



ST. PAULS CHAMBERS

DEREK DUFFY



Personal Details:

D.O.B :- 17/04/1954
Called to the Bar :- 13/03/1997

1980 Admitted as a solicitor
1984 Appointed partner of Walker Morris, solicitors.

Career Details

Professional Experience:

Commercial Crime, Fraud, Tax and Directors Disqualification Proceedings.

Advocacy Experience:

Although only recently called to the Bar I have substantial experience as an advocate. I have made thousands of appearances before the Magistrates Court, Crown Court, County Court, High Court (contested proceedings in chambers), Tribunal, Inquiries and Inquests.

Commercial Fraud

In 1990 I received instructions to act in fraud charges arising out of the “Barlow Clowes Affair”. I was responsible for a team of six lawyers who successfully defended our client. This case involved the examination of millions of documents relating to more than 200 companies throughout the world. This case required an understanding of many complex areas of commercial law and practice.

As the head of Walker Morris Commercial Crime and Fraud unit I have acted in many of the largest regional fraud investigations, often representing those charged. I other cases I have acted for individuals under investigation, (often persuaded the appropriate authority not to proceed or to discontinue prosecutions) Banks, Financial institutions, Companies, Insolvency practitioners, Solicitors accountants and other professionals.

This position has provided me with a unique opportunity to understand and to advise in all aspects of complex fraud including Financial Services, Banking, Insurance, Insolvency, Securities and Exchange, and International Commerce.

In 1996 I was recognised as being one of the region's leading commercial fraud defence lawyers by the Legal 500.

Tax Investigation

I have substantial experience of the VAT and Inland Revenue fraud. I have advised in many substantial tax frauds and have successfully defended prosecutions brought or secured a negotiated settlement.

Corporate Crime

My philosophy is to provide a specialist service to the professional community, companies and their employees including product liability, health and safety, environmental, and corporate manslaughter. For many years I have both prosecuted and defended proceedings brought by the DTI arising from investigations into insolvent companies or individuals. In keeping with this philosophy I have represented clients facing proceedings brought by their regulatory authorities (including Solicitors Disciplinary Tribunal).

Directors Disqualification Proceedings

Directors Disqualification proceedings are and increasingly popular disciplinary measure. I have advised in, and successfully defended, proceedings brought against directors. I am currently instructed in Directors Disqualification proceedings arising from the most complex DTI investigation ever undertaken.

Lectures

I have given a number of lectures in various aspects of fraud and tax defence work. In June I gave a presentation with KPMG, a series of lectures in September 1997 on VAT and IR investigations and proceedings arising there from.

Leading Cases

1. Barlow Clowes (Just about everything! £150M)
2. R v Holden (Financial Services £3.5M)
3. R v McCluskey (Banking, Franchising, Mortgage Stock exchange £40M)
4. R v Harris (SFA, Stock Exchange, Compliance [Mini Baring] £100M)
5. R v Finnigan (Banking, Deposit taking £2M)
6. R v Braund (Advance fee fraud £11.7M)
7. R v Turner (Insolvency, Rogue liquidator)

8. R v Whittaker (Finance, Mortgage, £35M)
9. R v Thistleton (VAT, IR)
10. R v Huggan (Insurance, Fraudulent trading £1M)
11. R v Moran (Advance Fee £100M)
12. R v Sagar (Insolvency, VAT, IR £1.2M)
13. R v Golding (Insolvency, VAT, IR £2M)
14. R v Lytle (Insurance)
15. R v Baxter (Vehicle Finance)
16. R v Davison (PAYE)
17. R v Appleyard (IR, PAYE)
18. R v Cocker (IR, PAYE)