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Attorney General's Reference (No.3 of 2000), Re; R. v Looseley (Grant Spencer) (No.2); sub nom. R. v G (Entrapment); R. v Loosley (Grant Spencer) (No.2); R. v Loosely (Grant Spencer) [2001] UKHL 53; [2001] 1 W.L.R. 2060; [2001] 4 All E.R. 897; [2002] 1 Cr.App.R. 29; [2002] H.R.L.R. 8; [2002] U.K.H.R.R. 333; [2002] Crim.L.R. 301; (2001) 98(45) L.S.G. 25; (2001) 145 S.J.L.B. 245; <i>The Times</i> , October 29, 2001; <i>Independent</i> , November 2, 2001; <i>Daily Telegraph</i> , November 6, 2001, HL; reversing [2001] EWCA Crim 1214; [2001] 2 Cr.App.R. 26; [2001] H.R.L.R. 47; [2001] Crim.L.R. 645; <i>The Times</i> , June 27, 2001; <i>Independent</i> , May 25, 2001, CA (Crim Div)	52[H4], 52[H5], 52[19]
Attorney General's Reference (No.45 of 2000), Re; sub nom. R. v West (Stewart Jonathan) [2001] 1 Cr.App.R.(S.) 119, CA (Crim Div)	33[H4], 33[H5], 33[48]
Attorney General's Reference (No.48 of 2000), Re; sub nom. R. v Johnson (Martin Clive) [2001] 1 Cr.App.R.(S.) 123, CA (Crim Div)	77[H5], 77[10]
Attorney General's Reference (No.49 of 2000), Re; sub nom. R. v Louis (Terry) [2001] 1 Cr.App.R.(S.) 122, CA (Crim Div)	92[H5], 92[14]
Attorney General's Reference (No.58 of 2000), Re; sub nom. R. v Wynne (Anthony Vincent) [2001] 2 Cr.App.R.(S.) 19, CA (Crim Div)	99[H5], 99[17]
Attorney General's Reference (No.89 of 2000), Re; sub nom. R. v Jones (Neil Andrew) [2001] EWCA Crim 137; [2001] 2 Cr.App.R.(S.) 65, CA (Crim Div)	4[H4], 4[H5], 4[13]
Attorney General's Reference (No.13 of 2001), Re; sub nom. R. v Cole (John) [2001] EWCA Crim 721; [2001] 2 Cr.App.R.(S.) 112, CA (Crim Div)	107[H4], 107[H5], 107[7]
Attorney General's Reference (Nos 19, 20 and 21 of 2001), Re; sub nom. R. v Byrne (Alan); R. v Field (Jason); R. v C (Craig) (A Juvenile) [2001] EWCA Crim 1432; [2002] 1 Cr.App.R.(S.) 33, CA (Crim Div)	2[H4], 2[H5], 2[27]
Attorney General's Reference (No.25 of 2001), Re; sub nom. R. v Moran (Frank Adam); Moran, Re [2001] EWCA Crim 1770; [2002] 1 W.L.R. 253; [2001] S.T.C. 1309; [2002] 1 Cr.App.R.(S.) 95; [2001] B.T.C. 351; [2001] Crim.L.R. 825; [2001] S.T.I. 1142; (2001) 98(37) L.S.G. 38; (2001) 145 S.J.L.B. 218; <i>The Times</i> , August 8, 2001, CA (Crim Div)	50[H4], 50[H5], 50[31], 50[32], 50[34], 50[37]—50[43]
Attorney General's Reference (No.35 of 2001), Re; sub nom. R. v Girt (Stuart Barry) [2001] EWCA Crim 1271; [2002] 1 Cr.App.R.(S.) 44, CA (Crim Div)	36[H4], 36[H5], 36[14], 13[16]
Attorney General's Reference (No.52 of 2001), Re; sub nom. R. v Lamoon (Johnathon Joe) [2001] EWCA Crim 1906, CA (Crim Div)	84[H5], 84[13]
Attorney General's Reference (No.89 of 2001), Re; sub nom. R. v Barrow (James David) [2002] EWCA Crim 329, CA (Crim Div)	84[H5], 84[11]
Attorney General's Reference (No.90 of 2001), Re; sub nom. R. v Hilton (Mark Simon) [2002] EWCA Crim 3173; [2003] 2 Cr.App.R.(S.) 33, CA (Crim Div)	32[H4], 32[H5], 32[16], 32[22]
Attorney General's Reference (No.100 of 2001), Re; sub nom. R. v Welch (Alfred Robert) [2002] EWCA Crim 294; [2002] 2 Cr.App.R.(S.) 81, CA	

(Crim Div)	27[H5], 27[18], 105[H4], 105[H5], 105[9]
Attorney General's Reference (Nos 148–155 of 2001), Re; sub nom. R. v Russell (Graham); R. v Burwood (James); R. v Jary (Stephen); R. v Tapken (Christopher); R. v Batty (Christopher Andrew); R. v Miller (Christopher Richard); R. v Clements (Paul); R. v Wilson (Mark); R. v Leng (Darren Shaun); R. v Sharp (John Wilson) [2002] EWCA Crim 1313, CA (Crim Div)	46[H4], 46[H5], 46[29]
Attorney General's Reference (Nos 4 and 7 of 2002), Re; R. v Q (Steven James) (A Juvenile); sub nom. R. v Lobban (Adrian Michael); R. v Sawyers (Christopher) [2002] EWCA Crim 127; [2002] 2 Cr.App.R.(S.) 77; [2002] Crim.L.R. 333; <i>The Times</i> , February 11, 2002, CA (Crim Div)	95[H4], 95[H5], 95[9], 95[10], 95[12]—95[14]
Attorney General's Reference (No.82 of 2002), Re; sub nom. R. v M (A Juvenile) [2003] EWCA Crim 1078; [2003] 2 Cr.App.R.(S.) 115, CA (Crim Div)	100[H6], 100[H7], 100[H12], 100[21]
Attorney General's Reference (Nos 120, 91 and 119 of 2002), Re; sub nom. R. v CCE; R. v NJK; R. v TAG [2003] EWCA Crim 5; [2003] 2 All E.R. 955; [2003] 2 Cr.App.R. 9; [2003] 2 Cr.App.R.(S.) 55; [2003] 1 F.C.R. 760; <i>The Times</i> , February 7, 2003, CA (Crim Div)	39[H4], 39[H5], 39[9]
Attorney General's Reference (No.152 of 2002), Re; R. v Cooksley (Robert Charles); R. v Stride (Ian Paul); R. v Cook (Neil Terence); sub nom. R. v Crump (Richard James) [2003] EWCA Crim 996; [2003] 3 All E.R. 40; [2003] 2 Cr.App.R. 18; [2004] 1 Cr.App.R.(S.) 1; [2003] R.T.R. 32; (2003) 100(23) L.S.G. 36; <i>The Times</i> , April 8, 2003; <i>Independent</i> , June 30, 2003 (C.S.), CA (Crim Div)	3[6], 8[H4], 8[H5], 8[9], 8[11], 8[12], 47[H4], 47[H5], 47[2], 47[24], 72[H4], 72[H5], 72[11], 72[12], 72[16]—72[18], 72[21]—72[23], 72[26], 99[H4], 99[H5], 99[10], 99[12], 99[13], 99[15]—99[19]
Attorney General's Reference (Nos 37, 38, 44, 54, 51, 53, 35, 40, 43, 45, 41 and 42 of 2003) (Post-Judgment Discussion), Re; R. v HN; R. v TG; R. v Coles (Dean); R. v RD; R. v Hodgkins (Daniel); R. v EE; R. v EM; R. v AC; R. v TC; R. v JC; R. v GS; R. v DS [2003] EWCA Crim 3045; <i>The Times</i> , October 29, 2003, CA (Crim Div)	39[H4], 39[H5], 39[9], 100[H6], 100[H12], 100[52]
Attorney General's Reference (No.42 of 2003), Re; sub nom. R. v Wheeler (Michael Anthony); Attorney General's Reference (No.39 of 2003), Re [2003] EWCA Crim 3068; [2004] 1 Cr.App.R.(S.) 79; (2003) 147 S.J.L.B. 1208; <i>The Times</i> , October 23, 2003, CA (Crim Div)	74[H4]—74[H6], 74[9], 74[11], 74[12], 74[18]
Attorney General's Reference (No.64 of 2003), Re; sub nom. R. v Britton (Gary Michael) [2003] EWCA Crim 3948; [2004] 2 Cr.App.R.(S.) 38, CA (Crim Div) 37[H4], 37[H7], 37[4]	
Attorney General's Reference (No.73 of 2003), Re; sub nom. R. v Ranganathan (Umaharan) [2004] EWCA Crim 183; [2004] 2 Cr.App.R.(S.) 62, CA (Crim Div) 94[H4], 94[H5], 94[12]	
Attorney General's Reference (No.80 of 2003), Re; sub nom. R. v Harris (Adrian) [2004] EWCA Crim 398, CA (Crim Div)	90[H4], 90[8]
Attorney General's Reference (No.9 of 2004), Re [2005] EWCA Crim 812; 105, CA (Crim Div)	105
Attorney General's Reference (Nos 86 and 87 and 88 of 2004), Re; sub nom. R. v Sellars (Dylan Brian); R. v Broad (Simon Ronald); R. v Matthews (Jamie Lee) [2005] EWCA Crim 527; 91, CA (Crim Div)	91
Attorney General's Reference (Nos 99, 100, 101 and 102 of 2004), Re; R. v Nadarajah; R. v Long; R. v Connell; sub nom. R. v Whiteway [2005] EWCA Crim 294, CA (Crim Div)	82
Attorney General's Reference (No.104 of 2004), Re; sub nom. R. v Garvey (Wayne) [2004] EWCA Crim 2672; [2005] Crim.L.R. 150; (2004) 148 S.J.L.B. 1283; <i>The Times</i> , October 29, 2004; <i>Independent</i> , December 16, 2004, CA (Crim Div) 17[H4], 17[H5], 17[13], 73[H3], 73[H4], 73[5]	
Attorney-General's Reference (No.105 of 2004), Re; sub nom. R. v H [2004] EWCA Crim 3295; 42, CA (Crim Div)	42
Attorney-General's Reference (No.114 of 2004), Re; sub nom. R. v McDowell (Steven) [2004] EWCA Crim 2954; [2005] Crim.L.R. 142; 6; (2004) 148 S.J.L.B. 1316, CA (Crim Div)	6
Attorney-General's Reference (No.118 of 2004), Re; sub nom. R. v Barrett (Michael) [2004] EWCA Crim 3220; 18; (2005) 169 J.P. 51; (2005) 169 J.P.N. 98; <i>The Times</i> , November 29, 2004, CA (Crim Div)	18
Attorney General's Reference (No.119 of 2004), Re [2005] EWCA Crim 69; 52, CA (Crim Div)	52

Attorney General's Reference (No.126 of 2004), Re; sub nom. R. v Portillo (Jose) [2004] EWCA Crim 3218; 20, CA (Crim Div)	20
Attorney General's Reference (No.127 of 2004), Re [2005] EWCA Crim 257; 74, CA (Crim Div)	74
Attorney General's Reference (No.128 of 2004), Re; sub nom. R. v Holness (Peter Phillip) [2004] EWCA Crim 3066; 17, CA (Crim Div)	17
Attorney General's Reference (No.130 of 2004), Re [2005] EWCA Crim 278; 75, CA (Crim Div)	75
Attorney General's Reference (No.134 of 2004), Re[2004] EWCA Crim 3286; 47, CA (Crim Div)	47
Attorney General's Reference (No.141 of 2004), Re; sub nom. R. v Thomas (Kenneth Kince) [2005] EWCA Crim 653; 94; (2005) 149 S.J.L.B. 299, CA (Crim Div)	94
Attorney General's Reference (Nos 144 and 145 of 2004), Re; sub nom. R. v Johnston (George); R. v McShefferty (Jason) [2005] EWCA Crim 280; 77, CA (Crim Div)	77
Attorney General's Reference (No.152 of 2004), Re; sub nom. R. v Packer (Peter) [2005] EWCA Crim 456; 90, CA (Crim Div)	90
Attorney General's Reference (Nos 3 and 4 of 2005), Re; sub nom. R. v Crawley; R. v Llewellyn [2005] EWCA Crim 574; 98, CA (Crim Div)	98
Barton v DPP [2001] EWHC Admin 223; (2001) 165 J.P. 779; (2001) 165 J.P.N. 887, QBD (Admin)100[H6], 100[H7], 100[H12], 100[20], 100[23], 100[24], 100[30], 100[31], 100[35]	
Cullen v Jardine [1985] Crim.L.R. 668, DC.	100[H6], 100[H7], 100[H12], 100[27]
Department for Work and Pensions v Richards; sub nom. R. v Richards (Michael) [2005] EWCA Crim 491; 97; (2005) 149 S.J.L.B. 357; <i>The Times</i> , March 11, 2005, CA (Crim Div).	97
Director General of Fair Trading v Proprietary Association of Great Britain; sub nom. Medicaments and Related Classes of Goods (No.2), Re [2001] 1 W.L.R. 700; [2001] U.K.C.L.R. 550; [2001] I.C.R. 564; [2001] H.R.L.R. 17; [2001] U.K.H.R.R. 429; (2001) 3 L.G.L.R. 32; (2001) 98(7) L.S.G. 40; (2001) 151 N.L.J. 17; (2001) 145 S.J.L.B. 29; <i>The Times</i> , February 2, 2001; <i>Independent</i> , January 12, 2001, CA (Civ Div); (2001) 98(2) L.S.G. 41; (2000) 144 S.J.L.B. 289, Ch D (RPC)	102[H4], 102[H5], 102[14]
DPP v McCabe (1993) 157 J.P. 443; [1992] Crim.L.R. 885; [1993] C.O.D. 15; (1993) 157 J.P.N. 122, DC.	100[H6], 100[H12], 100[26]
DPP v Merriman (John); sub nom. R. v Merriman (John) [1973] A.C. 584; [1972] 3 W.L.R. 545; [1972] 3 All E.R. 42; (1972) 56 Cr.App.R. 766; [1972] Crim.L.R. 784; 116 S.J. 745, HL; reversing [1971] 2 Q.B. 310; [1971] 2 W.L.R. 1453; [1971] 2 All E.R. 1424; 115 S.J. 466, CA (Crim Div)	100[H6], 100[H7], 100[H12], 100[24]
Edwards v United Kingdom (39647/98); sub nom. Lewis v United Kingdom (40461/98) , 15 B.H.R.C. 189; [2003] Crim.L.R. 891; <i>The Times</i> , July 29, 2003, ECHR.	67[H13], 67[15], 67[16], 67[21]
Hodgetts v Chiltern DC; sub nom. Chiltern DC v Hodgetts [1983] 2 A.C. 120; [1983] 2 W.L.R. 577; [1983] 1 All E.R. 1057; (1983) 147 J.P. 372; (1983) 45 P. & C.R. 402; [1983] J.P.L. 377, HL.	100[H6], 100[H12], 100[25]
Jasper v United Kingdom (2000) 30 E.H.R.R. 441; [2000] Crim.L.R. 586, ECHR . 67[H13], 67[15]	
Jemmison v Priddle [1972] 1 Q.B. 489; [1972] 2 W.L.R. 293; [1972] 1 All E.R. 539; (1972) 56 Cr.App.R. 229; [1972] Crim.L.R. 182; 116 S.J. 99, DC.	100[H6], 100[H12], 100[24]
K v Croydon Crown Court [2005] EWHC 478; 96, QBD (Admin).	96
Larusai v Secretary of State for Work and Pensions [2003] EWHC 371, QBD (Admin)	98[H4], 98[H5], 98[11], 98[23], 98[30]
Locabail (UK) Ltd v Bayfield Properties Ltd (Leave to Appeal); Locabail (UK) Ltd v Waldorf Investment Corp (Leave to Appeal); Timmins v Gormley; Williams v Inspector of Taxes; R. v Bristol Betting and Gaming Licensing Committee Ex p. O'Callaghan [2000] Q.B. 451; [2000] 2 W.L.R. 870; [2000] 1 All E.R. 65; [2000] I.R.L.R. 96; [2000] H.R.L.R. 290; [2000] U.K.H.R.R. 300; 7 B.H.R.C. 583; (1999) 149 N.L.J.	

- 1793; [1999] N.P.C. 143; *The Times*, November 19, 1999; *Independent*, November 23, 1999, CA (Civ Div) 102[H4], 102[H5], 102[4], 102[11]
- Millar (David Cameron) v Dickson; Stewart v Heywood; Payne v Heywood; Tracey v Heywood; Marshall v Ritchie [2001] UKPC D4; [2002] 1 W.L.R. 1615; [2002] 3 All E.R. 1041; 2002 S.C. (P.C.) 30; 2001 S.L.T. 988; 2001 S.C.C.R. 741; [2001] H.R.L.R. 59; [2001] U.K.H.R.R. 999; 2001 G.W.D. 26-1015; *The Times*, July 27, 2001, PC (Sc); reversing 2000 J.C. 648; 2000 S.L.T. 1111; 2000 S.C.C.R. 793; [2000] U.K.H.R.R. 776; 2000 G.W.D. 27-1040, HCJ 102[H4], 102[H5], 102[9]
- Practice Direction (Criminal Proceedings: Consolidation); sub nom. Practice Statement (CA (Crim Div): The Consolidated Criminal Practice Direction) [2002] 1 W.L.R. 2870; [2002] 3 All E.R. 904; [2002] 2 Cr.App.R. 35, CA (Crim Div) 55[H5], 55[19], 55[22], 58[H4], 58[19], 63[7], 64[7], 67[64]
- Practice Direction (Criminal Proceedings: Consolidation) (Amendment No.8) [2005] 1 Cr.App.R. 120 55[14]
- Practice Direction (Sup Ct: Crime: Mandatory Life Sentences) (No.1); sub nom. Practice Direction (Criminal Proceedings: Consolidation (Amendment)); Consolidated Criminal Practice Direction (Amendment No.6) (Mandatory Life Sentences) [2004] 1 W.L.R. 1874; [2004] 2 Cr.App.R. 24; *The Times*, May 20, 2004, Sup Ct 12[16]
- Practice Direction (Sup Ct: Crime: Mandatory Life Sentences) (No.2) [2004] 1 W.L.R. 2551; [2005] 1 Cr.App.R. 8; *The Times*, August 2, 2004, Sup Ct 12[5], 75[17]
- R. v Adams (David Anthony); R. v Harding (William Henry) [2000] 2 Cr.App.R.(S.) 274, CA (Crim Div) 34[H4], 34[H5], 34[16], 34[18]
- R. v Adu (Peter); R. v Yeboah (Mustafa) [2005] EWCA Crim 647; 93, CA (Crim Div) 93
- R. v Afonso (Americo); R. v Sajid (Mohammed); R. v Andrews (Douglas) [2004] EWCA Crim 2342; [2005] Crim.L.R. 73; (2004) 148 S.J.L.B. 1120; *The Times*, October 14, 2004, CA (Crim Div) 41[H4], 41[H5], 41[13], 69[H4], 69[H5], 69[7]—69[10]
- R. v Ahmed (Mumtaz); R. v Qureshi (Ghulam); sub nom. R. v Ahmed (Muntaz) [2004] EWCA Crim 2599; [2005] 1 W.L.R. 122; [2005] 1 All E.R. 128; [2005] 1 Cr.App.R.(S.) 123; [2005] 1 F.L.R. 679; (2004) 101(44) L.S.G. 29; (2004) 148 S.J.L.B. 1313; *The Times*, November 3, 2004, CA (Crim Div) 67[74]
- R. v Akyeah (Christiana) [2003] EWCA Crim 1988; [2004] 1 Cr.App.R.(S.) 36, CA (Crim Div) 38[H4], 38[H5], 38[14]
- R. v Alagbala (Michael); sub nom. R. v Alagobola (Michael) [2004] EWCA Crim 89; [2004] 2 Cr.App.R.(S.) 48; [2004] Crim.L.R. 384, CA (Crim Div) 32[H4], 32[H5], 32[19], 32[22]
- R. v Alexander (Adrian Stephen) [1997] 2 Cr.App.R.(S.) 74, CA (Crim Div) 3[H5], 3[10]
- R. v Alexander (James) [2004] EWCA Crim 3398; 49, CA (Crim Div) 49
- R. v Ali (Nasir) [2001] EWCA Crim 2874; [2002] 2 Cr.App.R.(S.) 32, CA (Crim Div) 28[H4], 28[H5], 28[6], 28[8], 28[10], 79[H5], 79[9], 79[10], 96[H4], 96[H5], 96[7]
- R. v Ali (Zuber Makbul); R. v Lotay (Anadeep) [2004] EWCA Crim 2735; 2, CA (Crim Div) 2
- R. v Aliyu (Kazeem Olayiwola) [2001] EWCA Crim 2949; 102, CA (Crim Div) 102
- R. v Allan (John Paul); R. v Bunting (Michael); R. v Boodhoo (Mohammed Noor); sub nom. R. v Allen (John Paul) [2001] EWCA Crim 1027; [2002] 1 Cr.App.R.(S.) 9; [2001] Crim.L.R. 739, CA (Crim Div) 48[H4], 48[H5], 48[10]
- R. v Allen (Wesley) [2005] EWCA Crim 667; 95, CA (Crim Div) 95
- R. v Anderson (Norman) [2005] EWCA Crim 75; 54, CA (Crim Div) 54
- R. v Aramah (John Uzu) (1983) 76 Cr.App.R. 190; (1982) 4 Cr.App.R.(S.) 407; [1983] Crim.L.R. 271, CA (Crim Div) 11[H4], 11[H5], 11[10], 11[11], 11[21], 54[H4], 54[H5], 54[21], 69[H4], 69[H5], 69[6]
- R. v Aranguren (Jose de Jesus); R. v Aroyewumi (Bisi); R. v Bioshogan (Nimota); R. v Littlefield (John); R. v Gould (Robert Sidney) (1994) 99 Cr.App.R. 347; (1995) 16 Cr.App.R.(S.) 211; [1994] Crim.L.R. 695; (1994) 144 N.L.J. 864; *The Times*, June 23, 1994; *Independent*, June 30, 1994, CA (Crim Div) 11[21], 38[H4], 38[H5], 38[11]
- R. v Arif (Mehmet) (1994) 15 Cr.App.R.(S.) 172, CA (Crim Div) 34[H4], 34[H5], 34[9]
- R. v AS, unreported, February 28, 2000 42[H5], 42[22], 42[23]
- R. v Atkinson (Glynn); R. v Smith (Paul) [2004] EWCA Crim 3223; 34, CA (Crim Div) 34
- R. v Atkinson (Michael Frederick) (1993) 14 Cr.App.R.(S.) 182; [1992] Crim.L.R. 749, CA (Crim Div) 67[H13], 67[84], 67[86], 67[88]
- R. v Attuh-Benson (Irene Cynthia) [2004] EWCA Crim 3032; 11, CA (Crim Div) 11

- R. v Avis (Tony); R. v Barton (Richard); R. v Thomas (Gerald John); R. v Torrington (Richard Edward); R. v Marquez (Shaun); R. v Goldsmith (Harold Egan) [1998] 1 Cr.App.R. 420; [1998] 2 Cr.App.R.(S.) 178; [1998] Crim.L.R. 428; *The Times*, December 19, 1997, CA (Crim Div). . . . 6[H4], 6[H5], 6[23], 44[H7], 44[H8], 44[20], 44[30], 61[H4], 61[H5], 61[13]
- R. v B [2005] EWCA Crim 312; 87; (2005) 102(15) L.S.G. 32; *The Times*, March 3, 2005, CA (Crim Div). . . . 87
- R. v B (A Juvenile) [2000] 1 Cr.App.R.(S.) 177, CA (Crim Div). . . . 87[10]
- R. v B (David) [2005] EWCA Crim 158; 65, CA (Crim Div). . . . 65
- R. v Bailey (William) [2004] EWCA Crim 3058; 16, CA (Crim Div). . . . 16
- R. v Bain (Steven) [2005] EWCA Crim 07; 53; (2005) 149 S.J.L.B. 113, CA (Crim Div). . . . 53
- R. v Balasubramaniam (Ravindran); sub nom. R. v Balasubramaniam (Ravidran) [2001] EWCA Crim 2680; [2002] 2 Cr.App.R.(S.) 17, CA (Crim Div) 14[H4], 14[H5], 14[5], 14[6]
- R. v Ballard (Russ Francois)[2004] EWCA Crim 3305; 31, CA (Crim Div). . . . 31
- R. v Barnard (Shaun) [2005] EWCA Crim 268; 81, CA (Crim Div). . . . 81
- R. v Barwick (Robert Ernest); sub nom. R. v Barwick (Robert Earnest) [2001] 1 Cr.App.R.(S.) 129; [2001] Crim.L.R. 52; *The Times*, November 10, 2000, CA (Crim Div). 26[H4], 26[H5], 26[25], 26[26], 67[60]
- R. v Baxter (Robert Peter) [2002] EWCA Crim 1516; [2003] 1 Cr.App.R.(S.) 50, CA (Crim Div). . . . 48[H4], 48[H5], 48[10]
- R. v Beaney (Andrew David) [2004] EWCA Crim 449; [2004] 2 Cr.App.R.(S.) 82; [2004] Crim.L.R. 480, CA (Crim Div). . . . 57[H4], 57[H5], 57[5], 57[6], 57[9], 57[24], 57[26]
- R. v Beckett (Guy Philip) [2005] EWCA Crim 274; 71, CA (Crim Div). . . . 71
- R. v Benfield (Anthony John); R. v Sobers (Leon Anderson) [2003] EWCA Crim 2223; [2004] 1 Cr.App.R. 8; [2004] 1 Cr.App.R.(S.) 52; [2003] Crim.L.R. 811; (2003) 100(36) L.S.G. 38; (2003) 147 S.J.L.B. 906; *The Times*, September 9, 2003, CA (Crim Div). . . . 6[H4], 6[H5], 6[15], 6[18], 25[H4], 25[H5], 25[12], 25[14], 25[16], 25[23]
- R. v Bennett (Andrew) [2005] EWCA Crim 603; 59, CA (Crim Div). . . . 59
- R. v Bennett (Richard Arthur) (1981) 3 Cr.App.R.(S.) 68, CA (Crim Div). . . . 10[H5], 10[17]
- R. v Bilinski (Edward) (1988) 86 Cr.App.R. 146; (1987) 9 Cr.App.R.(S.) 360; [1987] Crim.L.R. 782, CA (Crim Div). . . . 11[H4], 11[H5], 11[21], 38[11], 54[H4], 54[H5], 54[21]
- R. v Billam (Keith) [1986] 1 W.L.R. 349; [1986] 1 All E.R. 985; (1986) 82 Cr.App.R. 347; (1986) 8 Cr.App.R.(S.) 48; [1986] Crim.L.R. 347, CA (Crim Div). . . 33[H4], 33[H5], 33[47]
- R. v Binstead (David) [2005] EWCA Crim 164; 62, CA (Crim Div). . . . 62
- R. v Birch (Beulah) (1990) 90 Cr.App.R. 78; (1989) 11 Cr.App.R.(S.) 202; [1990] 2 Med. L.R. 77; [1989] Crim.L.R. 757; *The Times*, May 4, 1989, CA (Crim Div). . . . 24[8]
- R. v Blewitt (Kevin Stanley) (1994) 15 Cr.App.R.(S.) 132, CA (Crim Div). . . 83[H3], 83[H4], 83[9], 83[25]
- R. v Boodhoo. *See* R. v Allan (John Paul)
- R. v Bott-Walters (John Anthony) [2005] EWCA Crim 243; 70, CA (Crim Div). . . . 70
- R. v Braid (Jonathan) [2002] EWCA Crim 737; [2002] 2 Cr.App.R.(S.) 110, CA (Crim Div) 99[H5], 99[15], 99[16], 99[18], 99[19]
- R. v Bowen (David Henry) [1996] 1 Cr.App.R.(S.) 63, CA (Crim Div). . . . 48[H4], 48[H5], 48[10]
- R. v Brewster (Alex Edward); R. v Thorpe (Terence George); R. v Ishmael (Mark); R. v Blanchard (Wayne); R. v Woodhouse (Michael Charles); R. v RH (A Juvenile) [1998] 1 Cr.App.R. 220; [1998] 1 Cr.App.R.(S.) 181; [1997] Crim.L.R. 690; (1997) 94(27) L.S.G. 22; (1997) 141 S.J.L.B. 161; *The Times*, July 4, 1997, CA (Crim Div) 36[H4], 36[H5], 36[13]
- R. v Brough (Philip Ian) [1997] 1 Cr.App.R.(S.) 55, CA (Crim Div). . . . 73[H3], 73[H4], 73[10]
- R. v Brougham (John Barry) [1996] 2 Cr.App.R.(S.) 88, CA (Crim Div). . . 38[6], 82[H5], 82[32]
- R. v Bryan (Gary David) [2005] EWCA Crim 765; 106, CA (Crim Div). . . . 106
- R. v Bryant (Christopher Paul) (1993) 14 Cr.App.R.(S.) 621, CA (Crim Div). . . 105[H4], 105[H5], 105[8]
- R. v Bulmer (Ralph Henry Victor) (1989) 11 Cr.App.R.(S.) 586, CA (Crim Div). . 73[H3], 73[H4], 73[10]
- R. v Burrows (Lorraine Shirley) [1998] 2 Cr.App.R.(S.) 407, CA (Crim Div) 42[H5], 42[18], 42[23]
- R. v Cardiff City Transport Services [2001] 1 Cr.App.R.(S.) 41, CA (Crim Div). . . 56[H4], 56[H5], 56[19], 56[33], 56[35]
- R. v Chapman (Jamie Lee) [2000] 1 Cr.App.R. 77; [2000] 1 Cr.App.R.(S.) 377; [1999] Crim.L.R. 852; *The Times*, August 2, 1999, CA (Crim Div). . . . 73[76]
- R. v Cheema (Gurmit Singh) [2002] EWCA Crim 325; [2002] 2 Cr.App.R.(S.) 79, CA (Crim Div). . . . 14[H4], 14[H5], 14[5]

- R. v Cheetham (David Edward); R. v Baker (Robert John) [2004] EWCA Crim 409; [2004] 2 Cr.App.R.(S.) 53, CA (Crim Div). 27[H5], 27[17]
- R. v Chrastny (Charlotte Barbara) (No.2) [1991] 1 W.L.R. 1385; [1992] 1 All E.R. 193; (1991) 93 Cr.App.R. 406; (1990-91) 12 Cr.App.R.(S.) 715; (1991) 155 J.P. 854; [1991] Crim.L.R. 721; (1991) 155 J.P.N. 348; *The Times*, March 14, 1991, CA (Crim Div) 67[H13], 67[32]
- R. v Chuni (Narinder) [2000] 2 Cr.App.R.(S.) 64, CA (Crim Div). 20[H5], 20[17]
- R. v Clark (Raymond Dennis) [1996] 2 Cr.App.R. 282; [1996] 2 Cr.App.R.(S.) 351; [1996] Crim.L.R. 448; *The Times*, April 10, 1996, CA (Crim Div) 83[H3], 83[H4], 83[16], 100[H6], H10, 100[H12], 100[8], 100[10], 100[49]
- R. v Cliff (Oliver Lewis) [2004] EWCA Crim 3139; 22; *The Times*, December 1, 2004, CA (Crim Div). 22
- R. v Coleman (Anthony Neville) (1992) 95 Cr.App.R. 159; (1992) 13 Cr.App.R.(S.) 508; [1992] Crim.L.R. 315; *The Times*, December 10, 1991, CA (Crim Div). 27[H5], 27[18], 62[H4], 62[H5], 62[9], 98[H4], 98[H5], 98[13], 105[H4], 105[H5], 105[8]
- R. v Colthrop Board Mills Ltd [2002] EWCA Crim 520; [2002] 2 Cr.App.R.(S.) 80, CA (Crim Div). 56[H4], 56[H5], 56[13], 56[27], 56[29], 56[32]
- R. v Comiskey (David) (1991) 93 Cr.App.R. 227; (1990-91) 12 Cr.App.R.(S.) 562; [1991] Crim.L.R. 484; *Guardian*, December 4, 1990, CA (Crim Div) 26[H4], 26[H5], 26[10], 26[13], 26[18], 26[22]
- R. v Corran (Ben); R. v Cutler (Jason); R. v Heard (Kevin Phillip); R. v Williams (Anthony Michael) [2005] EWCA Crim 192; 73; *The Times*, March 8, 2005, CA (Crim Div). 73
- R. v Corry (Raymond Ronald) [2000] 1 Cr.App.R.(S.) 47, CA (Crim Div). 6[H4], 6[H5], 6[23]
- R. v Cosco (Michael Nicola) [2005] EWCA Crim 207; 66, CA (Crim Div) 66
- R. v Cronshaw (Michael George) [2004] EWCA Crim 2057; [2005] 1 Cr.App.R.(S.) 89, CA (Crim Div). 74[H5], 74[H6], 74[16]
- R. v Cukovic (Vinetu) [1996] 1 Cr.App.R.(S.) 131, CA (Crim Div). 26[H4], 26[H5], 26[14]
- R. v Currey (John Edward) (1995) 16 Cr.App.R.(S.) 421, CA (Crim Div). 67[H13], 67[33], 98[H4], 98[H5], 98[29]
- R. v Dallison (David Jonathon) [2005] EWCA Crim 422, CA (Crim Div) . 95[H4], 95[H5], 95[14]
- R. v Daly (Charles) (1981) 3 Cr.App.R.(S.) 340, CA (Crim Div). 34[H4], 34[H5], 34[9]
- R. v Davies (Craig Darren) [2003] EWCA Crim 850; [2003] 2 Cr.App.R.(S.) 104, CA (Crim Div). 43[H4], 43[30], 43[32]
- R. v Davies (David Patrick) [1996] 1 Cr.App.R.(S.) 28, CA (Crim Div) 1[H4], 1[H5], 1[15]
- R. v Davies (Tarian John) [1998] 1 Cr.App.R.(S.) 380; [1998] Crim.L.R. 75; *The Times*, October 22, 1997, CA (Crim Div) 83[H3], 83[H4], 83[17]
- R. v Dawn (Andrew Stephen) (1994) 15 Cr.App.R.(S.) 720, CA (Crim Div). 3[H5], 3[10]
- R. v Derekis (Theresa Anne) [2004] EWCA Crim 2729; 1, CA (Crim Div) 1
- R. v Dickinson (Neville) [2005] EWCA Crim 289; 78, CA (Crim Div) 78
- R. v Dimsey (Dermot Jeremy) (Appeals against Sentence); R. v Allen (Brian Roger) (Appeals against Sentence) [2000] 2 All E.R. 142; [2000] 1 Cr.App.R.(S.) 497; [2000] Crim.L.R. 199; *The Times*, October 13, 1999, CA (Crim Div) 67[H13], 67[37]
- R. v Din (Ameen); R. v Deb (Peter); R. v Zaheer (Mohammed); R. v Din (Yasin); R. v Najib (Parvaz); R. v Hussain (Sajid) [2004] EWCA Crim 3364; 40, CA (Crim Div) 40
- R. v Djahit (Turkesh) [1999] 2 Cr.App.R.(S.) 142, CA (Crim Div) 41[H4], 41[H5], 41[8], 41[11]—41[13], 41[16], 69[H4], 69[H5], 69[6], 69[7], 69[9], 90[H4], 90[8]
- R. v Dootson (Robert) (1995) 16 Cr.App.R.(S.) 223; [1994] Crim.L.R. 702, CA (Crim Div) . 16[13]
- R. v Doyle (Sandra Esther) [2001] 2 Cr.App.R.(S.) 3, CA (Crim Div) 6[H4], 6[H5], 6[23]
- R. v Druce (Barry) (1993) 14 Cr.App.R.(S.) 691; [1993] Crim.L.R. 469, CA (Crim Div). . . 83[H3], 83[H4], 83[17]
- R. v Dwyer (Monique Zoe) [2004] EWCA Crim 2982; 9, CA (Civ Div) 9
- R. v ESB Hotels Ltd [2005] EWCA Crim 132; 56; (2005) 149 S.J.L.B. 117, CA (Crim Div). . . . 56
- R. v Edwards (Anthony Glen) [1998] 2 Cr.App.R.(S.) 213; [1998] Crim.L.R. 298, CA (Crim Div). 70[H4], 70[H6], 70[11]
- R. v Edwards (Brynley Maldwin) [2001] EWCA Crim 862; [2001] 2 Cr.App.R.(S.) 125, CA (Crim Div). 27[H5], 27[15], 62[H4], 62[H5], 62[9], 105[H4], 105[H5], 105[8]
- R. v Edwards (Glyn) [2004] EWCA Crim 2923; 29; (2004) 148 S.J.L.B. 1433, CA (Crim Div). . . . 29
- R. v Ellingham (Paul Robert) [2004] EWCA Crim 3446; 32, CA (Crim Div) 32
- R. v Elvy (Brian Douglas) [2003] EWCA Crim 2088, CA (Crim Div) . . . 95[H4], 95[H5], 95[12], 95[17]

- R. v Eubank (Winston) [2001] EWCA Crim 891; [2002] 1 Cr.App.R.(S.) 4; [2001] Crim.L.R. 495; *The Times*, May 3, 2001, CA (Crim Div) 6[H4], 6[H5], 6[18], 25[H4], 25[H5], 25[19]—25[23]
- R. v Evans (Bradley) [2001] EWCA Crim 2631; [2002] 2 Cr.App.R.(S.) 12, CA (Crim Div) 107[H4], 107[H5], 107[8]
- R. v Evans (Cheryl Eleanor) [2000] 1 Cr.App.R.(S.) 144; [1999] Crim.L.R. 758; *The Times*, June 8, 1999; *Independent*, June 25, 1999, CA (Crim Div) 100[H6], 100[H12], 100[18]
- R. v F Howe & Son (Engineers) Ltd [1999] 2 All E.R. 249; [1999] 2 Cr.App.R.(S.) 37; (1999) 163 J.P. 359; [1999] I.R.L.R. 434; [1999] Crim.L.R. 238; (1999) 163 J.P.N. 693; (1998) 95(46) L.S.G. 34; *The Times*, November 27, 1998; *Independent*, November 13, 1998, CA (Crim Div) . . . 21[H4], 21[H5], 21[9], 56[H4], 56[H5], 56[13]—56[16], 56[24], 56[26], 56[39]
- R. v Fairhurst (David) [1996] 1 Cr.App.R.(S.) 242, CA (Crim Div) 24[H4], 24[H5], 24[8]
- R. v Fielding (Ian Thomas) [2004] EWCA Crim 502, CA (Crim Div) 61[H4], 61[H5], 61[13], 61[14]
- R. v Flamson (Lee Andrew) [2001] EWCA Crim 3030; [2002] 2 Cr.App.R.(S.) 48; [2002] Crim.L.R. 339, CA (Crim Div) 25[H4], 25[H5], 25[19], 25[22], 25[23]
- R. v Fletcher (Raymond) [2004] EWCA Crim 2959; 4, CA (Crim Div) 4
- R. v Foggon (John James) [2003] EWCA Crim 270; [2003] S.T.C. 461; [2003] 2 Cr.App.R.(S.) 85; [2003] B.T.C. 247; [2003] Crim.L.R. 345; [2003] S.T.I. 295; (2003) 100(15) L.S.G. 25; *The Times*, February 19, 2003, CA (Crim Div) 50[34], 50[37]
- R. v Foote (Terry Andrew) [2004] EWCA Crim 2820; 5, CA (Crim Div) 5
- R. v Fresha Bakeries Ltd; R. v Harvestime Ltd [2002] EWCA Crim 1451; [2003] 1 Cr.App.R.(S.) 44, CA (Crim Div) 56[H4], 56[H5], 56[27], 56[30]
- R. v Friskies Petcare (UK) Ltd [2000] 2 Cr.App.R.(S.) 401, CA (Crim Div) 56[H4], 56[H5], 56[27], 56[28]
- R. v Fuller (James) (1992) 13 Cr.App.R.(S.) 680, CA (Crim Div) 87[10]
- R. v Ganley (Stephen) [2001] 1 Cr.App.R.(S.) 17; *The Times*, June 7, 2000; *Independent*, May 9, 2000, CA (Crim Div) 30[21]
- R. v Garcia (Juan Pareja) (1992) 13 Cr.App.R.(S.) 583, CA (Crim Div) 82[H5], 82[32]
- R. v Gault (Michael Paul) (1995) 16 Cr.App.R.(S.) 1013; [1996] R.T.R. 348; [1995] Crim.L.R. 581, CA (Crim Div) 9[H4], 9[H5], 9[14], 31[12]
- R. v Gibson (Christopher Howard) [1997] 2 Cr.App.R.(S.) 292, CA (Crim Div) . . . 92[H5], 92[10]
- R. v Gilbert (Jeremy Charles) [2001] EWCA Crim 615; [2001] 2 Cr.App.R.(S.) 100, CA (Crim Div) 5[H4], 5[H5], 5[15]
- R. v Gilbert (Martin Roy) [2005] EWCA Crim 789; 108, CA (Crim Div) 108
- R. v Gill and Van Der Leest, unreported, June 16, 1997 82[H5], 82[34]
- R. v Gloucester Crown Court Ex p. McGeary; sub nom. R. v DPP Ex p. McGeary [1999] 2 Cr.App.R.(S.) 263; [1999] Crim.L.R. 430; *Independent*, February 22, 1999 (C.S.), QBD 96[10]
- R. v Goldrick (Valerie May) (1988) 10 Cr.App.R.(S.) 346, CA (Crim Div) . . 37[H4], 37[H7], 37[4]
- R. v Goult (Raymond Arthur) (1983) 76 Cr.App.R. 140; (1982) 4 Cr.App.R.(S.) 355; [1983] Crim.L.R. 103, CA (Crim Div) 48[H4], 48[H5], 48[10]
- R. v Grad (David Karl) [2004] EWCA Crim 44; [2004] 2 Cr.App.R.(S.) 43, CA (Crim Div) 27[H5], 27[17]
- R. v Graham (Edward John) [1999] 2 Cr.App.R.(S.) 312; [1999] Crim.L.R. 677; (1999) 96(14) L.S.G. 31; *The Times*, February 23, 1999, CA (Crim Div) 31[H4], 31[18]
- R. v Grant (Langford) (1986) 8 Cr.App.R.(S.) 4, CA (Crim Div) 52[H4], 52[H5], 52[19]
- R. v Greenall (William) [2004] EWCA Crim 3430; 46, CA (Crim Div) 46
- R. v H; R. v C [2004] UKHL 3; [2004] 2 A.C. 134; [2004] 2 W.L.R. 335; [2004] 1 All E.R. 1269; [2004] 2 Cr.App.R. 10; [2004] H.R.L.R. 20; 16 B.H.R.C. 332; (2004) 101(8) L.S.G. 29; (2004) 148 S.J.L.B. 183; *The Times*, February 6, 2004; *Independent*, February 10, 2004, HL; affirming [2003] EWCA Crim 2847; [2003] 1 W.L.R. 3006; [2004] 1 Cr.App.R. 17; (2003) 100(43) L.S.G. 31; *The Times*, October 24, 2003; *Independent*, November 14, 2003, CA (Crim Div) 67[H13], 67[12], 67[17], 67[21]
- R. v H (Dean Anthony) (A Juvenile) [2001] EWCA Crim 239; [2001] 2 Cr.App.R.(S.) 51, CA (Crim Div) 5[H4], 5[H5], 5[15]
- R. v Hardy (Gary) [2004] EWCA Crim 3397; 48, CA (Crim Div) 48
- R. v Harris (Phillip Geoffrey) [2005] EWCA Crim 775; 103, CA (Crim Div) 103
- R. v Harrison (Christopher Arthur) [1997] 2 Cr.App.R.(S.) 174, CA (Crim Div) 103[H4], 103[H5], 103[12]