Advisory Group to FACT

FACT strives to be evidence-based and accurate in such information as it is able to provide within the limits of an unfunded, voluntary body. It is grateful for the unpaid support and advice that a number of experts have generously given over the years and continue to give. FACT’s conference held at the University of Oxford in May 2014 galvanised considerable further support for our concerns and objectives, as a result of which we have established the following group of specialist academics, lawyers and other experts, as a reference point for the committee in checking and accessing information in their areas of expertise.

Please note, the purpose is for advice to the Committee, and members of the group will not generally be available to provide information to individual members of FACT or visitors to our website. Any requests for information should be made via FACT’s secretary: sec@factuk.org or the Helpline: 0843 2892016

Dr Catherine Appleton, Law Faculty, University of Nottingham

Dr Appleton (DPhil Oxford) is Senior Research Fellow at the University of Nottingham. Her research focuses on ‘ultimate penalties’ and the question of how societies respond to their most serious crimes. She has particular interest in international legal trends and the human rights issues that are raised by the sentence of life imprisonment. Her book, ‘Life after Life Imprisonment’ (Oxford University Press) was awarded the 2011 British Society of Criminology Book Prize. She has acted as a research consultant and expert advisor for Amnesty International, Penal Reform International, and the Parole Board for England and Wales.

http://www.nottingham.ac.uk/law/people/catherine.appleton

Mark Barlow, Barrister

Mark is well known to members of FACT, having been one of our supporters and its legal advisor from the very early days of the movement. He practices in England and Wales and Northern Ireland and is recognised as one of the leading counsel in historic allegation of sexual abuse and miscarriages of justice cases. He has been involved in a number of landmark decisions in the Court of Appeal involving historic care home appeals, most notably: R v Joyson [2008] EWCA Crim 3049; R v Sheikh [2006] EWCA Crim 2625; R v Robson [2006] EWCA Crim 2754; R v Brizzalari [2004] EWCA Crim 310; and R v Basil Rigby Williams [2003] EWCA Crim 693. He continues to represent those accused of historic offences both at the Crown and Appeal Courts. Mark is also a direct access barrister.

http://www.gcnchambers.co.uk/barristers/Barlow

Hilary Doherty, Solicitor

Hilary works with Irvine Thanvi Natas Solicitors in London. She is a criminal defence specialist. Although primarily representing clients accused of serious sexual offences her experience in defending cases ranges from minor violence and offences of dishonesty right through to murder, drug offences, serious fraud and money laundering.

http://defendingfalseallegations.co.uk/
Dale Dunlop, Civil Litigation Barrister, Nova Scotia, Canada

Dale Dunlop is a Canadian lawyer with an international reputation who was successful in helping clear the names of over five hundred individuals falsely accused of sexual, physical and psychological abuse. He was also instrumental in getting the Province to appoint Justice Fred Kaufmann to conduct a public inquiry which totally exonerated his clients. See the full report at: http://novascotia.ca/just/kaufmanreport/fullreport.pdf Substantial settlements for all of the clients followed. Dale has since provided advice to clients in Australia, England, Ireland and Portugal. In 2006 Dale visited the UK and spoke at a FACT Conference. http://www.walkerdunlop.ca/lawyers/w-dale-dunlop-qc/

Dr Dennis Eady, Department of Law, Cardiff University

Dennis Eady works as Case Consultant to the Innocence Project at Cardiff University Law School and has been an active campaigner on miscarriage of justice issues for 20 years with South Wales against Wrongful Conviction (formerly South Wales Liberty). He has many years of experience on the topic of miscarriages of justice including the appeal process, particularly the CCRC and applications to them. http://sites.cardiff.ac.uk/experts/dr-dennis-eady/

Professor Chris French, Department of Psychology, Goldsmiths, University of London

Professor Chris French is the Head of the Anomalistic Psychology Research Unit at Goldsmiths, University of London. He is a Fellow of the British Psychological Society, a member of the Scientific and Professional Advisory Board of the British False Memory Society, and an Honorary Member of the Centre for Memory and Law at City University. http://www.gold.ac.uk/psychology/staff/french/

Professor Frank Furedi, author and emeritus professor of sociology at the University of Kent in Canterbury

Dr Frank Furedi is a social commentator and author and emeritus professor of sociology at the University of Kent in Canterbury. He has written widely on the culture of fear. His studies have dealt with the way that fear has dominated discussions of childhood, health, new technology and food. His studies investigate the interaction between risk consciousness and perceptions of fear, trust relations and social capital in contemporary society. His most recent book is On Tolerance: A Defence of Moral Independence, Continuum Press. http://www.frankfuredi.com/
Professor Felicity Goodyear-Smith, Head of Department of General Practice and Primary Health Care, University of Auckland, New Zealand.

Professor Goodyear-Smith is Academic Head of the Department for General Practice and Primary Healthcare in the School of Medicine at the University of Auckland, New Zealand. She is the Editor of the Journal of Primary Health Care. Her research specialisms include: lifestyle risk factors; domestic violence; sexual assault; mental health. She has published extensively. Her books include: *First Do No Harm: The Sexual Abuse Industry* (1993). In the 1990s she helped run a support organisation, COSA (Casualties of Sexual Accusations) in New Zealand, following a huge wave of allegations based on recovered memories, fuelled by Accident Compensation payouts requiring no corroborative evidence. Her new book, *Murder that Wasn’t*, on a recent tragic forensic case in NZ which led to wrongful prosecutions for child sexual abuse and murder, is due to be published soon. [https://unidirectory.auckland.ac.nz/people/fgoo003](https://unidirectory.auckland.ac.nz/people/fgoo003)

Barbara Hewson, Senior barrister at 1 Gray's Inn Square

Called to the Bars of England & Wales (1985), Ireland (1991) and Northern Ireland (2000), Barbara is a civil practitioner, whose cases include regulatory defence work, judicial review, Court of Protection and human rights. She was the first recipient of 'The Lawyer's Barrister of the Year Award', 1998, for her work supporting the rights of pregnant women to refuse medical treatment. She is passionate about due process. Ranked as a leading junior in the Legal 500, Barbara undertakes High Court and appellate advocacy, and has also acted as counsel abroad in the European Court of Human Rights and the High Court/Supreme Court of the Republic of Ireland. She was awarded an honorary Fellowship in Law by the University of Westminster in 2012, and was a founder member, former Chair and Press Officer of the Association of Women Barristers. She is well known for her writing and broadcast interviews on topical legal issues. She is noted for her tenacity and forensic rigour, and for her courage in standing up for the legal principle that for every defendant there should be a 'presumption of innocent until proven guilty'. [http://www.1gis.co.uk/profile-501.html](http://www.1gis.co.uk/profile-501.html)

David Jessel, former broadcaster (*Rough Justice* and *Trial and Error* series), campaigner against miscarriages of justice, then CCRC Commissioner

David is best known for *Rough Justice* and *Trial and Error*, two television series investigating miscarriages of justice. As a result of the evidence he and his team uncovered, some 20 convictions have been overturned. In 2000 he became a Commissioner at the CCRC where he served for ten years. Winner of three Royal Television Society awards, he was also awarded the Bar Council’s Special Award for Journalism, only the second time it had been awarded – the first recipient having been his hero and friend, Sir Ludovic Kennedy. Semi-retired at the age of 68, he is still concerned with justice issues, and contributes to the Justice Gap website. [http://www.davidjessel.co.uk/](http://www.davidjessel.co.uk/)
Margaret Jervis is an independent legal and social researcher who has researched evidential reliability in this field for 25 years. For ten years she has worked as a consultant with solicitor Chris Saltrese on defence case analysis, strategy and appeals in contested sexual allegations in the criminal justice system. Prior to this she was legal affairs adviser at the British False Memory Society. She was originally a specialist social services, crime and social policy journalist. She has written numerous articles on the subject of evidential reliability, recovered/false memory and systemic flaws in the criminal justice system including the 2005 campaign reform document Justice Denied.

Dr Carole McCartney is a Reader in the School of Law, Northumbria University. Previously senior lecturer in criminal law and criminal justice at the University of Leeds, and Bond University, Queensland, Australia. Carole has written on Australian justice, Innocence Projects, miscarriages of justice, policing cooperation, and DNA, forensic science and criminal justice more widely. She established an Innocence Project at the University of Leeds in 2005, and was project manager for the Nuffield Council on Bioethics report 'The Forensic Uses of Bio-information: Ethical Issues' and the Nuffield Foundation project 'The Future of Forensic Bioinformation'. She has also run projects on forensic regulation and recently completed an EU Marie Curie international research fellowship (2009-2012) on 'Forensic Identification Frontiers'. She is working on projects to improve the cross-disciplinary education of law and forensic science students, and the new role of the Biometrics Commissioner.

http://www.northumbria.ac.uk/researchandconsultancy/refprofiles/carolemccartney/

Mark Newby is a Solicitor Advocate and Miscarriage of Justice Lawyer. Mark was admitted in 1993 and has held Higher Rights of Audience since 2004. He is a principal member of QualitySolicitors Jordans and has been involved in representing those falsely accused for many years. Some of Mark’s notable cases relevant to FACT are:

R v Grierson [2005] - CCRC Referral Historic Cases - Law on Delay Clarified;
R v Lay [2005] - CCRC Referral Consecutive sentences to an extended sentence;
R v Robson [2006] - Substantial Historic Case [Acted as Junior Counsel];
R v Sheikh [2006] - Key decision on Historic Cases;
R v Wake [2008] - CCRC Referral on issue of alternative indictments;
R v Joyson [2008] - Historic Care Home Case conviction quashed;
R v KF [2009] - Sexual Offences quashed on basis of fresh gynaecological evidence;
R v France [2010] - Sexual Offences quashed due to fresh evidence;
R v L [2012] - Historic Convictions quashed due to misdirections on complaint evidence;

Mark has particular experience in dealing with the CCRC and persuading them to refer cases after they have decided not to refer. He writes and speaks extensively on miscarriage of justice and false allegations issues.

http://www.qualitysolicitors.com/jordans/our-people/mark-newby
**Professor Heather Piper, Education & Social Research Institute, Manchester Metropolitan University**

Professor Piper has researched aspects of risk and false allegations over a number of years. She has published in this area often with Pat Sikes (e.g. Sikes, P. and Piper, H. [2010] *Researching Sex and Lies in the Classroom: Allegations of Sexual Misconduct in Schools*. Routledge /Falmer). In addition she has been contacted by a number of teachers who have been accused and has written court reports on their behalf and advised solicitors during hearings, resulting in more positive outcomes.  


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**Professor Julie Price, Head of the Pro Bono Unit, Cardiff Law School, Cardiff University**

With a keen interest in Clinical Legal Education, Julie heads the Cardiff Law School Pro Bono “Law in the Real World” schemes, and is jointly responsible (with Dr Dennis Eady) for Cardiff Law School Innocence Project, an educational venture teaming law students with local criminal law practitioners to look at cases involving possible miscarriages of justice. She is responsible for the law school’s Engagement and Employability activities, and is the driving force behind the Welsh Rugby Union/Cardiff University Legal Advice Scheme. This is the partnership launched in November 2012 between the WRU and the law school’s students to deliver free legal advice to WRU-member rugby clubs throughout Wales, supported by practising lawyers in Cardiff. Julie was a Director of Riverside Advice, Cardiff’s largest independent advice agency (2005-2012), a member of the Advisory Board for the Personal Support Unit in Cardiff (2010-2012), is a founding trustee of Reaching Justice Wales, the Welsh Access to Justice Foundation trust ([www.reachingjusticewales.org.uk](http://www.reachingjusticewales.org.uk)), and is on the advisory group of the Centre for Criminal Appeals.  

[http://www.law.cf.ac.uk/contactsandpeople/PriceJA1](http://www.law.cf.ac.uk/contactsandpeople/PriceJA1)

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**Dr Stephanie Roberts, Senior Lecturer, Westminster Law School, University of Westminster**

Dr Stephanie Roberts is a Senior Lecturer at the University of Westminster teaching Criminal Law, Advanced Criminal Law and Criminal Procedure and Evidence. She has a Ph.D. from the LSE for a thesis on the criminal division of the Court of Appeal examining the difficulties factually innocent appellants face overturning their convictions. Her research interests are criminal appeals and miscarriages of justice and she has published widely in this area with particular focus on the factually innocent. In 2006, she created an Innocence Project at the University of Westminster and she has worked as a consultant to JUSTICE on criminal appeals. She is currently working on an empirical research project examining the Court of Appeal’s powers and a comparative study on the criminal appeal process in England and Wales and the United States.  


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**Professor Phil Rumney, School of Law, University of West England, Bristol**

Phil Rumney is Professor of Criminal Justice in the Department of Law, University of the West of England. He has spent 20 years writing about victims of rape and sexual assault. He also has an interest in false allegations of rape and has written several articles on the subject. He is currently involved in an empirical research project that examines the nature of false allegations and the impact they have on those people falsely accused. In addition, he is engaged in a project that examines the stigma that attaches to those accused of serious crimes, including rape and child sexual offences.  

[http://people.uwe.ac.uk/Pages/person.aspx?accountname= campus%5Cp-rumney](http://people.uwe.ac.uk/Pages/person.aspx?accountname= campus%5Cp-rumney)
Chris Saltrese, Solicitor

Chris Saltrese is a criminal defence solicitor who specialises in sexual offence cases nationwide. Chris was a lead solicitor in the Waterhouse Tribunal of Inquiry representing teachers and care workers at the Bryn Estyn community home and represented clients at trial and on appeal in a wide range of historic ‘trawls’. In 2002 he gave evidence to the House of Commons Select Committee inquiry on historic investigations into children's home allegations. The report recommended significant statutory reforms to avoid miscarriages of justice that were not acted on by the Government. His practice extends to all types of sexual and other offences including forensic matters such as DNA, internet and computer evidence and the psychological reliability of testimony. He has written legal articles for *Inside Time* and is regularly consulted by the media for commentary on controversial issues.

http://www.chrissaltrese.co.uk/mail.html

Professor Pat Sikes, School of Education, University of Sheffield

Pat is concerned to ensure that children are safeguarded but does not believe that protection has to be at the cost of teachers being denied justice. She is well aware of the myriad of ethical issues and difficulties around the investigation of allegations of sexual misconduct in schools and is committed to teacher education and research aimed at addressing the problems. Author of Sikes, P. and Piper, H. (2010) *Researching Sex and Lies in the Classroom: Allegations of Sexual Misconduct in Schools*. Routledge/Falmer.

https://www.sheffield.ac.uk/education/staff/academic/psikes

Dr Mark Smith, Head of Social Work and Senior Lecturer, School of Social and Political Science, University of Edinburgh

Mark Smith was a residential care worker and manager over a period of around 20 years. In 2000 he moved to the University of Strathclyde in Glasgow to develop a successful Masters programme in residential child care. He moved to the University of Edinburgh in 2005 and is currently senior lecturer and Head of Social Work there. He became interested in allegations made against care workers when former colleagues and acquaintances became caught up in prosecutions. He has written a number of articles questioning the basis of historical abuse claims. He is currently working and writing with colleagues around a theme of moral panics. A specific ESRC funded project is to collate information regarding allegations of historical abuse made at a former approved school.

http://www.socialwork.ed.ac.uk/people/academic_staff/smith_mark

Natalie Smith, Solicitor

Natalie works with Irvine Thanvi Natas Solicitors in London. She specialises in Criminal Litigation with particular emphasis on the law relating to Sexual Offences, Appeals, Advocacy and Serious Criminal allegations.

http://defendingfalseallegations.co.uk/
Marcus Soanes, Principal Lecturer, The City Law School, City University, London

Marcus teaches on City Law School’s post-graduate Bar Professional Training Course (BPTC) and LLM in Criminal Litigation. He also delivers witness skills training to expert and lay witnesses, and courtroom skills training to the police and other entities. He has research interests in courtroom advocacy as well as complainants and defendants as witnesses within the criminal and civil justice systems. [http://www.city.ac.uk/law](http://www.city.ac.uk/law) [http://www.city.ac.uk/people/academics/marcus-soanes](http://www.city.ac.uk/people/academics/marcus-soanes)

Desmond Thomas, Former Deputy Head of Criminal Investigation Department, Police Service. Honorary Visiting Professor at Cardiff Law School

Des Thomas is a former soldier who joined the police service in 1972, spending his entire 30 year career as a detective. He was variously promoted to Detective Superintendent, Deputy Head of CID, Head of Child Protection, Forensic Science Services, The Fraud and Computer Crime Squads, CID Training and CID Strategy. In 2001, he was appointed Head of Performance Review and Evaluation with responsibility for ensuring the quality and validity of criminal investigations. Des is an active proponent of police reform and has campaigned for a ‘Royal School of Detectives’ charged with independently ensuring the quality, validity and fairness of police and other investigations. Committed to pro bono work, Des reviews alleged miscarriages justice for alleged victims and for university innocence projects. He is a keen supporter of Cardiff Law School Innocence Project and has provided expert advice on Cardiff’s caseload of alleged victims of miscarriages of justice. [http://www.law.cf.ac.uk/contactsandpeople/Thomasdes](http://www.law.cf.ac.uk/contactsandpeople/Thomasdes)

Professor Terry Thomas, Visiting Professor of Criminal Justice Studies at the Leeds Metropolitan University and Associate researcher at University of Leeds.


David Thompson, University of Leeds

David Thompson is a PhD student and Research Assistant at the University of Leeds, currently working on a national research project which is assessing the impact of Circles of Support and Accountability (CoSA) on the reintegration of those convicted of sexual offences in the community. He is the lead researcher on the above research project and has interviewed 30 core members or sex offenders participating in CoSA and 40 volunteers and key stakeholders for the research. His doctoral research is examining Core Members perspectives of participating in Circles of Support and Accountability and its contribution to supporting their reintegration. e has co-authored some articles on the subject of sexual offending and management of people with convictions for sex offences with Terry Thomas. [http://www.law.leeds.ac.uk/people/research-students/Thompson](http://www.law.leeds.ac.uk/people/research-students/Thompson)