

HERBERT A KERRIGAN QC

YEAR OF CALL/YEAR OF SILK

1970/1992

EDUCATION

LLB (Hons)	University of Aberdeen
MA	University of Keele
Diploma	Hague Academy of International Law
PG Dip. Practical Theology	University of Oxford

PROFESSIONAL EXPERIENCE

Sometime Lecturer in Criminal Law and Criminology within the University of Edinburgh

Sometime lecturer in Scots Law within the University of Edinburgh

Sometime tutor in Constitutional Law and Evidence and Procedure within the University of Edinburgh

Called to the Middle Temple and member of the Chambers of Mukul Chawla QC (formerly those of Lord Carlyle of Berriew QC) 9-12 Bell Yard, London WC2A 2JR since 1990

AREAS OF PRACTICE

Crime – Trial and Appeal including Murder, Fraud and Embezzlement, Drugs, RTA, Sexual Offences, Firearms and Terrorism, White Collar Crime
Proceeds of Crime
Fatal Accident and Board of Trade Inquiries
Health & Safety Prosecutions
Children’s Referrals and Freeing For Adoption
Church Law
Judicial Review
Human Rights and Devolution Issues
Extradition
Medical Negligence

COURTS/TRIBUNAL EXPERIENCE

Appearances in the Privy Council, High Court of Justiciary Appeal and Trial Courts, Court of Session, General Assembly of the Church of Scotland and Presbyteries, Sheriff Courts, Crown Courts and Magistrates Courts, Fatal Accident Enquiries, Professional Tribunals

SELECTED CASES

HMA v McLeod – Disclosure – Full Bench
Smith v Lees – Definition of Rape – Full Bench
Karling v HMA – Murder Miscarriage of Justice
Asbury v HMA – Murder Miscarriage of Justice
Johnston v HMA – Murder Miscarriage of Justice
HMA v Purcell – Definition of Murder
HMA v Edgar – Murder acquittal – 2009
HMA v Stephen Howie – Attempt Murder acquittal 2009
HMA v Kaingu – Rape acquittal - 2009
HMA v John Murtagh – Disclosure - Privy Council 2009
HMA v Taylor – Murder Acquittal 2011
Howes v HMA – Supreme Court – Extradition 2011
HMA v Archibold Murder Acquittal 2012
Kalyangee v HMA - Filial murder Appeal (Part Involved) 2013
Preparation – Young including in USA
HMA v Carr – High Court Child Abuse Acquittal 2014
HMA v McCourt – Resisted Crown Appeal re Death of Cyclist 2014
HMA v McNicol – High Court Child Abuse Acquittal 2014
HMA v Macdonald – Child Rape Acquittal 2014
Young v HMA Miscarriage of Justice; Case Linkage Analysis 2014

APPOINTMENTS & MEMBERSHIPS

Visiting Professorships in USA

Senior Chaplain to the Rt. Rev. John Cairns, Moderator of the General Assembly of the Church of Scotland 1999-2000

Nominee as Moderator of the General Assembly 2008

PUBLICATIONS

Introduction to Criminal Process in Scotland
The Law of Contempt, Arlidge & Eady (Scottish editor)
The Law of Sport, Grayson (Scottish Contributor)

ADDITIONAL INFORMATION

Herbert Kerrigan is one of the most experienced counsel appearing at the Criminal Bar and also practices at the English Bar. He is an internationally known lecturer who also teaches in the United States. He has a particular interest in forensic aspects of litigation both criminal and civil.

He has featured in a number of leading cases over the years and has both defended and prosecuted in various parts of Britain. His interest and advocacy in Human Rights had led him to successfully defend a capital murder case abroad and to seek their advancement in the Middle East and Africa.

He takes a keen interest in external relations supporting joint Faculty and Middle Temple enterprises and has long been a supporter of the Citizenship Foundation's Mock Trial competition for schools in tutoring in the past and now judging at Scottish and National Finals.

He is Chair of Edinburgh Royal Infirmary Samaritan Society, a member of the Board of Citizen's Advice Edinburgh and of the Thistle Trust.

He has had a longstanding interest in adult education and currently lectures on 'Crime and Punishment' on Enrichment Lectures on ships such as Queen Mary 2, Queen Elizabeth and Queen Victoria and on other Lines.