



Johnathan Rees

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A tenant at 5 Paper Buildings since 2001, Jonathan has built up an expert criminal practice specialising in serious fraud, regulatory crime and disciplinary work.

Areas of expertise include:

- White-collar fraud;
- Money-Laundering;
- Trade Mark Act 1994/Copyright, Designs and Patents Act 1988;
- Corporate offences;
- Disciplinary tribunals;
- Environmental Protection Act 1990;
- Water Resources Act 1991
- Licensing Act 2003; and
- Coroner's Court proceedings.

Jonathan is a Grade 4 prosecutor for the CPS in both the London and South Wales areas, and a Grade 4 member of the CPS National Serious Crime Group Advocates' Panel . He has extensive experience in both prosecuting and defending general crime, with particular emphasis on sexual crime, child abuse/cruelty, firearms and drugs.

Jonathan has successfully defended in grade 1 serious fraud office prosecutions, including the IKEA case (2004-2007), and he has a comprehensive knowledge of money-tracing and asset recovery matters.

Local authority expertise includes both civil and criminal proceedings in relation to pollution abatement orders, prosecutions under the Licensing Act 2003 and trading standards proceedings in relation to counterfeiting and piracy.

In relation to disciplinary work, Jonathan's regular instructions include appearing on behalf of Police Federation members facing misconduct hearings under the Police (Conduct) Regulations 2004.

Jonathan has also appeared in high profile courts-martial matters, including the 2005 prosecution of UK soldiers in relation to abuse of Iraqi detainees at the Bread Basket camp, Basra.

Jonathan has appeared at all levels, including the House of Lords, Court of Appeal, the Court Martial Appeal Court, the High Court, the Crown Court and Coroners' Courts.

As a member of both the South Eastern and Wales & Chester Circuits, Jonathan's practice covers the London area and the M4 corridor incl. Reading, Swindon, Bristol, Newport, Cardiff and Swansea.

"He is very thorough; a measured and considered advocate who does his research"

- Chambers UK (2014)

Notable Cases

R v Awomolo [2008] EWCA Crim 1135 – successful appeal against sentence in a case involving mixed verdicts

R v Hauxwell Smith & Others, Birmingham Crown Court - Appeared for the defendant in a Serious Fraud Office prosecution regarding an alleged £15 million fraud against IKEA – resulted in acquittals on all counts;

R v H [2007] 2 AC 270; [2007] UKHL 7 - appeared for the Appellant in an appeal before the House of Lords in relation to the scope of serious fraud preparatory hearings under sections 7 and 9 of the Criminal Justice Act 1987; the House overturned the Court of Appeal line of authority commencing with *Gunawardena* but dismissed the appeal for other reasons; the leading authority on preparatory hearings and interlocutory appeals in criminal proceedings

R v H (Interlocutory application: Disclosure), 1st August 2006, *The Times Law Reports*; [2006] EWCA Crim 1975 - appeared for the Appellant in an appeal in relation to the scope of serious fraud preparatory hearings under sections 7 and 9 of the Criminal Justice Act 1987; Court of Appeal, following *Gunawardena* [1990] 1 WLR 703 and *Maxwell*, unreported, 9th February 1995, held that disclosure was not for a s.7 purpose and therefore could not be appealed under s.9 of the 1987 Act;

R v D, B, S and Y [2006] EWCA Crim 2600 - successful appeal against the conviction of a 16 year old youth for a serious group attack involving weapons (s.18 Offences Against the Person Act 1861);

R v Bartlam (Gary) [2005] EWCA Crim 1801 - appeared for the 1st defendant in the high profile courts-martial of four British soldiers in relation to physical and sexual abuse of Iraqi prisoners in Basra, Southern Iraq; successful appeal against sentence;

R v Bisla & Others, Central Criminal Court, January 2004 to March 2004 - appeared for the defendant in the Southall Broadway murder trial resulting in acquittal;

R v Khan, Aziz & Riaz, Southwark Crown Court, October 2003 to January 2004 - appeared for the prosecution at trial, and in the subsequent confiscation proceedings, in a £1m telecommunications fraud.

Education/Professional

BA Hons (Cantab) – Law; 1st Class; Jesus College

Memberships

- South East Circuit
- Wales & Chester Circuit
- Criminal Bar Association