SCCRC Scottish Criminal Cases Review Commission

SCOTTISH CRIMINAL CASES REVIEW COMMISSION

NEWS RELEASE

The Scottish Criminal Cases Review Commission ('the Commission') has referred the case of Gavin Kelly Murray to the High Court of Justiciary for determination.

In accordance with its statutory obligations, the Commission has sent the statement of reasons for its decision to the High Court, Mr Murray and Crown Office. The Commission has no power under its founding statute to make copies of its statements of reasons available to the public.

On 7 April 2010, at the High Court at Edinburgh, the applicant pled guilty to a charge, among other charges, of assault with intent to rape. The Commission has decided to refer the case to the High Court because it considers that there may have been a miscarriage of justice in respect of the sentence imposed on the assault with intent to rape charge. It considers also that it is in the interests of justice that his case be referred to the High Court for determination.

This release is for information purposes only: its content should not be treated as forming part of the Commission's statement of reasons.

Notes for Editors

The Scottish Criminal Cases Review Commission was established as an independent body on 1 April 1999 to review alleged miscarriages of justice in Scottish convictions and/or sentences. Under section 194 A to L of the Criminal Procedure (Scotland) Act 1995 (as inserted by section 25 of the Crime and Punishment (Scotland) Act 1997), the Commission may refer a case to the High Court if it believes that a miscarriage of justice may have occurred and that it is in the interests of justice that a reference should be made.

The Commission operates with a Board of eight Members, one of whom is the Chairperson, a Chief Executive, a Director of Corporate Services, 2 Senior Legal Officers, 6 Legal Officers and administrative support staff.

In terms of its disclosure policy, the Commission will disclose the fact that a case has been referred. However, as it operates under strict statutory non-disclosure provisions, the Commission will not disclose any further information about such cases. The Commission will not release any information regarding cases in which no referral has been made or in respect of cases under review.

For any further general information about the Commission please contact Mr Chris Reddick, Director of Corporate Services, SCCRC, 5th Floor, Portland House, 17 Renfield

Street, Glasgow, Tel: 0141 270 7030, e-mail: creddick@sccrc.org.uk or visit the Commission's website at www.sccrc.org.uk