



PAUL GREANEY Q.C

Described in the leading legal directories for 2010 as *“outstanding ... a master of murder, fraud and other serious criminal cases”* and, in relation to medical defence work, *“there is absolutely no one in the same league as him on circuit”*. In 2009, described as *“eloquent and charismatic”* and *“highly sought-after as a result of his lengthy experience and the clarity with which he explains his position”*. In 2008, described in the following terms: *“excels in serious crime”, “his victories speak for themselves”* and *“exceptionally bright and someone who really defends hard”*.

Winner, at the Chambers & Partners Bar Awards 2009, of the award “Criminal Junior of the Year”. These national awards “honour those sets of chambers, silks and juniors who have particularly excelled in their practice areas over the past 12 months”.

Appointed Queen’s Counsel in 2010, the following year.

Appointments

1993	Year of call
2002	Attorney General’s panel of advocates (crime)
2005	Attorney General’s list of special advocates
2010	Queen’s Counsel

Scope of Practice

- Serious crime, principally homicide and organised crime.
- Regulatory crime.
- Disciplinary proceedings, principally police misconduct proceedings and proceedings before the General Medical Council.
- Inquests, principally those involving deaths in police custody and in hospital or in connection with medical treatment and those involving health and safety issues.
- Judicial Review.
- Licensing.

Recommendations for Crime

Chambers & Partners

- In 2010: “... at Park Court Chambers is ‘outstanding junior advocate’ Paul Greaney. He tackles cases for the prosecution and the defence and is a master of murder, fraud and other criminal cases. Commentators note that he has had a particularly good couple of years having appeared in cases such as *R v Norris*, the murder by a nurse of four of his patients” – Top of Band One of criminal juniors.
- In 2009: “eloquent and charismatic” – Band One of criminal juniors.

- In 2008: *“his victories speak for themselves”*.
- In 2007: *“well known for his defence of police officers”*.

Legal 500

- In 2010: recommended criminal junior.
- In 2009: *“Noted criminal practitioner...has successfully modified his Practice into regulatory areas”*.
- In 2008: *“excels in serious crime”*.
- In 2007: *“strong junior”*.
- In 2006: *“now leading in heavy cases”*.

Recommendations for Professional Discipline

Chambers & Partners

- In 2010: *“Paul Greaney of Park Court Chambers is a top choice for medical defence work in the North. ‘There is absolutely nobody in the same league as him on circuit’ say commentators”*.
- In 2009: *“Paul Greaney of Park Court Chambers is a popular choice for serious and long-running issues, rather than more run-of-the-mill cases. He is highly sought-after as a result of his lengthy experience and the clarity with which he explains his position”*.
- In 2008: *“Paul Greaney of 6 Kings Bench Walk is ‘exceptionally bright and someone who really defends hard’. His main set,*

Park Court Chambers in Leeds, is said to be the leading northern set for police disciplinary law and Greaney provides the backbone”.

Experience

Serious Crime

Has prosecuted and defended in many murder and manslaughter cases (including a significant number of cases of gross negligence manslaughter) eg, in recent years:

- *R v Slade and others*: two trials of the leader of an organised crime group lasting together for six months; conspiracy to murder (trial one) and conspiracy to rob (trial two).
- *R v Morley*: murder followed by cannibalistic desecration of body.
- *R v Arza Khan and others*: contract killing; multi-handed prosecution.
- *R v Anthony Davies and others*: murder carried out by organised criminals; nine-handed prosecution.
- *R v Colin Norris*: murder by a nurse of four of his patients and the attempted murder of a fifth; highly complicated medical and expert evidence issues; five month trial.
- *R v Mohammed Niaz Khan and others*: gangland murder; multi-handed prosecution.

- *R v Rahman and others*: murder of a 16 year old boy during gang violence; multi-handed prosecution; resulted, eventually, in House of Lords ruling on joint enterprise in homicide.
- *R v Merrymouth Limited*: gross negligence manslaughter prosecution of a company and its managing director.
- *R v Change of Style Limited*: gross negligence manslaughter prosecution of a company and its managing director.
- *R v English*: murder by a man of his partner.
- *R v Stone* - manslaughter during a fight.
- *R v Clearserve Limited* - gross negligence manslaughter prosecution of a company and its directors.

Has appeared in a number of serious and complicated fraud cases including S.F.O prosecutions, eg.

- *R v M* - serious fraud on an NHS trust.
- *R v M* - managing director accused of a fraud on his own company.

Has appeared on behalf of police officers in many serious cases, including cases in which police officers have been charged with manslaughter and serious corruption, eg.

- *R v Dunn* - police officer charged with gross negligence manslaughter arising out of a death in custody; complex medical issues; the “Christopher Alder” case.

- *R v Hickinbottom* - police officer charged with manslaughter arising out of the death of a released prisoner alleged to have been “dumped” in the middle of nowhere; complex medical issues.
- *R v Henderson* - police officer charged with multiple offences of rape.
- *R v Linscott* - police officer charged with misconduct in a public office arising out of a death in custody.

Has appeared on behalf of members of the legal profession charged with serious criminal offences.

Regulatory Offences

Has been involved in a considerable number of serious and complicated health and safety prosecutions, including cases involving multiple fatalities and complex issues of law. That has involved defending individuals, companies and organisations facing allegations, and prosecuting such cases eg.

- *R v Matrix Direct Recycle Limited and CT*: defence of operations director on charges arising out of mercury poisoning of company employees – 2010.
- *R v Next Distribution Limited*: defence of national company on serious health and safety charges – 2009.
- *R v MacDonald*: defence of prominent distributor of pesticides by DEFRA – 2009.
- *R v H.T.M*: prosecution arising out of a double fatality; Crown Court at Middlesbrough; 2006 - 2007.

- *R v Pola*: defence of a businessman said to be responsible for building work causing an accident which severely disabled a worker; Crown Court at Bradford; 2007; resulted in a Court of Appeal ruling on the ambit of the term “employment” in the 1974 Act.
- *R v Richmond Homes Limited*: defence of a company and its managing director; asbestos case; Crown Court at Leeds; 2006.
- *R v Strimech Engineering Limited*: prosecution of a company in respect of a fatal accident; Crown Court at Wolverhampton; 2006.

Currently instructed to defend the director of a major national company charged with serious health and safety offences and to prosecute a number of significant health and safety cases involving fatalities, all of which are high profile cases.

Inquests

Acts on behalf of police officers, doctors and other interested persons at inquests involving deaths in police custody and in hospital or in connection with medical treatment. That has included:

- Acting on behalf of many custody sergeants in relation to deaths in custody, eg the Christopher Alder Inquest (the longest single death inquest in history).
- Acting on behalf of a police officer involved in the death of a football fan during football violence, the Coles Inquest.

- Also appears on behalf of interested persons at inquests involving complicated health and safety issues. Long experience of acting on behalf of individuals, companies and organisations at such hearings.

Thorough knowledge of the inquest procedure and coronial law and of the Administrative Court procedure and public law relating to inquests.

Disciplinary Proceedings

Has appeared on behalf of accused police officers in most of the misconduct cases involving allegations of serious corruption in the North East in the last 10 years, eg.

- Operations Lancet and Eagle - the proceedings arising out of the investigation into Superintendent Ray Mallon, now the Mayor of Middlesbrough.
- Operations Passport and Visa - the “Cross-Border” case, which concerned allegations that officers supplied drugs and fabricated admissions.
- Has also appeared on behalf of accused officers in other substantial misconduct proceedings, eg. Operation Cosmos (the Tania Moore case).

Judicial Review:

Principally relating to the fields of practice identified above. Cases have included:

- Challenges to inquest verdicts (ex parte Dawson).

- Challenges to decisions of the D.P.P not to prosecute (ex parte M).
- Challenges to the ECHR compatibility of the predecessor body to the IPCC (ex parte Boot).
- Challenges to decisions made in police misconduct proceedings (ex parte Wilkinson).
- Challenges to decisions to use the Regulation 13 procedure (Kay v Chief Constable of Northumbria).
- Challenges to decisions of the GMC, representing the GMC (Evans v GMC).

Licensing

Has acted on behalf of those applying for licences and also for Police Forces. Has also undertaken firearms licence appeals.

Commonwealth Cases

Has conducted cases in Fiji, including in the Court of Appeal and Supreme Court of Fiji as a temporary member of the Bar of Fiji.

Recent Appellate Level Cases

- *R v Morley [2009] Times LR July 6*: minimum term on conviction for murder; post-mortem cannibalism.
- *R v Pola [2009] Crim LR 603*: meaning of “employer” in health and safety legislation; *[2010] 1 Cr.App.R (S).6*: compensation orders.

- *R v Rahman and others* [2008] 3 W.L.R. 264: House of Lords; leading case on joint enterprise in homicide; also appeared in Court of Appeal (*R v Rahman* [2007] 2 Cr App R 16) and at first instance.
- *R v Hickinbottom* [2007] *Inquest LR* 1: manslaughter by gross negligence.
- *R v Brady and Paton* [2007] 1 Cr. App. R. (S) 117: minimum term on conviction for murder.
- *R v H.T.M Ltd* [2007] 2 All ER 665: leading case on the reasonable practicability “defence” in the Health and Safety at Work etc Act 1974 and on the effect of regulation 21 of the Management of Health and Safety at Work Regulations 1999.
- *R (on the Application of Ashton) v Chief Constable of West Yorkshire* [2005] Po.LR 313.
- *Attorney-General’s Reference No 95 of 2004* [2004] EWCA Crim 3028: whether public service is a mitigating factor where an offence is committed in private; relevance of complainant’s conduct in sentencing for domestic violence.
- *Southwick v State* [2004] FJSC 3: human rights compatibility of the Criminal Procedure Code of Fiji - Supreme Court of Fiji.
- *Kelly v DPP* [2003] Crim L.R 45: whether proximate events may constitute a course of conduct for the purposes of the Protection from Harassment Act 1997.
- *Attorney-General’s Reference No 1 of 2002* [2002] Crim L.R 410: whether the common law offence of perverting the course of public

justice is committed where false evidence is given or made, not to defeat what the witness believes to be the ends of justice, or not to procure what the witness believes to be a false verdict.

- *Attorney-General's Reference No 25 of 2002 [2003] 1 Cr.App.R(S) 130(28)*: appropriate sentence for section 18 glassing.
- *R (on the application of Dawson) v HM Coroner for East Riding and Kingston upon Hull [2001] All ER (D) 246 A.C.D. 68*: test for bias in inquest proceedings; bias alleged to result from counsel for the family conducting a relationship with a juror.
- *Boot v Police Complaints Authority [2001] EWHC Admin 982*: human rights compatibility of the police complaints authority procedure.
- *R v Cerovic [2001] All ER (D) 14*: whether D's previous acquittal for the attempted murder of S is admissible on D's trial, a number of years later, on a charge of threatening to kill S.
- *R (on the application of Wilkinson) v Chief Constable of West Yorkshire [2002] Po.LR 328*: relevance at full JR hearing of alternative remedy decision at permission stage.