



# ST. PAULS CHAMBERS

James Bourne-Arton



**Year Of Call: 2001**

**Date of Birth: 03/08/1977**

**Areas of Practice:**

Crime, Regulatory Offences, Planning and Civil Actions against the Police.

**Crime**

60: 40 Defence to Prosecution

Grade 3 Prosecutor for the CPS

On the Attorney General's "C" list of approved counsel

**Financial Crime**

Experienced in all areas of financial crime for both the Defence and Prosecution. Expertise includes cases relating to cash detention and forfeiture, fraud, copyright, money laundering and confiscation.

Acted in prosecutions brought by the following authorities: CPS, Revenue and Customs, SOCA, DWP, DTI, BERR, NHS and FACT.

**Other areas of Criminal Expertise**

Wide experience of all areas of crime.

Accomplished in dealing with difficult and sensitive cases with an emphasis on client care.

Specific expertise in drug conspiracies and cases involving serious sexual offences. Including young victims of sexual assault.

Adept at dealing with expert evidences both in relation to presentation before juries and cross-examination.

## **Civil**

### **Civil Actions Against the Police**

Regularly instructed on behalf of Claimants in all aspects of civil actions against the police. Through criminal practice has an extensive knowledge of the police codes of practice and procedures. Experienced jury advocate in civil hearings.

### **Regulatory Breach**

As a result of a mixed practice areas of experience cover a wide range of regulations including Health and Safety in the work place, Trading Standards prosecutions and Licensing.

### **Leading Cases**

Operation Riparian – Long firm fraud conducted by seven defendants over a period of four years and using six different companies.

R v Modestas Kilinskas – Allegation of people trafficking from Lithuania for the purpose of sexual exploitation. Acquitted after trial.

R v Mohammed Oly Udin Miah – Conspiracy to steal from Yorkshire Bank.

Operation Portfolio - A multihanded drugs operation. Included complex issues in regard to confiscation.

R v Thompson - Section 18. Acted for Miss Thompson, the issue was causation of the Subdural Haematoma resulting in brain damage. Successful application to dismiss involving analysing complicated medical evidence.

R v Cybaniak - A two handed confidence fraud. Attempts were made to trick old ladies to alter their wills and sell their homes.

RCPO v Young and Yorke - confiscation proceedings for the prosecution involving application to stay proceedings as an abuse of process followed by a lengthy contested hearing.

Operation Nissan – Prosecuted a twelve handed drugs operation. Charges arose from a 4 year surveillance operation.

R v Panesar [2008] EWCA Crim 1643 - confiscation hearing following from Operation Nissan. This was an appeal by the Prosecution to the Court of Appeal to consider whether the equity in a house where some mortgage payments were found to have been funded by illegitimate funds.

R v Boyle [2007] 2 Cr App R(S) 292 – Case involved a car jacking at knife point with a defendant who was suffering from Alcohol Dependence Syndrome.