

Fraudulent Collusion between NatWest Bank and Solicitors on HM Guernsey, Channel Islands

1981. A veterinary surgeon, an old University mate and previous employee, is ill; so he needed Maurice Kirk urgently to run his veterinary practice for a few weeks. This developed into a partnership with 'first option to purchase' of the other partner's interest, should one or other retire or die. This document was drawn up by local advocate ACK Day, signed and implemented with commitment for one to serve the island of Alderney as circumstances allowed.

1983. Illness returned to the original sole owner, causing hospitalisation, and relying heavily on his partner at a critical time, when both the National Westminster Bank, the mortgager on the practice property, *Les Eturs* and his recently divorced wife were harassing him over money. It exacerbated both the length of the illness and the money problems.

A branch practice had just been opened in St Sampsons so, as a temporary measure, each partner ran the two buildings separately, but continued the partnership, bringing in a locum veterinary surgeon from the main land.

Advocates for both partners, from the very same legal practice, *Ozanne, Van Leuven and Perrot*, quite unbeknown to Maurice that his mate was even represented by lawyer Perrot, allowed a deal to be struck with the locum, *Alistair McCrae*, to purchase the veterinary business, freehold, stock and equipment without the surviving partner, Maurice Kirk's prior knowledge or consent! The sick partner retired and returned to the United Kingdom after the business deal was done, inflicting serious financial hardship on an already sick man.

When, eventually, a practice creditor contacted Mr Kirk, over a minor outstanding debt, he, by contacting the manager of the National Westminster Bank, established that the bank had been in full collusion with the unlawful transaction only achieved by the exploitation of a temporarily mentally sick veterinary surgeon. The fraudulent move was to the detriment of the surviving partner, as well, with considerable financial loss but benefit of the above, namely, a lying lot of lawyers, *Alistair McCrae*, ex wife, *Carol Blackwell* and the bank.

Maurice Kirk immediately caused, by filing relevant papers, for the Royal Court to register a '*prohibitive injunction*' upon the trespass of his property, theft of drugs and personalty. The HM Bailiff refused to uphold the '*Clamour de Haro*' raised, much to the shock and indignation of many islanders understanding the significance of such an abuse of law.

Obtaining the evidence was achieved by a £200 petty debt claim, much later, heard in court against *McCrae*, for stealing a portion of the veterinary drugs. *McCrae* was made, on oath, to produce the written contract, originally drawn up by the Island advocates stating that should Maurice Kirk become aware of the sale and be successful in reversing the sale, his now retired partner was to return the derisory £16,000 purchase price back to *McCrae*. Despite complaints, everywhere imaginable, no criminal or civil proceedings were instigated by the Insular Authorities, *Law Society* or *Royal College of Veterinary Surgeons* about this clear and wide spread abuse of process.

1984. *ACK Day* soon became a HM Prosecutor for the island and instructed the further falsification of documents to occur, this time in the face of Royal Court, that achieved an almost thirteen month prison sentence for Maurice Kirk, switching the charge from '*disorderly conduct*', with a maximum fine of £200 to one of '*contempt of court*'. *Day* did not end it there. He and *De Vic Cary*, the other HM Prosecutor, ensured that sixty-three of Mr Kirk's letters were stopped leaving the prison to MPs, his UK lawyers and helpers needed to pursue his partnership swindle. Instead they were diverted to the HM prosecutors' office where they stayed until Mr Kirk's release. His own advocate, in *Ozanne Van Leuven and Perrot*, a *Peter Ferbrache*, refused ever to visit his client, in prison, throughout the partnership court battle, despite the personal pleas of *McKenzie Friend*, *Gerald Gillow* or the concerned prison governor, *Mr Crowson*.

A 35 day hunger protest followed, before Maurice finally accepted the evilness of tax havens, driven purely by avarice.

Both *George Foulkes MP* and *Alf Dubbs MP* caused questions to be asked in the House while *BB2's* 'Out of Court' controversial TV documentary, on the blatant human rights infringements in a British island, is still ringing in many ears!

