

# THE INVESTIGATION AND PROSECUTION CONFERENCE 2009

NEW POWERS, NEW RESPONSIBILITIES – ASSESSING THE IMPACT

Thursday 11th June 2009

Holiday Inn Bloomsbury, London WC1N 1HT

EARN 5.5 CPD HOURS  
ACCREDITED BY THE SRA /  
BAR STANDARDS BOARD

“An important one day conference assessing the current sea change in the prosecution and investigation of crime”

## HIGHLIGHTS INCLUDE:

- Post-charge questioning
- Information and data sharing
- Collaboration between police forces
- Witness anonymity
- Stop-and-search
- Vulnerable witnesses and defendants
- Taking account of convictions in other EU states
- The rule of law and protecting basic rights

ORGANISED BY JUSTICE  
AND SWEET & MAXWELL



## CHAIRS:

**Roger Smith,**  
Director, JUSTICE  
**Alexandra Marks,**  
Linklaters

## PLENARY SPEAKERS:

**Professor Ed Cape** – University of the West of England  
**David Green QC** – Director, Revenue and Customs Prosecutions Office  
**Sir Ken Macdonald QC** – Matrix, former Director of Public Prosecutions  
**Heather Williams QC** – Doughty Street Chambers

## SPEAKERS:

**Ali Bajwa** – 25 Bedford Row  
**Alison Gerry** – Doughty Street Chambers  
**Kim Hollis QC** – 25 Bedford Row  
**Max Hill QC** – 18 Red Lion Court  
**Shauneen Lambe** – Just for Kids Law  
**Timothy Pitt-Payne** – 11KBW  
**HHJ Peter Rook QC** – Central Criminal Court  
**Ben Summers** – Three Raymond Buildings (from 1 May 2009)



# THE INVESTIGATION AND PROSECUTION CONFERENCE 2009

ORGANISED BY JUSTICE AND SWEET & MAXWELL

THURSDAY 11TH JUNE 2009, HOLIDAY INN BLOOMSBURY, LONDON WC1N 1HT

## ENSURE YOU ARE AWARE OF THE NEW LEGISLATION AND CASE LAW

The recent past has seen significant additions to the powers available to investigators and prosecutors. And the pace of change is set to continue, if not quicken. Hot on the heels of the *Counter-Terrorism Act 2008* and the *Criminal Evidence (Witness Anonymity) Act 2008* come the Policing and Crime Bill and the Coroners and Justice Bill. And new legislation has brought important new case-law such as *Mayers*, *Van Colle* and *R(B) v DPP*.

## ASSESS THE IMPACT ON YOUR WORK

These new powers – and their associated limits and obligations – will have a direct effect on the day-to-day work of key professionals in the criminal justice system, and those assessing the legality of their acts:

- **The police** – must be certain that evidence is gathered legally
- **Prosecutors** – must ensure that sensitive material is dealt with in a way that upholds fair trial rights
- **Defence lawyers** – must be aware when evidence may be inadmissible, or authorities open to judicial review
- **Civil and public lawyers** – must know when acts or omissions by investigators and prosecutors are open to challenge via the Human Rights Act, judicial review or under civil law

## BE READY TO IMPLEMENT THE NEW REGIME

The *Investigation and Prosecution Conference 2009* brings together *the* leading authorities to examine these complex issues from each of the relevant perspectives.

**Specialist breakout sessions** will cover the key areas in particular detail:

- **Witness protection**
- **Information sharing**
- **Vulnerable witnesses and vulnerable defendants**
- **Investigating and prosecuting terrorism offences**

The conference will provide you with a highly focused analysis of the latest developments and their implications for your work – and help you assess what the immediate future may hold.

## KEY TOPICS WILL INCLUDE:

- **New powers, new responsibilities** – how will the new regime respect the rule of law and protect basic rights?
- **Post-charge questioning** – how does the government plan to build on the provisions in the *Counter-Terrorism Act*?
- **Information and data-sharing** – the *Counter-Terrorism Act* created new powers, how will the Policing and Crime Bill take these further?
- **Anonymous witnesses** – the *Criminal Evidence (Witness Anonymity) Act* created a temporary new regime, how will this be changed by *Mayers* and the Coroners and Justice Bill?
- **Stop and search** – what is the effect of changes to PACE Code A?
- **Vulnerable witnesses and defendants** – what are the implications of *R(B) v DPP* and the Coroners and Justice Bill?
- **Collaboration between police forces** – what are the latest proposals on this?
- **EU convictions** – what will be the effect of proposals in the Coroners and Justice Bill?

## WHO SHOULD ATTEND:

- **Prosecutors**
  - Crown Prosecution Service
  - Serious Fraud Office
  - Revenue and Customs Prosecutions Office
- **Senior Investigating Officers**
  - Police
  - Customs
  - Serious Organised Crime Agency
- **Government lawyers and advisers in:**
  - Treasury Solicitors Department
  - Home Office
  - Ministry of Justice
- **Police lawyers**
- **Lawyers in private practice, specialising in:**
  - Criminal defence
  - Public law
  - Actions against the police
- **Policy-makers**
- **Academics**



Legal Hub is an innovative new online resource for the legal profession incorporating the Bar Directory and the Expert Witness Directory.

Whether you are looking to market your services, find other legal professionals or access training and development tools to enhance your practice, Legal Hub is the place for you. Go to [www.legalhub.co.uk](http://www.legalhub.co.uk) today!



JUSTICE is a UK-based charity. It promotes access to justice, human rights and the rule of law – through research, education, lobbying and interventions in the courts. JUSTICE relies on its members and supporters for the funds to continue its work. Members receive priority notice of JUSTICE activities and are entitled to discounts on publications and events – including this conference. For more information visit [www.justice.org.uk](http://www.justice.org.uk)

EARN 5.5 CPD HOURS

## PROGRAMME

9.00 REGISTRATION WITH COFFEE

9.30 Morning plenary session:

Chaired by **Roger Smith**, Director, JUSTICE

**Introduction from the Chair**

**PROSECUTORS: ROLES AND RESPONSIBILITIES**

**Sir Ken Macdonald QC**, Matrix, former Director of Public Prosecutions

**David Green QC**, Director, Revenue and Customs Prosecutions Office

10.30 QUESTIONS & DISCUSSION

11.00 COFFEE BREAK

11.15 MORNING BREAKOUT SESSIONS

[choose one session from the following two]

**1 WITNESS PROTECTION**

**Kim Hollis QC**, 25 Bedford Row

**Alison Gerry**, Doughty Street Chambers

This session will look at witness anonymity following *Davis* and the Criminal Evidence (Witness Anonymity) Act 2008, as well as forthcoming provisions in the Coroners and Justice Bill. The issue of investigators' duties to witnesses will also be discussed, particularly in the light of the *Van Colle* case.

Chaired by **Sally Ireland**, JUSTICE

**2 INFORMATION SHARING**

**Timothy Pitt-Payne**, 11KBW

**Ben Summers**, Three Raymond Buildings (from 1 May 2009)

Investigators now have a variety of powers and duties to share information with each other and other agencies. This session will discuss case-law demonstrating the limits to those powers. It will also include discussion of new measures mandating consideration of convictions in other EU member states and widening circumstances under which information can be shared between the public and private sectors.

Chaired by **Jodie Blackstock**, JUSTICE

12.30 LUNCH

13.30 AFTERNOON BREAKOUT SESSIONS

[choose one session from the following two]

**3 VULNERABLE WITNESSES**

**HHJ Peter Rook QC**, Central Criminal Court

**Shauneen Lambe**, Just for Kids Law

Investigators and prosecutors now have a range of powers to enhance the quality of evidence from child witnesses, mentally vulnerable adults, and others eligible for special measures. How can best evidence be obtained while preserving fair trial standards? And what happens when the defendant is vulnerable in turn?

Chaired by **Ruby Hamid**, 18 Red Lion Court

**4 INVESTIGATING AND PROSECUTING TERRORIST OFFENCES**

**Max Hill QC**, 18 Red Lion Court

**Ali Bajwa**, 25 Bedford Row

Terrorist offences trigger specific powers including extended detention and post-charge questioning, and often involve Public Interest Immunity and sensitive material. How should special powers be used to ensure that evidence remains admissible? What special considerations apply during the disclosure process? These questions and others will be discussed in this session.

Chaired by **Eric Metcalfe**, JUSTICE

14.45 TEA BREAK

15.00 Afternoon plenary session:

Chaired by **Alexandra Marks**, Linklaters, Member of JUSTICE Executive Board

**THE DEFENCE PERSPECTIVE**

**Professor Ed Cape**, University of the West of England

15.30 THE CIVIL LAW PERSPECTIVE

**Heather Williams QC**, Doughty Street Chambers

16.00 QUESTIONS & DISCUSSION

16.30 CLOSE OF CONFERENCE

**TO BOOK YOUR PLACE COMPLETE THE BOOKING FORM OVERLEAF.**

FOR ADDITIONAL ENQUIRIES ONLY: CALL (020) 7393 7859  
OR EMAIL [conferences@sweetandmaxwell.co.uk](mailto:conferences@sweetandmaxwell.co.uk)

# The Investigation and Prosecution Conference 2009

THURSDAY 11TH JUNE 2009  
HOLIDAY INN BLOOMSBURY, CORAM STREET, LONDON WC1N 1HT

SWEET & MAXWELL

Material No.: 344480

Please complete a separate form for each delegate, photocopy if necessary

Details

Title	First name	Surname
Job title		
Organisation		
Nature of business		
Address		
		Postcode
Tel	Fax	
E-mail		
Dietary requirements		
Morning breakout session		
1st choice	2nd choice	
Afternoon breakout session		
1st choice	2nd choice	

Fees

Please tick only one box

**Standard Delegate Fee:** **£399.00 + £59.85 VAT = £458.85**

**Fee for members of JUSTICE:** **£325.00 + £48.75 VAT = £373.75**

**(saving £74.00 + VAT – JUSTICE annual membership £60.00 – for more information visit [www.justice.org.uk](http://www.justice.org.uk))**

*Fees include course materials and refreshments. Once payment has been received a VAT receipt will be issued.*

**I am unable to attend. Please send me the Conference Documentation.**

(Subject to our 30 day Satisfaction Guarantee applicable to EU customers only)\*

**£125.00** (this product is zero VAT rated and the price includes delivery) Material No.: 331828

Total Fees Payable (please complete)

£

Payment and payer details

**Please invoice my organisation**

**Using my account number (if known):**

**P O number (if relevant):**

**Please charge my credit card:**  American Express  Visa  Mastercard  Switch/Maestro

NO.

**START DATE**     **EXPIRY DATE**     **ISSUE NO.**     **(Switch/Maestro only)**

Card billing address (if different from above)

**I enclose a cheque payable to Sweet & Maxwell for £**

Signature  Date

Print name

Payer name (if different from delegate/organisation specified above)

Payer address (if different from delegate/organisation specified above)

All orders are accepted subject to the terms of this booking form and our Terms of Trading (see [www.sweetandmaxwell.co.uk](http://www.sweetandmaxwell.co.uk)).  
By submitting this order form, I confirm that I accept these terms and I am authorised to sign on behalf of the customer.

Incomes Data Services Ltd (Company No. 913794, Registered in England & Wales. Registered Office and address for service: 100 Avenue Road, London NW3 3PF) is part of Thomson Reuters.

Thomson Reuters (Legal) Limited is a registered data controller under number Z7602050.

Your information will be added to the marketing database and will not be given to third parties without your prior consent. Your information will be used to send you relevant marketing and informational material on our products and services.

If you do not wish to receive information about products and services from the following please tick the relevant box(es)

Sweet & Maxwell  W Green  Incomes Data Services

If you do not wish to receive information from other companies in Thomson Reuters please tick here

If you do not wish to receive information from JUSTICE please tick here

For a detailed privacy statement, a copy, or correction of your information please write to Marketing Information, 100 Avenue Road, London NW3 3PF or call 0207 393 7000.

UK VAT is charged on all Bookings at the prevailing rate. UK VAT Number: GB 900 5487 43. Irish VAT Number: IE 9513874E. For customers in an EU member state (except UK & Ireland) please supply your VAT number.

VAT No.

Rates, prices, discounts, dates and other information are subject to change at anytime without prior notice.

The price charged to customers, irrespective of any prices quoted, will be the price specified in our price list current at the time of despatch of goods, as published on our website unless the order is subject to a specific offer or discount in which case special terms may apply. Goods will normally be despatched within 6 working days of availability.

\* Our customer promise means that if you are not totally satisfied with the goods you have ordered you are protected under our 30-day satisfaction guarantee. As long as the goods are returned within 30 days of the date of the invoice, in good resaleable condition and according to our returns procedure (as supplied with the conference documentation), your order will be cancelled and you will owe nothing or will be refunded the price of the goods. Applicable to EU customers only.

The Thomson trademark and Star Design are trademarks of Thomson Finance S.A. used herein under licence.

## How to book

### Post

Conferences & Courses  
Sweet & Maxwell  
Freepost  
PO Box 2000  
Andover  
SP10 9AH  
United Kingdom

### Fax

020 7393 8051

### Online

[www.legalhub.co.uk/events](http://www.legalhub.co.uk/events)

For enquiries, please call  
020 7393 7859 or  
email [conferences@sweetandmaxwell.co.uk](mailto:conferences@sweetandmaxwell.co.uk)

Promotion code

(please quote in all correspondence):

## BOOKING TERMS AND CONDITIONS

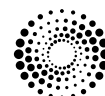
Payment must be made before the conference, unless specific arrangements have been made to the contrary. A VAT invoice will follow acknowledgement of booking. Once submitted this booking form constitutes a firm booking which can only be cancelled in accordance with our cancellation policy set out below. Once we receive your booking form we will send you a booking acknowledgement, with directions to the venue. This will be emailed to you from our parent company, Sweet & Maxwell. If you have not received this acknowledgement prior to date of the conference, please contact us on 020 7393 7859.

### Cancellation Policy

Bookings may only be cancelled by written notice (by fax to 020 7393 7790 or email to [conferences@sweetandmaxwell.co.uk](mailto:conferences@sweetandmaxwell.co.uk)) received by us not less than 10 working days before the date of the conference 28th May 2009. This must be followed by a telephone call to us to confirm receipt. You will then be sent a refund of your delegate fee, less an administration charge of £50 + VAT for each delegate booking that is cancelled. Telephone cancellations will not be accepted. Refunds of delegate fees for late cancellations (i.e. cancellations other than in accordance with the above paragraph) will not be given. Failure to attend the conference will constitute late cancellation and payment will still be due or forfeited if already paid. We reserve the right to change the programme, date, content, price, speakers and venue as necessary; or cancel the conference totally in which case we will refund any payment made in respect of the cancelled conference.

### Substitute Delegates

Substitute delegates can be accepted at any time, without charge. Please telephone the Conference Administrator on 020 7393 7859 to let us know the name of the substitute.



THOMSON REUTERS