



Albion
Chambers

Stephen Mooney



Degree:

LLB (Hull)

Year of call and Inn:

1987; Inner Temple

Professional Membership:

Western Circuit, CBA, Health and Safety Lawyers Association, ELA

Email:

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Appointments:

Legally Qualified Chair of Police Misconduct Proceedings (2015);
Legal Assessor for the Nursing and Midwifery Council (2016);
Legally Qualified Chair of Medical Practitioners Tribunal (2017);
Head of Albion Chambers Crime Team

Specialist Areas:

Crime, including Courts Martial
Employment and Professional Disciplinary
Inquest
Regulatory, including Health and Safety

Public Access Areas:

Disciplinary
Inquest
Regulatory

Practice Overview:

Stephen Mooney is highly experienced in a number of areas of practice. He is a CPS panel advocate level 4 prosecutor who is authorised to prosecute the most complex organised crimes, often as a leading junior in multi-defendant trials.

In his defence practice, Stephen is instructed in high-profile cases involving teachers, police officers and other professionals charged with serious criminal offences across the country. He is one of the few juniors on the Western Circuit to have prosecuted and defended allegations of murder without being led by Queen's Counsel.

He acts on behalf of individuals and multi-national companies charged with health and safety, and environmental offences. He delivers lectures to defence and prosecuting lawyers on health and safety, and all forms of homicide.

Stephen is an expert in professional disciplinary law and is a member of the panel of advocates who appear on behalf the Bar Standards Board in disciplinary proceedings and the in High Court. He acts on behalf of police officers in disciplinary proceedings. His expertise in this area is reflected in his appointment as a legally qualified chair of police misconduct proceedings. His recent appointments to the Nursing and Midwifery Counsel and the Medical Practitioners Tribunal also demonstrate his growing reputation in the area of health profession disciplinary regimes.

He is also instructed on behalf of local authorities and others in inquests where experience as a jury advocate is required.

Public Access:

Stephen Mooney is licensed to accept work under the Public Access rules and undertakes such work in the regulatory, disciplinary and inquest areas of his practice.

Recommendations:

Recommended in Band 1.
Chambers and Partners 2018

"His court persona commands respect."
Legal 500 2017

"An impressive practitioner with a strong defence practice as well as significant experience prosecuting on behalf of the Bar Standards Board. He is a Level 4 panel advocate for the CPS and also sits on its specialist serious crime group panel."
Chambers and Partner 2017

"A robust lawyer and a very good advocate, who is always ready for the fight."
Legal 500 2016

"A Grade 4 prosecutor who prosecutes on behalf of the Bar Standards Board and has an equally strong defence practice. He focuses on cases involving rape, murder, money laundering and drugs offences."

Strengths: "If you want someone to roll up their sleeves and fight on your behalf, he's your man."
Recent work: Prosecuted a murder case where the defendant stabbed his estranged girlfriend in public.
Chambers and Partners 2016

"His wide-ranging prosecution and defence practice covers areas such as fraud, drugs conspiracies and rape"
Legal 500 2015

"He is a robust advocate who clients know is really fighting for them."
Chambers and Partners 2015

"Regularly instructed in substantial multi-handed cases."

“He is a robust and fearless advocate. He will put his head above the parapet if the case demands it. He is not afraid of taking on other big hitters in court.”

Chambers and Partners 2014

Areas of Practice

Crime

Stephen prosecutes and defends in the most serious of criminal cases including: multi-handed conspiracies, murder, serious sexual offences, proceeds of crime and misconduct in public office. He is instructed by professionals such as police officers, teachers and those involved in health care to defend them in serious criminal cases arising out of their employment. The following are recent cases in which Stephen has appeared:

Defending

- *R v Ben Stokes, Ryan Ali and Ryan Hale* [2018] – successfully defended Ryan Hale who was jointly charged with Ben Stokes in a charge of affray. Mr Hale was alleged by the prosecution to have armed himself with a weapon during the course of the incident, and his involvement was captured on film. Mr Hale was acquitted at half time upon the Recorder of Bristol’s direction.
- *R v Staines* [2016] Bristol Crown Court. Allegation of “gender fraud” sexual assault. BBC, Guardian;
- *R v Walkley* [2016] Winchester Crown Court. Defence of the owner of a number of children’s homes charge with sexual assault of eight complainants;
- *R v Griffin* [2017] Carlisle Crown Court. Defence of house master at a leading public school charged with sexual assault on two complainants BBC, Telegraph;
- *R v Hale* [2016] Bristol Crown Court. Defence of a businessman charged with sexual assault on three complainants;
- *R v Keet* [2016] Bristol Crown Court. Defence of businessman charged with allegations of sexual assault and slavery;
- *R v Birch* [2015] Defence of a police officer charged with “tasing” a naked defendant in his cell. BBC;
- *R v Liubavicius* [2016] Defence of a Lithuanian national charged with the murder of his partner. Appeared as junior alone against Richard Smith QC;
- *R v Chen* [2016 and 2017] Defence of a Chinese National charged with two substantial conspiracies to evade excise duty;
- *R v Scott Morris* [2017] Defence of a man charged with causing death by driving without due care and attention whilst under the influence of drugs;
- *R v Bolton* [2016] Defence as junior, led by Howard Godfrey QC, of one of eight defendants charged with murder.

Prosecuting

- “*Operation Albatross*” [2015] Bristol Crown Court. Prosecuted nine defendants as a leading junior in a three-month trial involving a conspiracy to produce “crystal meth”. BBC;
- “*Operation Anthill*” [2015] Bristol Crown Court. Prosecuted as leading junior a six-defendant conspiracy to import cocaine;
- “*Operation Clarity*” [2016] Southwark Crown Court. Eight-defendant courier fraud involving

the a nationwide criminal enterprise defrauding pensioners;

- *R v Maslin* [2015] Gloucester Crown Court. Murder. Prosecuted as sole junior a man who stabbed his girlfriend in central Gloucester. BBC;
- *R v Chun* [2016] Truro Crown Court. Bus driver charged with causing death by dangerous driving to two passengers and serious injury to others. Defended by Paul Dunkels QC. BBC;
- *R v Henry* [2015] Gloucester Crown Court. Solicitor charged with rape;
- *AG of Jersey v Norris and Norris* [2014-16]. Instructed to advise the Attorney General of Jersey in relation to multi-million pound confiscation proceedings;
- *R v Tomczak* [2016] Advised on the appropriate response to letters of request sent by the Polish authorities seeking to summons a CPS lawyer;
- *R v Kane* [2017] Truro Crown Court. Causing death by dangerous driving. Defended by Patrick Gibbs QC;
- *R v Jewell and Waldron* [2016] Bristol Crown Court. Allegation of torture by cutting off the toe of the complainant;
- “*Operation Brumby*”. Bristol Crown Court. Six-defendant conspiracy to supply firearms to organised crime groups.

Crime Clerks:

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Regulatory Crime and Health and Safety

Stephen has been instructed to defend individuals and corporate bodies in prosecutions brought by the Health and Safety Executive, Environment Agency and the Office of Rail Regulation, and also to advise educational trusts and transport companies on issues arising from alleged breaches of Health and Safety legislation.

He has defended individuals including a headmaster charged with breaches of health and safety regulations whilst project-managing the removal of asbestos from a primary school, and a businessman charged with placing his employees at risk. He was instructed to defend a manager of a paper-manufacturing plant charged with offences under the Pollution Prevention and Control (England and Wales) Regulations 2000 and the owner of a dockyard charged under the Health and Safety at Work Act in an incident that led to a serious injury to a child on work experience.

In 2016 he represented at Norwich Crown Court a multi-national company charged with Health and Safety Offences resulting in a fatality. [Click here to read more.](#)

Stephen has experience of prosecuting allegations of gross negligence manslaughter, in particular the prosecution of two individuals for causing the death of a student by throwing him with a trebuchet that they had constructed. He also advises transport companies in private prosecutions.

Regulatory Clerk:

Nick Jeanes

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Professional Disciplinary, Employment and Inquests

Stephen has extensive experience in all aspects of professional disciplinary proceedings. He is a member of the panel of advocates authorised to prosecute on behalf of the Bar Standards Board. In 2015, he secured the first interim suspension order made against a barrister. He has been instructed in a number of hearings at first instance and at appellate level before the High Court.

He appeared in the High Court in the case of *BSB v Garnham* that addressed the issue of dishonesty in disciplinary proceedings. [Click here to read more.](#)

Stephen has also advised in respect of proceedings arising out of disciplinary proceedings before the General Pharmaceutical Council's fitness to practise appeal committee, and in respect of appealing against findings made by the Medical Practitioners Tribunal.

Stephen represents police officers at misconduct hearings and before the Police Appeals Tribunal. His level of experience was acknowledged when in 2015 he was appointed as a legally qualified chair of police misconduct hearings for Avon and Somerset, and Wiltshire Constabularies.

His experience of the interrelationship between criminal and disciplinary proceedings means that he is often instructed to represent professional clients charged with criminal offences. He has defended managers and employees of care homes, police officers, health professionals and teachers in criminal proceedings, and has been able to offer advice on related disciplinary proceedings at the conclusion of the trial.

Civil Clerk:

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