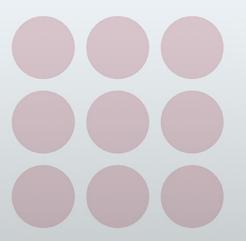
Peter Cadwallader

YEAR OF CALL 1973

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AREAS OF EXPERTISE

Regulatory and Professional Discipline Group, Criminal



Criminal CV

Specialist Areas of Practice

Criminal Law. In particular complex and serious crime.

Peter Cadwallader has experience in most court levels, including the Magistrates' Court, County Court, Crown Court, Administrative Court, Court of Appeal (both Civil and Criminal Division) and the Supreme Court (House of Lords as it was then). His range of practice in recent years has included murder; attempted murder; manslaughter; human trafficking; sexual offences, particularly involving children and vulnerable witnesses; major drug cases including importation; high level frauds and money laundering along with associated ancillary proceedings under the Proceeds of Crime Act. His cases have required extensive knowledge and experience in disclosure, Public Interest Immunity and applications to stay for abuse of process. He has experience in cases closely linked with foreign jurisdictions, including experience with foreign telephone intercepts and its admissibility in those jurisdictions and therefore within England and Wales. He has regularly dealt with cases in which cell site evidence has been significant. He has been led on many occasions, but more recently has either acted alone or frequently as a Leading Junior.

Notable Cases:

- *R v Kassar and others* Instructed as Junior Counsel for the main defendant, which then concerned the largest known drugs importation (cocaine) into the United Kingdom (£644 million). Since then he has regularly acted in major criminal trials.
- R v Redford and others Peter Cadwallader was a led junior in this case and concerned a gangland murder. It involved CCTV footage and the identification of motor vehicles at night through expert evidence of minute detail, including headlight positions as well as precise timings.
- *R v Matthews and others* Peter Cadwallader was a led junior and it concerned a planned execution of a gang member or rival. Initially the body was not found. The case involved extensive tracking of mobile telephone calls through cell site evidence. There was a vast amount of unused material covering about 12 phases with many thousands of pages of documents.
- *R v Stellenfeld* This was an historical sexual abuse case (including rape) in which there were 13 complainants. The defendant had audio taped some of the sexual abuse. All the witnesses were very vulnerable with extensive medical problems, including psychiatric matters. There were extensive social service and medical records to review and many

difficult areas of disclosure. Peter Cadwallader acted as Leading Junior.

- *R v Gavin Noakes and others* Four defendants involved in an armed robbery. There was a use of a handgun. Conspired to rob the Abbey National at Haslingden. Highly sensitive case. The defendants were trapped by the Police and tried to escape in their stolen cars. The Police opened fire on one of the cars hitting the driver with three bullets. He survived, but was seriously injured and has now some permanent disability. The firearms officers required anonymity under the new legislation. Evidence included observation and cell site evidence.
- R v Sarah Watson & Others Peter Cadwallader acted as Leading Junior. The deceased had sexually assaulted the Watson's 13 year old son. It was alleged that the Watsons with others went round to the deceased's flat and tried to enter in order to attack him. He tried to escape by climbing or jumping from the balcony. He fell to his death. This was an unlawful act manslaughter case and a main issue was causation.
- *R v Morris & Others* Three trials arising out of the same drugs seizure. Peter Cadwallader acted as Leading Junior. 844 kilograms of cannabis were recovered by the Police with a value of between £2.5 million and £4.2 million. The drugs were imported from Spain. Evidence included brief Police observation evidence; telephone evidence linking many of the conspirators; extensive telephone intercept evidence from Spain. There was extensive unused material.
- R v Greenhalgh & Others This was an extensive fraud in which the principal defendant forged artwork and antiquities. The most famous forgery was the "Armarna Princess" (accepted by the British Museum and Christie's as an ancient sculpture, probably of a daughter of the Pharough Akhenaton and Queen Nefertiti). Others forged works deceived major auction houses and international experts as far afield as the United States and Dresden. The forged works included the Risley Park Lanx (accepted as a Roman silver plate found in the 18th century which subsequently disappeared), the Assyrian Reliefs and works by Gauguin, Otto Dix, Brancusi, Henry Moore, Barbara Hepworth and Thomas Moran. It was a high profile case that has led to a number of TV programmes.
- *R v Flannery & Others* Peter Cadwallader did an extensive pre-charge advice (2008). He acted as Leading Junior for the Crown. The case was about a waste disposal fraud at Trafford Metropolitan Borough Council and concerned the work force from labourers to higher management. He advised on whether there was sufficient evidence; the nature of the charges and who should be charged. There were 21 potential defendants. He advised on evidence. Until the successful conclusion of the case (2010/2011) he continued to advise in writing.
- R v David Cullen & Others This was a money laundering case by the family of a professional bank robber. Peter Cadwallader acted as Leading Junior
- *R v Fahy* The complainant suffered severe brain damage which was permanent. An important issue was causation. The medical evidence included reports from a Consultant Neorsurgeon, Consultant Neurologist and Consultant Neuroradiologist. Peter learnt about eclapsia, pre-eclapsia, posterior reversible ecephalopathy sydrome, diffuse axonal brain damage, the brain generally and the effects of alcohol and cocaine on the brain. All relevant to the issue of causation. Peter drafted precise questions to be placed before the doctors in the preparation of a final joint report.

Following the introduction of the Crime and Disorder Act 1998 which brought in anti-social behaviour orders and sex offenders orders (as they were then) Peter acted for the Chief Constable of Greater Manchester in many of the earliest applications. This was when the law was new and legal challenges many, especially on Human Rights issues and the legislation's compatibility with the new Human Rights Act 1998. In particular Peter acted as above in the case of PL Jones (application for a sex offenders order). He appeared at first instance. On appeal he acted alone and the appellant was represented by King's Counsel and Junior Counsel. The central issues were Human Rights and the legislations compatibility with Artcile 6 of the Convention. The matter went on appeal to the Divisional Court when Peter was led. He prepared the Court documents, including Skeleton Arguments.

In the case of McCann (the leading authority on Anti-Social Behaviour Orders) Peter appeared for the Chief Constable on the appeal to the Crown Court where he acted alone. He was led in the Divisional Court, the Court of Appeal (Civil Division) and the House of Lords. When led he prepared documentation for Court, including the response to the

Appellants' Petition to the House of Lords. The issues were (almost) exclusively concerning Human Rights to such an extent that Liberty was given leave to intervene. The issues in the House of Lords were: (1) whether such proceedings are civil or criminal within the domestic law; (2) even if civil in domestic law whether it had a criminal character in accordance with the autominous concepts of Article 6, so that the additional protection afforded by Article 6(2) and (3) applied. It required an extensive review of the European Jurisprudence on the meaning of "criminal charge"; hearsay and standard of proof.

Quotes

"His practice includes drugs cases, money laundering and all types of sexual offences."

- Legal 500 2015

"9 St John Street's Peter Cadwallader has a strong reputation for large-scale fraud work."

- Legal 500 2013

"recommended"

- Legal 500 2012

"Recommended for serious criminal defence matters."

- Legal 500 2011