



1 CROWN OFFICE ROW

## Richard Booth QC

Call: 1993 QC: 2013



Richard Booth QC has practised at 1 Crown Office Row since being called to the Bar by Middle Temple in 1993 and is our current Head of Chambers. He grew up in South Wales before taking degrees in Cambridge and Brussels. As a junior, he had a broad base of advocacy experience in a variety of courts and tribunals the length and breadth of the country.

He specialises in clinical negligence, disciplinary / regulatory law, personal injury (especially brain and sports injuries), costs, inquests and sports law.

Richard is recognised as a 'Leading Silk' in Clinical Negligence and Professional Discipline by Chambers & Partners and is nominated for their 2018 'Professional Discipline Silk of the Year' Award.

Having originally studied Modern Languages at Cambridge, Richard has a good working knowledge of Spanish and French.

*"Intelligent and very easy to work with." "Superb with experts and always well prepared." "Hard-working and very bright."*

**Chambers & Partners 2019**

*'Very client friendly – registrants have great confidence in him.'*

**Legal 2018**

*"He has a very thorough approach and gets on well with clients." "Very approachable and excellent on his feet."*

**Chambers & Partners 2019**

# Clinical Negligence

---

Richard is instructed in cases of the highest value and complexity, his clinical negligence practice is split approximately 50/50 between claimants and defendants. He has a particular expertise in high value clinical negligence claims arising out of a sporting context, involving doctors and physiotherapists.

## Selected Cases

- **W v J [2017]**: advised that successful application be made to strike out mismanagement of concussion claim brought by former Premiership rugby union player against Club doctor.
- **S v K [2016]**: secured substantial settlement for Serbian businessman who had not been given adequate post-operative care following robotically assisted laparoscopic prostatectomy performed privately in Harley Street.
- **T v X Rugby Club & Others [2016]**: secured substantial settlement for rugby international in whom an arm fracture had been missed and who had played on with the fracture for 15 months.
- **Barrett v Sandwell & West Birmingham Hospitals NHS Trust [2015] EWHC 2627 (QB)**: successfully defended blindness claim brought by young diabetic male. Montgomery issues.
- **Owers v (1) Medway NHS Foundation Trust (2) Secretary Of State For Health [2015] EWHC 2363 (QB)**: successfully defended stroke claim and secondary victim psychiatric injury claim.
- **Meiklejohn v St George's Healthcare NHS Trust [2014] EWCA Civ 120**: acted for claimant in hugely complex aplastic anaemia case where true diagnosis came from sample taken for research purposes.

# Professional Discipline & Regulation

---

Richard generally defends healthcare and veterinary professionals before disciplinary tribunals, but has also prosecuted in the First-Tier Tribunal in performers list appeals. Additionally experienced in hearings involving Medical Practitioners Tribunal Service, General Dental Council, General Chiropractic Council, Royal College of Veterinary Surgeons and various sporting bodies.

He was currently nominated for 'Professional Discipline Silk of the Year' Chambers Bar Awards 2018.

## Selected Cases

- **GMC v Ryan (2017) MPTS**: defended the young doctor who had taken the temperature of Ebola nurse Pauline Cafferkey at Heathrow after their return from Sierra Leone.
- **RCVS v NH (2016) (disciplinary Committee of the RCVS)**: Defended experienced veterinary surgeon against serious surgical allegations.
- **Parchure v General Medical Council [2015] EWHC 2850 (Admin)**: represented Consultant Cardiologist on appeal after long hearing before MPTS.
- **GMC v SD (2012-2013)**: represented Consultant Breast Surgeon in 13 week GMC hearing, at the end

of which no disputed charges were found proved.

- **R (Doshi) v Southend-On-Sea Primary Care Trust [2007] EWHC 1361 (Admin):** standard of proof to be applied when quasi-criminal allegations before FHSAA (as was). Acted for PCT.

## Personal Injury

---

Richard is instructed predominantly on behalf of claimants in this field, but has also had a niche practice defending a well-known chain of fitness clubs. He is particularly expert in claims involving brain injury, from the maximally damaged to the subtle presentations.

In the sporting context, Richard has been involved in many serious injury claims over the years involving incidents on the field of play, where the defendants have been both opponents and referees.

### Selected Cases

- **F v B (ongoing):** acting for claimant who lost his spleen following a late challenge in a rugby match.
- **Walford v London General Transport Service Ltd & Another [2013] EWHC 1367 (QB):** acted for brain injured claimant who was hit by a bus outside Liverpool Street station.

## Costs

---

Richard is instructed in complex costs issues, generally arising out of clinical negligence and personal injury claims.

### Selected Cases

- **Malone v Birmingham (2016):** appeal to CA from Cardiff County Court pending on impact of CFA naming wrong defendant.
- **Alan Phillips Associates Ltd v Terence Edward Dowling (T/A The Joseph Dowling Partnership) & Ors [2007] EWCA Civ 64:** Third Party Costs Order against Company Director following architects' negligence claim.

## Inquests

---

Richard is instructed in a range of complex Inquests, often involving extensive medical expert evidence. He is equally instructed by families and healthcare providers.

## Selected Cases

- **Re: JC Deceased (2017):** death from pulmonary embolism following knee replacement surgery in private hospital (Westminster Coroner's Court).
- **Re: Sylvan Money Deceased (2006):** acted for family in 3 week Inquest in Powys Coroner's Court following voluntary patient suicide in Bronllys Hospital, Talgarth.
- **Re: Elmas Ozmicco Deceased (2005):** acted for Public Health England in 3 week Inquest in Kent Coroner's Court following death of Kurdish migrant from necrotising fasciitis after she had travelled across Europe in the back of a lorry.

## Sports Law

---

Richard is instructed in a wide variety of sports injury claims, as well as in disciplinary and regulatory hearings. He has experience of selection disputes (including for a Paralympic squad).

Richard is usually, but not exclusively, instructed on behalf of the injured or aggrieved sports participant.

## Selected Cases

- **F v B (ongoing):** acting for claimant who lost his spleen following a late challenge in a rugby match.
- **W v J [2017]:** advised that successful application be made to strike out mismanagement of concussion claim brought by former Premiership rugby union player against Club doctor.
- **T v X Rugby Club & Others [2016]:** secured substantial settlement for rugby international in whom an arm fracture had been missed and who had played on with the fracture for 15 months.

## Appointments

---

- Recorder (2008 – present)
- Junior Counsel to the Attorney-General's Regional Panel (2000 – 2012)

## Awards

---

- Fellowship of the British Chiropractic Association (2012)

## Education

---

- MA (Cantab)
- Lic. Spec. Dr. Eur. (Brussels)

## Memberships

---

- PNBA
- PIBA
- Active in Wales & Chester Circuit

## Publications

---

- Contributed Chapter to *An Introduction to Human Rights and the Common Law* (Hart Publishing, 2000).
- Co-wrote 'Blanket doping bans and human rights. Does a blanket ban on Russian athletes competing at Rio 2016 contravene human rights law?' *GSL TR* vol. 7 no.4 December 2016