

Scottish Legal Aid Board - Model Account
Solemn fees - Criminal Legal Aid (Scotland) (Fees) Amendment (No. 2)
Regulations 2010

Account of Expenses

Incurred By

**The Scottish Legal Aid
Board**

To

ABC Solicitors

H.M. Advocate

Against

John John John

**Legal Aid Ref No:
SL/1234567890**

**Effective Date of Legal
Aid Certificate:
21 November 2008**

**Indictment:
Murder/Attempted
Murder
(High Court Column A)**

Legal Aid Code: 30000

Firm Code: 12345

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Date	Narrative	Times	Outlays	Fees
21.11.08	Attendance at Dumbarton Sheriff Court by Mr Jones - First Appearance.			
	Travel from Glasgow to court	12:50-13:30		38.01
	Attendance with client discussing petition and taking initial instructions – <i>covered by the block fee</i>	13:30-14:00		0.00
	Waiting time	14:00-14:50		38.01
	Attendance at court no plea or declaration was made when client committed for further examination	14:50-15:00		19.00
	Attendance with client discussing procedures to follow and confirming date of next appearance – <i>covered by the block fee</i>	15:00-15:15		0.00
	Return travel to Glasgow	15:15-15:50		38.01
	Mileage incurred – 30 miles		12.00	
22.11.08	Framing application for sanction for defence post mortem – granted by SLAB – <i>covered by the block fee</i>			0.00
22.11.08	Letter to client advising and date of next appearance – 1 page			0.00
27.11.08	Letter of instruction to Prof Black re; defence post mortem and advising			7.20
28.11.08	Attendance at Dumbarton Sheriff Court by Mr Jones – Full Committal			
	Travel from Glasgow to court	11:15-12:00		38.01
	Attendance on client discussing matters and advising in relation to the prospects of bail – <i>covered by the block fee</i>	12:00-12:10		0.00
	Waiting time	12:10-12:30		12.67
		<i>c/f</i>	12.00	190.91

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	Attendance at court where client fully committed, bail refused due to previous conviction on indictment for violence and client remanded	12:30-12:50		38.00
	Attendance on client discussing matters advising as to outcome of court appearance and discussing prospects of bail appeal	12:50-13:05		12.67
	Return travel to Glasgow	13.05-13:40		25.34
	Mileage incurred – 30 miles		12.00	
28.11.08	Petition Fee 1(b) – For all work from taking instructions where the client at the first examination is committed for further examination and not admitted to bail			228.00
29.11.08	Letter to the PF asking for a provisional list of witnesses and also copies of all statements and productions in terms of disclosure procedures. Giving full undertakings regarding the material after it is provided – 1 page			7.20
01.12.08	Telephone call from PF, discussing matters and advising that intend to undertake a defence post mortem and advising	09:30-09:34		2.88
15.12.08	Letter to PF confirming no objections to release of body for burial.			2.88
18.12.08	Perusing and considering post mortem report received from Prof Black (6 pages)	14:30-14.45		12.67
18.12.08	Paid Prof Black Fee for Post Mortem report		£550.20	
23.12.08	Attendance at stage 1 Viper ID Parade Including return travel to Pitt St. (travel 25 mins)	17:00-17:50		114.00
	Return mileage incurred – 4 miles		1.60	
		<i>c/f</i>	575.80	634.55

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30.12.08	Attendance at stage 2 Viper ID Parade Including return travel to Pitt St. (travel 25 mins)	14:30-15:40		126.67
	Return mileage incurred – 4 miles		1.60	
03.01.09	Travelling to HMP Barlinnie	10:20-10:35		12.67
	Waiting at prison and consulting with client discussing outcome of ID Parade and Post Mortem examination – <i>covered by the block fee</i>	10:35-11:30		0.00
	Travelling from HMP Barlinnie	11:30-11:45		12.67
	Return mileage incurred - 6 miles		2.40	
03.01.09	Fee for arranging and attending all meetings, including consultations, in prison with the client after full committal for trial up until the conclusion of the case			437.00
10.01.09	Telephone call with PF re: disclosure position and discussing matters generally	14:45-14:51		7.20
16.01.09	Commencing perusal and consideration of voluminous disclosure statements (500 sheets all told). Perusal in this session 260 sheets of statements	8:00-13:00		253.40
17.01.09	Continued perusal and consideration of disclosure statements. In this session (240 sheets) perused	15:00-19:10		215.39
18.01.09	Telephone attendance with HMP Barlinnie arranging appointment - <i>covered by the block fee</i>	09:45-09:47		0.00
20.01.09	Travelling to HMP Barlinnie - meeting 2 clients, travel apportioned accordingly	15:00-15:20		12.67
		<i>c/f</i>	579.80	1,712.22

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	Consulting with client discussing disclosure statements and taking further instructions - <i>covered by the block fee</i>	15:20-16:00		0.00
	Travelling from HMP Barlinnie – apportioned by 2	16:30-16:50		12.67
	Mileage incurred 6 miles - apportioned by 2		1.20	
02.02.09	Perusal of an additional 6 statements now in and received (25 sheets)	14:10-14:40		25.34
08.02.09	Telephone call with PF and noting likely date for Preliminary hearing. Discussing possible reduction to culpable homicide	12:35-12:48		12.67
08.02.09	Telephone call with clerk to junior counsel arranging consultation	9:40-9:43		2.88
14.02.09	Consultation with Junior Counsel discussing case and background and explaining clients position and noting lines of enquiry to be followed	13:15-13:45		25.34
16.02.09	Travelling to HMP Barlinnie	14:00-14:15		12.67
	Attendance at consultation with client and counsel going over disclosure received to date, explaining line of evidence to be followed – <i>covered by prison block</i>	14:15-15:00		0.00
	Travelling from HMP Barlinnie	15:00-15:15		12.67
	Mileage incurred – 6 miles		2.40	
24.02.09	Perusal and consideration of documentary productions 1-50 inclusive. Thereafter, perusal of productions 37-44 inclusive. (270 sheets) – productions consist of transcripts, medical reports and statements	14:00-16:50 & 19:00-20:00		202.72
			<i>c/f</i>	583.40
				2,019.18

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03.03.09	Perusal and consideration of additional disclosure statements received under cover of PF's letter of the 8 th January (70 sheets)	16:00-18:00		101.36
05.03.09	Continued perusal and consideration of documentary productions namely 51-96 (250 sheets), 97-136 (200 sheets) and all photographs namely 2, 3, 10, 12, 13, 14 15, 45, 46, 48, 49	9:00-13:05 & 14:00-18:50		468.79
06.03.09	Qual time listening to 999 calls and call to Police Centre. Thereafter, listening to PI tapes of client , and 2 co-accused. (4 Tapes in total, running times 45, 15, 75 & 45mins) - Necessary to listen to tapes in light of clients position on lines of enquiry pursued and alleged duress at interview.	9:00-12:00		152.04
10.03.09	Travelling to HMP Barlinnie - meeting 3 clients, travel apportioned by 3	15:00-15:15		4.22
	Waiting and consulting with client discussing productions, going over statements and further lines of enquiry - covered by prison block	15:45-16:20		0.00
	Travelling from HMP Barlinnie - apportioned by 3	17:00-17:22		8.45
	Mileage incurred 6 miles - apportioned by 3		0.80	
20.03.09	Perusal and consideration of additional productions 137-158, received under cover of PF's letter 17 th March (60 sheets)	16:00-17:00		50.68
			<i>cf</i>	584.20
				2,804.72

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22.03.09	Letter to client referring to recent meeting and confirming date fixed for Preliminary Hearing. Advising now read through all the disclosure statements and papers available thus far. We are instructing Snr and Jnr Counsel and confirming identities of same. Once forensic evidence available we shall revert. Confirming we will come down to see him next week to go through productions and photographs to hand - 2 pages			14.40
25.03.09	Perusal and consideration of copy Indictment and associated papers	10:00-10:15		12.67
26.03.09	Telephone call with counsels clerk for senior and junior counsel to attend consultation in prison – <i>covered by prison block</i>	11:25-11:28		0.00
29.03.09	Travelling to HMP Barlinnie	14:00-14:15		12.67
	Attendance at consultation with client and senior and junior counsel taking instruction and noting points in relation to Crown statements and discussing evidence - <i>covered by prison block</i>	14:15-15:25		0.00
	Travelling from HMP Barlinnie	15:25-15:43		25.34
	Mileage incurred – 6 miles		2.40	
05.04.09	Telephone call to PF and noting details of Reporting Officer and discussing	13:00-13:05		7.20
14.04.09	Telephone call with AD discussing matters. Noting developments in relation to co-accused and advising that we will require to take further instructions	10:50-11:00		7.20
16.04.09	Telephone call with clerk to junior and senior counsel arranging consultation	9:00-9:04		2.88
			<i>c/f</i>	586.60
				2,887.08

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16.04.09	Perusal and consideration of disclosure received under cover of PF's letter of the 12 th April namely productions 159-178. (180 sheets)	11:00-13:10		114.03
20.04.09	Letter to enquiry agent with list of witnesses and requesting they arrange for defence statements			1.50
29.04.09	Attendance with senior and junior counsel discussing matters and AD's position and clients position. Discussing way forward and advising as to date for preliminary hearing	11:30-12:10		38.01
03.05.09	Letter to both Snr & Jnr counsel enclosing further papers for briefs x 2			5.76
	Copy papers for Snr & Jnr Counsel. 1436 sheets x 2 – No charge, papers copied by SLAB			0.00
14.05.09	Travelling to HMP Barlinnie	11:00-11:15		12.67
	Attendance with client, senior and junior counsel discussing matters going over further disclosure documents and discussing	11:15-12:00		0.00
	Travelling from HMP Barlinnie	12:00-12:15		12.67
	Mileage incurred – 6 miles		2.40	
17.05.09	Enquiry agents various letters to potential defence witnesses re: precognition appointments x 10			15.00
20.05.09	Letter to co-accused agents Messrs Smith & Co; re: his client and enclosing copy post mortem report			7.20
21.05.09	Enquiry agents obtaining statement from witness Vera Jack	15 mins		12.00
	Return travel Glasgow - Johnstone	50 mins		12.00
	Framing statement – 2 sheets			5.00
		<i>cf</i>	589.00	3,122.92

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	Mileage incurred – 30 miles		12.00	
23.05.09	Enquiry agents obtaining statement from witness John Doe	30 mins		12.00
	Return travel Glasgow – Port Glasgow	60 mins		12.00
	Framing statement – 2 sheets			5.00
	Mileage incurred – 40 miles		16.00	
24.05.09	Perusing witness statements Jack & Doe - 4 sheets	09:00-09:15		12.67
27.05.09	Enquiry agents obtaining statement from witness Mary White	15 mins		12:00
	Return travel Glasgow - Paisley	40 mins		0.00
	Framing statement – 1 sheet			2.50
	Mileage incurred – 20 miles		8.00	
	Enquiry agents obtaining statement from witness David Hurst	20 mins		12.00
	Return travel Paisley - Gourock	50 mins		12.00
	Framing statement – 3 sheet			7.50
	Mileage incurred – 34 miles		13.60	
	Perusing witness statements White & Hurst 4 sheets	09:30-09:45		12.67
29.05.09	Enquiry agents obtaining statement from witness Dennis MacKenzie	15 mins		12.00
	Return travel Glasgow Centre - Maryhill	30 mins		0.00
	Framing statement – 1 sheet			2.50
	Mileage incurred – 10 miles		4.00	
30.05.09	Perusing witness statement MacKenzie	09:00-09:08		12.67
			<i>cf</i>	642.60
				3250.43

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30.05.09	Enquiry agents obtaining statement from witness Luke Robb	60 mins		12.00
	Return travel Glasgow - Helensburgh	90 mins		24.00
	Framing statement – 5 sheets			12.50
	Mileage incurred – 60 miles		24.00	
	Enquiry agents obtaining statement from witness Colin Sommerville	15 mins		12.00
	Travel from witness Robb to witness Sommerville	20 mins		0.00
	Framing statement – 1 sheet			2.50
	Mileage incurred – 3 miles		1.20	
01.06.09	Perusing witness statements Robb & Sommerville 6 sheets	15:20-15:35		12.67
02.06.09	Enquiry agents obtaining statement from witness Barry Boyle	30 mins		12.00
	Return travel Glasgow - Bonnybridge	60 mins		12.00
	Framing statement – 4 sheets			10.00
	Mileage incurred – 40 miles		16.00	
03.06.09	Enquiry agents obtaining statement from witness Faye Wishart	15 mins		12.00
	Framing statement – 1 sheet			2.50
	Enquiry agents obtaining statement from witness Marion Petrie	25 mins		12.00
	Framing statement – 2 sheet			5.00
	Return travel Glasgow - Bothwell	60 mins		0.00
	Mileage incurred – 30 miles		12.00	
05.06.09	Perusing witness statements Boyle, Wishart & Petrie 7 sheets	09:00-09:15		12.67
			<i>cf</i>	695.80
				3,404.27

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08.06.09	Consultation with counsel going over defence statements and arranging locus inspection in light of conflicting evidence which has now come to light	16:00-16:40		38.01
12.06.09	Attendance at Clydebank for Locus inspection with Jnr Counsel along with agent for co-accused. Walking the murder scene through the various streets and considering same in light of client's position and the witness statements and considering evidential significance of same.	10.30-12.15		88.69
	Travel to and from locus inspection (10:10-10:30 and 12:15-12:35)	40 mins		38.01
	Mileage incurred - 20 miles		8.00	
20.06.09	Travelling to HMP Barlinnie	10:00-10:15		12.67
	Taking statement from eye witness Jock Mckay presently remanded in custody. Qualified time engaged due to nature of evidence and importance of witness.	10:15-11:00		38.01
	Framing statement – 5 sheets			12.50
	Travelling from HMP Barlinnie	11:00-11:15		12.67
	Mileage incurred – 6 miles		2.40	
27.06.09	Attendance with AD discussing matters and noting that service of s271 applications were imminent. Briefly discussing culpable homicide. <i>All work chargeable on detailed basis as dealt with at preliminary hearing</i>	15.30-16.10		38.01
	Perusal and consideration of 2 S271 Notices re: vulnerable witnesses	8:30-8.45		12.67
	Letter to both Snr & Jnr Counsel enclosing vulnerable witness Notices re: case.			5.76
			<i>c/f</i>	706.20
				3,701.27

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15.07.09	Revisal of Devolution Minute Drafted by Counsel <i>All work chargeable on detailed basis as dealt with at preliminary hearing</i>			2.88
	Letter to Justiciary, Crown Office, Advocate General, PF, Co-accused agents (3) enclosing above – 7 letters similar in nature			20.16
	Telephone attendance with counsel's clerk noting availability and arranging consultation 10 mins			7.20
16.07.09	Enquiry agents various letters to witnesses re: precognition appointments x 3. Necessary to precognose due to anomalies between disclosed Crown statements and client's/defence witnesses' version of events.			4.50
	Enquiry agents obtaining statement from witness PC Duncan	60 mins		12.00
	Return travel to Govan Police Station	30 mins		12.00
	Framing statement	3 sheets		7.50
	Mileage incurred -10 miles		4.00	
17.07.09	Perusal of statement from PC Duncan – 3 sheets			12.67
18.07.09	Enquiry agents obtaining statement from witness DC Alan	50 mins		12.00
	Framing statement	4 sheets		10.00
	Enquiry agents obtaining statement from witness DC Thomson	45 mins		12.00
	Framing statement	3 sheets		7.50
	Return travel to Govan Police Station	30 mins		12.00
			<i>cf</i>	710.20
				3,833.68

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	Mileage incurred -10 miles		4.00	
	Perusal of statements from DC Alan and Thomson – 7 sheets			12.67
19.07.09	Making 2 copies of statements for counsel 94 sheets			8.46
23.07.09	Travelling to HMP Barlinnie (with counsel discussing preliminary hearing, potential defence witnesses)	11:30-11:45		12.67
	Consulting with client going over statements and discussing forthcoming PH- <i>covered in prison block</i>	11:45-12:45		0.00
	Travelling from HMP Barlinnie	12:45-13:00		12.67
	Mileage incurred – 6 miles		2.40	
01.08.09	Attendance at High Court Glasgow Mr Jones for Preliminary Hearing when same continued to 15.08.09			
	Meeting client and discussing procedures and steps to be taken	09:45-10:00		12.67
	Waiting	10:00-10:25		12.67
	Court Time	10:25-10:45		25.34
	With client after court discussing outcome and further PH for 15th August.	10:45-10:55		12.67
05.08.09	Qual time Mr Jones listening to PI tape 10 mins duration. Additional tape now available.	15:00-15:10		12.67
15.08.09	Attendance at High Court Glasgow Mr Jones for Preliminary Hearing - minute no longer being insisted on and trial fixed for 1.10.09			
	Meeting client and discussing	09:45-10:00		12.67
	Waiting	10:00-10:35		25.34
		<i>cf</i>	716.60	3,994.18

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	Court Time	10:35-10:45		12.67
	Meeting with client after court discussing outcome and confirming details of trial	10:45-11:00		12.67
20.08.09	Perusal and consideration of statements for witnesses disclosed under cover of letter of the 3rd August – 8 sheets	18.00-18:10		12.67
	Letter to Jnr Counsel enclosing additional statements and advising not copied to Snr Counsel given content.			2.88
05.09.09	Perusal of special defence of alibi received from agents for co-accused	17:00-17:05		12.67
	Telephone attendance with Jnr Counsel advising re: above. Noting that he wishes to consult in advance of trial and making arrangements	17:05-17:10		7.20
17.09.09	Citation of 2 defence witnesses – <i>covered by block preparation for trial fee</i>			0.00
18.09.09	Consultation with snr and jnr counsel going over final preparations for trial and discussing matters generally	14:00-14:40		38.01
01.10.09	The fee for preparation, including citing and settling with witnesses, perusing evidence and preparing lines of enquiry and submissions but excluding relative consultations			399.00
01.10.09	Attendance at High Court Glasgow by Mr Jones – Trial day 1			
	Meeting client and discussing	09:45-10:00		12.67
	Waiting time.	10:00-10.30		25.34
	Court time less lunch	10:30-12:30 13:30-16:00		228.06
02.10.09	Preparation subsequent day of trial (1st claim)			152.00
		<i>cf</i>	716.60	4,910.02

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	Attendance at High Court Glasgow by Mr Jones – Trial day 2			
	Meeting client and discussing evidence from previous day and matters generally	09:45-10:00		12.67
	Waiting time.	10:00-10.20		12.67
	Court time less lunch	10:20-12:30 13:30-16:00		240.73
03.10.09	Preparation subsequent day of trial (2nd and final claim)			152.00
	Attendance at High Court Glasgow by Mr Jones – Trial day 3			
	Waiting time.	10:00-10.30		25.34
	Court time less lunch	10:30-12:30 13:30-16:00		228.06
04.10.09	Attendance at High Court Glasgow by Mr Jones – Trial day 4			
	Consulting client prior to court case generally and advising as to evidence to be led	09:50-10:00		12.67
	Court time less lunch Client found guilty of murder and attempted murder – sentence deferred to 2 November 2009.	10:00-12:30 13:30-15:00		202.72
04.10.09	The fee for all work in connection with post conviction discussions and advice, including advising and giving an opinion on the prospects of any appeal			152.00
30.10.09	Travelling to HMP Barlinnie	11:30-11:45		12.67
	Consulting with client discussing reports ad pleas in mitigation – <i>covered by prison block</i>	11:45-12.45		0.00
		<i>cf</i>	716.60	5,961.55

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	Travelling from HMP Barlinnie	12:45-13:00		12.67
	Mileage incurred – 6 miles		2.40	
02.11.09	Perusal of social enquiry report <i>covered by post conviction block</i>			0.00
02.11.09	Attendance at High Court Glasgow by Mr Jones – Deferred Sentence			
	Waiting time.	10:00-10:45		38.01
	Court time Life imprisonment. Client sentenced to 15 years for murder and 7 ½ years for attempted murder to run consecutively.	10:45-11:15		25.34
09.11.09	Travelling to HMP Barlinnie	10:30-10:45		12.67
	Consulting with client, discussing prospects of appeal against conviction and/or sentence. <i>No charge – covered by post conviction block fee</i>	10:45-11:30		0.00
	Travelling from HMP Barlinnie	11:30-11:45		12.67
	Mileage incurred – 6 miles		2.40	
10.11.09	Letter to client advising that there would appear to be no prospects for appeal and advising – 1 page <i>Covered by post conviction block</i>			0.00
Sub-total fees and outlays			£721.20	£6,062.91
Combined total fees and outlays				£6,784.11