



Judicial Recusals 2017

DATE	COURT & TYPE OF ACTION	JUDGE	CASE NAME & REF	MOTION BY & REASON
30/01/17	Edinburgh Sheriff Court (criminal)	Sheriff Crowe	Robert Wylie (EDI 2016 012008)	**Ex proprio motu; Sheriff previously presided over criminal matter involving accused, which might reasonably be thought to influence any decision in the present case
13/02/17	Portree Sheriff Court (civil)	Sheriff Taylor QC	T v U*	Ex proprio motu; Sheriff previously dealt with a criminal case involving parties
23/02/17	Inverness Sheriff Court (civil)	Sheriff Fleetwood	Ashwin Bantwal v Vrishali Shenoy	Ex proprio motu; Sheriff presided over a jury trial involving parties
29/03/17	Perth Sheriff Court (civil)	Sheriff Wade QC	Drysdale Motorcycles v Derek Annand & Edwin McLaren (SE9/15)	Ex proprio motu; Sheriff, in her previous role as advocate depute, was heavily involved in preparing the prosecution of one of the parties in the action

06/04/17	Kilmarnock Sheriff Court (civil)	Sheriff Foran	Lynsey Henderson v NHS Ayrshire & Arran Health Board (KIL-PD55-14)	Pursuer's motion granted; A witness was a former client of the Sheriff in previous role in private practice
04/05/17	Elgin Sheriff Court (criminal)	Sheriff Paspornnikov	PF Elgin v Douglas Welsh (ELG2017-000441)	Ex proprio motu; Sheriff had previous knowledge of the parties through a Children's Hearing matter
16/05/17	Banff Sheriff Court (criminal)	Sheriff Mann	PF Banff v Kate Law (x2) (BAN-2016-172) (BA16000365)	Ex proprio motu; Sheriff personally known to relatives of the accused
12/06/17	Glasgow Sheriff Court (civil)	Sheriff Platt	Lucy Bruce v Andrew Bruce (GLW-F619-14)	Ex proprio motu; Sheriff personally known to a witness
04/08/17	Forfar Sheriff Court (civil)	Sheriff Murray	Dundee Joinery Limited v Mike Hall (FFR-SG157-17)	Defender's motion granted; Sheriff had acted on behalf of the Pursuer in a civil action against the prospective Lay Representative as a Defender prior to him being appointed as a Sheriff
14/08/17	Elgin Sheriff Court (civil)	Sheriff Paspornnikov	Ann Hawksley v Gordonstoun Schools Limited (ELG-A80-16)	Ex proprio motu; Sheriff has previous knowledge of the parties
23/08/17	Kilmarnock Sheriff Court (civil)	Sheriff McFarlane	V v W*	Ex proprio motu; Sheriff has previous involvement with the parties

05/09/17	Edinburgh Sheriff Court (Civil)	Sheriff Tait	W v X*	Ex proprio motu; The outcome of previous proceedings involving one of the parties might reasonably be thought to influence any decision in the present case
10/10/17	Alloa Sheriff Court (Children's Hearing)	Sheriff Mackie	Y v Z*	Ex proprio motu; Appeal arises as a direct consequence of a decision of the same Sheriff
18/10/17	Aberdeen Sheriff Court (criminal)	Sheriff McLaughlin	Bosede Obe Oghughu (SCS/21017-080483)	Ex proprio motu; Sheriff previously presided over a trial involving the same accused and same witnesses.
23/10/17	Dumbarton Sheriff Court (civil)	Sheriff Pender	Promontoria v Colin & David Wilson	Ex proprio motu; Personally known to a party in the action
30/10/17	Wick Sheriff Court (criminal)	Sheriff Berry	Robert John Sutherland	Ex proprio motu; Family personally known to Sheriff
14/12/17	Dundee Sheriff Court (criminal)	Sheriff Way	HMA v Megan Sandeman (DUN2017-002839)	Defence motion granted; Written material sent to the court for the Sheriff's attention, also enclosed in a victim impact statement provided by the Crown, may reasonably have impugned the Sheriff's impartiality
19/12/17	Wick Sheriff Court (criminal)	Sheriff Berry	PF Wick v Ian Stuart Sinclair	Ex proprio motu; Sheriff personally known to a witness

*Parties anonymised due to sensitive nature of case

**Of the judge's own accord