



**HM Courts
& Tribunals
Service**

Mr. Gerrard McKay
25, Spinningfields,
Vermont Street,
Bolton,
Lancashire,
BL1 3BB.

**Bury & Rochdale Magistrates'
Court**
The Courthouse
Tenters Street
Bury
BL9 0HX

DX 706215 BURY 2

T [telephone number]
F [fax number]
E [e-mail address]
@hmcts.gsi.gov.uk

www.justice.gov.uk

18TH JANUARY 2012.

Our ref:
Your ref: A/c Number
01708856H

Dear Mr. McKay,

Re: Distress warrant in respect of £210.

I acknowledge receipt of your recent letters.

It is not the case that the court has ignored your correspondence as you allege. Indeed, I am aware that the Legal Team Manager (Mr. Wills) has written to you on two occasions requesting that you make contact with him. To date, Mr. Wills has not received any contact from you.

As Court Manager at this court, I must inform you that I was not involved in the initial decision to impose the financial penalty upon you, nor any subsequent dealings to enforce the debt against you, and this would include the courts decision to issue the distress warrant. My limited understanding of this debt is that the fine was imposed at Bolton Magistrates' Court on 21 February 2002 and that the present distress warrant was issued on 21 September 2011.

I have passed all your correspondence to Mr. Wills and it is he who you need to contact on 0161 447 8606 if you wish to make progress in this matter. I do not wish to be discourteous, but Mr. Wills is better placed to deal with your issues than I am.

I request therefore that you contact Mr. Wills at your very earliest convenience to bring this issue to a conclusion.

Yours sincerely,

Julia Webster

Court Manager.



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30th January 2012

Our ref: JW

Your ref: Account Number
010708856H-Aged Debt

Dear Mr. McKay,

Re: Conviction and Sentence of 21 February 2002 for using a motor pickup on Bolton Road on 4th March 1997 without insurance, and failing to surrender to bail in the proceedings.

I am in receipt of your latest letter dated 25th January 2012 concerning the Distress Warrant issued in respect of the unpaid financial penalties imposed in connection with the offences referred to above.

As far as I am aware, you appeared at this court on 21 February 2002 and you entered a guilty plea to the offences of using the aforementioned vehicle without insurance and failing to surrender to bail in the proceedings. The court ordered you to pay a financial penalty totalling £210 and you were disqualified for holding or obtaining a licence for six months under the 'Totting Up' provisions. In addition, you were represented by a solicitor in the proceedings.

The financial penalty remains due and a distress warrant was issued on the 21st September 2011. That warrant (which incidentally is not an arrest warrant) is in the hands of bailiffs and it is the bailiffs who now have the power to seize goods to realise £210.

Despite numerous requests that you contact me or Mr. Wills (Legal Team Manager) you chose to communicate with myself in writing only. Although you are perfectly entitled to do this, it has prevented any meaningful discussions as I am unclear as to why you allege that you do not owe the sum of £210, and why the warrant is 'false'. I would advise you to seriously re-consider your position and make telephone contact with Mr. Wills at your earliest convenience.

If you intend to communicate in writing only, then I would be grateful if you would inform me why you are of the belief that you do not owe the amount due and why you consider the distress warrant to have been wrongly issued.

If it is your contention that it was not you who appeared at court on the 21st February 2002 and that someone else has passed himself off as yourself, then this raises very serious implications and a police investigation will be necessary to ascertain the identity of the person who appeared in court. Those enquiries will be made with the Crown Prosecution Service, the police as fingerprints may have been taken from the person appearing at court, the solicitor who represented the person in court and, of course, the DVLA at Swansea.

Unless you are willing to make telephone contact or provide me with the information I require, I do not intend to enter into any further discussions concerning the decision of the court or the issue of the distress warrant and I would suggest that you contact the Central Enforcement Unit based within Manchester City Magistrates' Court, Crown Square, Manchester, M60 1PR. To resolve any issue concerning the return of the distress warrant to the court, for, as you have been advised previously, the court cannot withdraw the warrant.

Yours faithfully,

Julie Webster

Court Manager.