



## **Nigel Lickley QC**

Call 1983, Silk 2006

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### **Qualifications**

LLB, University College London 1982

Since taking Silk in 2006 Nigel Lickley QC has appeared in cases reflecting his work as a junior in the field of Regulatory Crime and Confiscation.

He has appeared in the following cases:

***R v ROKBUILD Ltd and Blackmore 2007*** (Health and Safety prosecutions following serious accident at MOD site)

***R v Rochester 2007*** (Confiscation hearings after earlier convictions for importation / supply of cocaine)

***R v Simon Michael 2007*** (Confiscation hearings after earlier convictions - Advanced fee fraud)

### **Health and Safety**

Before taking silk in 2006 Nigel Lickley QC developed a practice in regulatory crime including Health and Safety Offences, European Milk Quota Fraud (Intervention Board now DEFRA), DTI (company and director offences) and in a number of multi defendant cases particularly for HM Customs and Excise and the CPS. Prior to the combined list of Crown advocates (junior counsel to the Crown) he was appointed grade A for both the DTI and HM Customs and Excise.

His workload also included cases that concerned drug importations, VAT fraud (MTIC) and evasion offences. Given that workload he has extensive experience of criminal matters.

In his early practice at the Bar he also benefited from a civil law background particularly in the field of personal injury and clinical negligence providing a valuable background in industrial accident litigation and the associated issues of causation, breach of duty and foreseeability.

He lectures on the issue of Disclosure in criminal cases and last did so in April 2007 when addressing and presenting a paper to the Western Circuit established practitioners CPD course at the University of the West of England. Cases include:

***R v ROKBUILD Ltd and Blackmore 2007*** Prosecutions for offences relating to serious accident resulting in a 22 year old labourer being left paralysed. Issues arising included ? supervision, training, contractual obligations in a multi-agency situation, method statements and risk assessments, inductions, corporate responsibility, pre tender assessments, and reporting to HSE.

***SECALT Ltd and others*** . Case concerned double fatality on the Severn Bridge. Issues concerned design of maintenance gantries, use and maintenance of the machinery and corporate responsibility.

### **Proceeds of Crime**

Before taking silk in 2006 Nigel Lickley QC acted in a number of multi defendant cases particularly for HM Customs and Excise and the CPS. The cases concerned drug importations, VAT fraud (MTIC) and evasion offences. Given that workload he has extensive experience of criminal matters and related DTA and CJA confiscation hearings.

***R v Rochester and others*** (2007) Instructed to prosecute the confiscation hearings following earlier convictions for importation of cocaine from Jamaica and money laundering offences. Case concerned large scale benefit and the recovery of hidden assets, properties in the UK, rental income, joint ownership with partners and assets owned

abroad. Maximum term Financial Reporting Order made ? S.76 Serious Organised Crime and Police Act 2005.  
**R v Simon Michael** (2007) Advanced fee fraud. Multiple victims worldwide induced to invest many millions of pounds in non-existent projects or to help others. Complicated banking trail existed with many transfers and withdrawals. Accounts used worldwide. Foreign enquiries particularly in Africa. Lengthy confiscation hearings - hidden assets found to exist.

**R v Emmett and Emmett** - House of Lords [1996] AC 773. Convictions following large scale importation of cannabis into the UK by sea. Appeal concerned assumptions made for purposes of confiscation and their binding effect / Defendant's acceptance of prosecutor's statement and if done as a result of a mistake of law. Use and extent thereof and the limits of agreements for purposes of determining benefit etc.

#### **R v X and Z**

? POCA criminal lifestyle allegations following convictions for offences contrary to S.328 POCA and for harbouring drugs. Complicated issues arising from enquiries into assets, employment, family, property, foreign assets etc.

**R v Tiffin and others (11)** 2005 ? Large scale counterfeit cigarette operation. Complicated apportionment issues regarding benefit arose following conviction.

**R v Simon Michael** 2005 ? Multi million pound worldwide fraud involving victims in many countries approached by email to assist in the removal of assets from Africa. Complex asset forfeiture hearings. Case concerned numerous foreign applications for assistance / efforts to locate missing / hidden assets

#### **R v Robertson**

2005 ? Fraudulent trading conviction. Government learning scheme abuse. Complicated confiscation hearings concerned hidden assets, alleged gifts, and foreign bank accounts in false names.

## **Appointments**

Leader of the Western Circuit (effective Oct 2010)

Recorder

Serious Fraud Office Queen's Counsel list

Western Circuit Wine treasurer 1993-1994

Western Circuit Junior 1994-1999

Member Grays Inn Barristers Committee ? 2005 to date

Lectures on criminal law and evidence in the UK and Trinidad and Tobago

Associate member of Devon Chambers Plymouth