

# MOIRA MACKENZIE

## YEAR OF CALL

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1999

## EDUCATION

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1991 – 1992 University of Edinburgh  
■ *Diploma in Legal Practice*  
1987 – 1991 University of Edinburgh  
■ *LLB (Honours) 2:1*

## PROFESSIONAL EXPERIENCE

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Nov 97 – Sep 98 Bonar Mackenzie W.S.  
*Assistant Solicitor*  
Nov 95 – Nov 97 Bonar Mackenzie W.S.  
*Trainee Solicitor.*  
Oct 92 – Jun 98 University of Edinburgh  
*Part-time Law Tutor*

## AREAS OF PRACTICE

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Appeals  
Trials  
Human Rights and Devolution Issues  
Health & Safety Prosecutions  
Children's Referrals  
Road Traffic Law  
Proceeds of Crime  
Drugs Offences

## COURTS/TRIBUNAL EXPERIENCE

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All Scottish Courts with particular expertise in the Appeal Court.  
Judicial Committee of the Privy Council / Supreme Court

## SELECTED CASES

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McDonald [Dixon] (2008 S.C.C.R. 954) – Privy Council, duty of disclosure.  
McInnes v HMA (2008 S.C.C.R. 869) – Supreme Court; test for disclosure in Scotland.  
McCreight v HMA ([2009] HCJAC 69) – successful murder conviction

appeal.

Beggs v HMA (2012 J.C. 173) - murder appeal and issue of delay

Gill v Thomson (2012) J.C. 137 - sentencing guidelines for benefit fraud

M v HMA (2012 S.C. (UKSC) 53) – Post-Cadder, right to legal advice before interview.

McCarron v HMA (2012 HCJAC 16) - murder and fresh evidence appeal

McGrory v HMA (2013 SCCR 113) - murder conviction appeal

Duncan v The Scottish Ministers (2014 S.L.T. 531) – Article 5, arbitrary detention.

#### APPOINTMENTS AND MEMBERSHIPS

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Fee Paid Judge of the First Tier Tribunal (Social Entitlement Chamber)

Faculty of Advocates Law Reform Committee

Scottish Criminal Bar Association

#### ADDITIONAL INFORMATION

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Since calling to the bar in 1999 Moira has built up a busy junior practice with particular emphasis on work in the appeal court. Moira is one of the few junior counsel to have appeared before the Judicial Committee of the Privy Council and the Supreme Court.