1979	Crisp	No obvious irregularity Sentence reduced
63	1980	Perry	No obvious irregularity Sentence reduced
64	1981	Prince	No obvious irregularity Sentence reduced
65	1982	AP	No obvious irregularity Sentence reduced
66	1984	Ganescu	No obvious irregularity Sentence reduced
67	1986	Att-Gen's Ref No 24 of 2012	No obvious irregularity Sentence unduly lenient
68	1987	Tran	No obvious irregularity Sentence reduced
69	1990	L	No obvious irregularity Consecutive sentences considered wrong
70	1992	Waseem	No obvious irregularity Sentence reduced

Number	Case no	Name	Cases excluded because Case adjourned/Request for certified question/No counsel and no leave/transcript unavailable/Court Martial/Bail
1	1600	Brace	Not available
2	1611	H	Restricted – maybe pre-trial
3	1614	S	Transcript restricted
4	1617	Lloyd	No counsel application
5	1621	Faina	No counsel application
6	1624	?	No report
7	1627	Lindo	No counsel application
8	1636	C(W)	Request for a question for an appeal. Transcript reveals the defendant's name, despite anonymity order, which is a criminal offence
9	1637	Kashyap	No counsel application
10	1638	?	No transcript
11	1650	D	Transcript not available
12	1652	Bradshaw	No counsel application No
13	1661	Akinola	No counsel application No
14	1662	Heggarty	No counsel application No
15	1675	Irvine	No counsel application No
16	1682	Green	Pre-hearing
17	1692	Melbourne	No counsel No
18	1701	Longson	No counsel application No
19	1708	Baker	No counsel No
20	1729		Not available
21	1730		Not available
22	1739	Mohammed	No counsel No
23	1743	Heibner	Directions hearing
24	1744	H	Prelim hearing
25	1748	Milnes	No counsel
26	1749	Tucker	No counsel
27	1759	Hussain	No counsel leave to appeal granted
28	1760	?	Not listed
29	1762	C and others	Terminating ruling
30	1769		Issue was about his abandonment of the appeal. No appeal allowed
31	1770	Omar	No counsel No
32	1772	Rhoad	No counsel No
33	1773	Palmer	No counsel No
34	1775	Richards	No counsel No
35	1783	Burrell	No counsel No
36	1796	Dillion	No counsel No
37	1800	B	Unfitness to plead appeal Transcript lists name of defendant despite anonymity order (a criminal offence)
38	1830	Dixon	Case adjourned
39	1833	Asghar	Issue whether appeal abandoned
40	1839	Searles	Case adjourned because court unable to make orders requested
41	1845	DZ	Terminal rulings
42	1847	St Regis	Decision whether to certify
43	1851	Clarke	No counsel No
44	1862	Seddon	No counsel No

45	1883	S	Transcript lists name of defendant despite anonymity order (a criminal offence) No counsel
46	1884	Leeds	No counsel
47	1889	Rahman	Application out of time
48	1893	Bahmanzazadeh	Bail hearing
49	1904	Lawenson	No counsel No
50	1905	Boateng	No counsel No
51	1911	Merlin Attractions	Judgment reserved
52	1915	Kader	No counsel No
53	1919	Sheriff	No counsel no
54	1933	Myers	No counsel No
55	1938	Clitheroe	Adjourned
56	1953	Boland	No counsel
57	1955	Kenyon	No counsel
58	1961	?	Not published yet
59	1976	Deacon	No counsel
60	1988	Mulgrew	Court Marshall
61	1980	Rasoul	Cert point of law

1	Case no	Name	Cases excluded because Conviction case
2	1603	Zaragoza	Conviction appeal
3	1605	Barnes	Conviction appeal
4	1608	Lawrence	No counsel application Conviction
5	1615	L(G)	Conviction appeal
6	1623	Ahmed	Conviction appeal
7	1632	W	Conviction appeal
8	1659	Bullas	Conviction appeal
9	1664	C	Conviction appeal
10	1666	H	Conviction appeal
11	1668	Robinson	Conviction appeal
12	1669	Callaghan	Conviction appeal
13	1672	R, Doran etc.	No counsel application Conviction
14	1673	Shanahan	Conviction appeal
15	1713	Brade	Conviction appeal
16	1714	Hussain	Conviction appeal
17	1717	Dao	Conviction
18	1724	Watson	Conviction appeal
19	1747	Liaudanskis	Conviction
20	1755	Clarke	Conviction
21	1756	Goddard	Conviction appeal
22	1761	Dao	Conviction
23	1763	S	Conviction
24	1774	Halling	Conviction appeal
25	1785	Anderson	Conviction
26	1786	Turner	Conviction
27	1789	Jones	No counsel Conviction
28	1790	Restivo	No counsel Conviction
29	1797	H	No counsel Conviction
30	1798	Restivo	No counsel Conviction
31	1800	B	Unfitness to plead appeal Transcript lists name of defendant despite



			anonymity order (a criminal offence)
32	1801	Baker	Conviction
33	1807	H	Conviction
34	1813	Williams	Conviction
35	1816	Khan	Conviction
36	1819	D	Conviction appeal
37	1832	GA	Conviction appeal and no counsel
38	1836	Ali	Conviction
39	1842	Ajmal	Conviction appeal
40	1844	Lilicaslan	Conviction
41	1848	Restivo	No counsel Conviction
42	1849	Majeed	Conviction
43	1850	Jouman	Conviction
44	1852	C	Conviction appeal
45	1859	Sachithanan	Conviction
46	1860	DWG	Conviction
47	1863	Johnson	Conviction
48	1864	F	Conviction. Transcript lists name of defendant despite anonymity order (a criminal offence)
49	1867	LZ	Conviction
50	1869	Koli	Conviction
51	1891	Hasnet	Conviction
52	1892	Ogunyinka	Conviction
53	1894	Dymott	Conviction
54	1897	Birdi	Conviction
55	1903	Smith	Conviction
56	1907	Irvani	Conviction
57	1910	ML	Transcript lists name of defendant despite anonymity order (a criminal offence) Conviction
58	1922	Davison	Conviction
59	1925	Duncan	Conviction
60	1929	Semaj	Conviction
61	1930	Haxell	Conviction
62	1932	Howard	Conviction
63	1937	Jones	Conviction
64	1946	Hunter	Conviction
65	1948	Brennan	Conviction
66	1949	Zahir	Conviction
67	1951	Emmanuel	Conviction
68	1958	Brown	Conviction
69	1959	Bhatti	Conviction
70	1962	Housen	Conviction
71	1963	Birch	Conviction
72	1968	Hanif	Conviction
73	1975	Shabir	Conviction
74	1977	Carter	Conviction
75	1985	Campbell	Conviction
76	1993	Backhouse	Conviction
77	1995	Jones	Conviction