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Anne Studd QC

Call: 1988 Silk: 2012



Anne is ranked as a leading silk specialising in police law, public inquiries, inquests and public law. Clients value her “charming style” and ability to “cut through the myriad of information and get to the heart of the issue in cases” (Chambers UK).

Anne has been instructed in a number of high profile and sensitive inquests including inquests into the deaths of: the 96 victims at **Hillsborough**; **Naomi Bryant** (a young woman murdered by a convicted rapist released to be supervised by MAPPA); **Mark Nunes and Andrew Markland** (double police shooting at Chandler's Ford); **Cherry Groce** (Brixton riots); **Kingsley Burrell** (the death of a psychotic man taken to a mental health setting); **Luisa Mendes** (failure in police response to 999 call); **John Charles De Menezes** (police shooting).

In the public inquiry sphere, Anne has also acted in a number of high profile inquiries. She is presently representing Greater Manchester Police and the Chief Constable of Wiltshire in the **Independent Inquiry into Child Sexual Abuse** and is instructed in the **Undercover Policing Inquiry** and the **Grenfell Fire Inquiry**.

Anne has experience in public law as it relates to police and public services and is regularly instructed to deal with sensitive inquests / inquiries requiring careful witness handling and reputation management. She also has a particular interest in the challenging interplay of policing and mental health and the impact of the ECHR on police investigation and operations.

Anne is a Recorder of the South Eastern Circuit and is a Bencher of Gray's Inn. She is vetted to SC level.

Anne provides lectures to solicitors and others on all aspects of her practice and is also a Gray's Inn Advocacy Trainer.

Recommendations

"Very forceful, a very good communicator and very good with clients. If you want someone for a tough fight, she is very robust." (Police Law)
Chambers UK 2019

"She is hugely experienced and meticulous in her preparations, and exudes a sense of calm." (Police Law)
Chambers UK 2019

"She's hugely experienced, meticulous in her preparations and exudes a sense of calm which is hugely important."
(Inquests and Public Inquiries)
Chambers UK 2019

'She represents police forces in inquiries on top of arrest warrant work.' (Police Law - Defendant)
Legal 500 2019

"She has a really charming style." (Police Law)
Chambers UK 2018

"She is very decisive and steadfast." (Police Law)
Chambers UK 2018

"She is very experienced, bright and decisive: clients feel well supported when instructing her" (Police Law – Defendant)
Legal 500 2017

"She has a great bedside manner and is down-to-earth and sensible." (Police Law)
Chambers UK 2017

"She is very decisive and steadfast." (Police Law)
Chambers UK 2017

"She is able to cut through the myriad of information and get to the heart of the issue in cases." (Police Law)
Chambers UK 2017

"She is very decisive and intellectually very bright." (Police Law)
Chambers UK 2016

"Her advocacy was inspiring. She knows her stuff." (Police Law)
Chambers UK 2016

"She is very decisive and intellectually very bright." (Police Law)
Chambers UK 2015

Police Law

Anne has experience of police law over many years both as a Junior and in Silk. Her work has extended across the specialism from civil jury actions to inquests, policy and regulatory and public law challenges. She is valued for her sensitive and practical approach to the issues which arise in policing.

Anne regularly provides policy advice ranging from sexual harm orders, vigilantism, spit guards, police bail, disclosure of sensitive and/or covert and/or secret material.

Her Inquests and Public Inquiries experience is set out in the relevant sections.

Recent reported and significant cases include:

R (on the application of P) v (1) Secretary of State for the Home Department (2) Secretary of State for Justice : R (on the application of G) v (1) Secretary of State for the Home Department (2) Secretary of State for Justice (3) Chief Constable of Surrey : R (on the application of W) v (1) Secretary of State for the Home Department (2) Secretary of State for Justice : Magdalena Kroll (Claimant) v Commissioner of Police of the Metropolis (Respondent) & Secretary of State for the Home Department (Intervener) (2017) [2017] EWCA

Civ 321 [2017] 2 Cr App R 12 - A further challenge to the disclosure and barring procedure introduced under the Police Act 1997 (Criminal Record Certificates: Relevant Matters) (Amendment) (England and Wales) Order 2013. The challenge to the secretary of state is being considered by the Supreme Court.

R (on the application of Darren Williams) (Claimant) v Police Appeals Tribunal (Defendant) & Commissioner of the Metropolis (Interested party) [2016] EWHC 2708 [2016] ACD 138 [2017] ICR 235 - The principle that personal mitigation carried diminished weight in cases of misconduct by a police officer applied to all forms of misconduct, not just dishonesty or a lack of integrity.

McGone v South Yorkshire Police and West Midlands Police - Advising the force in relation to the insurance position arising from the claims resulting from the deaths of the 96 at Hillsborough.

Inquests

Anne has been instructed in a number of high profile inquests over the last 10 years including:

The inquests into the death of 96 at Hillsborough - Instructed by St John Ambulance examined the emergency response and the training of the volunteers.

The inquest into the death of Luisa Mendes - Considered the issue of response times in relation to a 999 call received by the control room from a lady alleging injury and whether the failure/delay in response caused or contributed to her death.

Kingsley Burrell inquest - Required examination of care provided by police and ambulance service to a highly agitated man suffering from psychosis. The inquest considered the various factors that contributed to his death including actions by members of the police and ambulance service.

Public Inquiries

Anne has extensive experience of public inquiries and has been involved in a number of significant and widely reported inquiries including:

The Grenfell Tower Inquiry - Instructed by the Mayor of London.

Inquiry into Child Sexual Abuse and Exploitation (Cambridge House, Knowl View and Rocahdale Rochdale (Cyril Smith)) - Instructed by Greater Manchester Police who were the investigating Force in relation to allegations against Cyril Smith.

Inquiry into Child Sexual Abuse and Exploitation (Westminster) - Instructed by Wiltshire Police the investigating force into allegations against Edward Heath

Mark Nunes and Andrew Markland - Instructed by the Metropolitan Police Service in circumstances where armed police officers shot two men attempting a robbery in Chandler's Ford. In depth examination of command and control.

The Azelle Rodney Inquiry - Instructed by the Commissioner of Police in the first public inquiry in relation to police shooting examination of operational command and control and stop tactics.

Public / Administrative

Anne has wide ranging experience in relation to claims in the Administrative Court and the Court of Appeal recent cases include

R (on the application of P) v (1) Secretary of State for the Home Department (2) Secretary of State for Justice : R (on the application of G) v (1) Secretary of State for the Home Department (2) Secretary of State for Justice (3) Chief Constable of Surrey : R (on the application of W) v (1) Secretary of State for the Home Department (2) Secretary of State for Justice : Magdalena Kroll (Claimant) v Commissioner of Police of the Metropolis (Respondent) & Secretary of State for the Home Department (Intervener) (2017) [2017] EWCA Civ 321 [2017] 2 Cr App R 12 - A further challenge to the disclosure and barring procedure introduced under the Police Act 1997 (Criminal Record Certificates: Relevant Matters) (Amendment) (England and Wales) Order 2013. The challenge to the secretary of state is being considered by the Supreme Court.

R (on the application of Darren Williams) (Claimant) v Police Appeals Tribunal (Defendant) & Commissioner of Police of the Metropolis (Interested party) [2016] EWHC 2708 [2016] ACD 138 [2017] ICR 235 - The principle that personal mitigation carried diminished weight in cases of misconduct by a police officer applied to all forms of misconduct, not just dishonesty or a lack of integrity.

R (on the application of G) v (1) Chief Constable of Surrey Police (2) Secretary of State for the Home Department (3) Secretary of State for Justice [2016] EWHC 295 (Admin) [2016] 4 WLR 94 - The statutory regime that required disclosure of historic reprimands to potential employers seeking enhanced disclosure was, in the absence of procedural safeguards to assess relevance and proportionality, incompatible with ECHR art.8.

R (on the application of Revenue & Customs Commissioners) (Claimant) v HM Coroner for the City of Liverpool (Defendant) & (1) The Estate of Roderick Carmichael, deceased (Interested Party) (2) Association of Personal Injury Lawyers (Interveners) [2014] EWHC 1586 (Admin) - The Coroners and Justice Act 2009 Sch.5 bound the Crown by necessary implication. It followed that the Revenue was bound to comply with notices issued under that schedule by a coroner requiring details of the occupational history of an individual for the purpose of an investigation into his death.

E7 (An officer of the Metropolitan Police Service) (Claimant) v Sir Christopher Holland (In his capacity as chairman of the Azelle Rodney Inquiry) (Defendant) & (1) Commissioner of Police of the Metropolis (2) Susan Alexander (3) Independent Police Complaints Commission (4) Revenue & Customs Commissioners (Interested Parties) [2014] EWHC 452 (Admin)

Human Rights

Inevitably very many claims have Convention elements to them but increasingly claims are brought only under the Act. Anne has dealt with these issues on numerous occasions since the Convention rights were “brought home” and has assisted in resisting claims and advising on the level of compensation to be awarded under section 41.

Recent examples include:

Civil claim under Article 2 brought by family of **Kingsley Burrell** who died after restraint in a mental health setting. Significant and complex issue of whether the police or NHS Trust were responsible for the breach of Article 2 that caused the death.

Civil claim brought by the family of **Valerie Forde** who together with her young daughter was killed by her partner and the child's father having made a report to the police about her concerns for her safety. Claims for breach of

Article 2 and 3.

She is instructed in the Judicial Review arising from the use of a spit guard on a young woman with learning difficulties and generally in relation to the legality of spit guard for the purposes of restraint.

Regulatory

Anne has had extensive experience in the regulatory field over very many years both as a Junior and in Silk. Many cases have involved difficult issues in relation to surveillance and RIPA. She has appeared in and advised on applications to the IPT.

Her recent appearances in professional discipline tribunals include:

Disciplinary proceedings in relation to the death of Bijan Ebrahemi - Mr Ebrahemi died as a result of a vigilante attack as a result of being wrongly suspected as a paedophile. He had called the police to assist but a number of officers on a number of occasions had failed to provide him with adequate protection. Eighteen members of Avon and Somerset personnel were subject to investigation (both police staff and police officers) by the IPCC and then disciplinary proceedings by Avon and Somerset. Different officers were dealt with at different levels of the disciplinary process. Important issues relating to press reporting, hearing in public, what information could be made public at particular stages so as not to prejudice ongoing proceedings.

DC H - Serious allegations of sexual misconduct by a serving officer on his adult niece whilst on holiday. Allegations equated to rape but could not be prosecuted due to jurisdictional issues. Article 8 issues for family of complainant and officer considered in relation to the issue of whether the hearing should be heard in public. Sensitive issues arising from family breakdown by reason of the allegation.

R (on the application of Darren Williams) (Claimant) v Police Appeals Tribunal (Defendant) & Commissioner of Police of the Metropolis (Interested party) [2016] EWHC 2708 (Admin) - The principle that personal mitigation carried diminished weight in cases of misconduct by a police officer applied to all forms of misconduct, not just dishonesty or a lack of integrity.

Anne has also trained independent panel members authorised to sit in misconduct hearings.

Information Law

Anne has had considerable involvement in cases concerning different aspects of Information law and data management. She has appeared in the IPT in relation to challenges brought against the police. She has also advised on information that can and cannot be retained or disclosed for the purposes of enhanced certificates, MOPI, appointments of special advocates and closed proceedings, PII, information provided for the purposes of warrant applications, intelligence material, CHIS' and RIPA material. The following illustrate recent examples of her work in this area.

A v B - Public family law proceedings involving mother at risk of honour based violence. Instructed to deal with issues arising from information held by the police and how that could safely dealt with within the Wardship proceedings. Complex issues of disclosure and security of the mother. Appointment of special advocate for father. Open and closed judgment. Decision to remove child from father covertly. Submissions in closed session in relation to child's Article 8 rights in relation to that judicial decision.

R on the application of D v Chief Constable of South Wales Police - Application for judicial review of a vetting decision made on the basis of information wrongly retained.

The Undercover Police Inquiry - Significant issues in relation to the disclosure and use of information arising from undercover police enquiries over many years involving individual officers.

Personal Injury

Anne has represented Claimants in a range of personal injury actions ever since she commenced practice in 1991 and continues to do so.

She has acted in a variety of claims including for the Claimants against the **Hyde Park Bomber John Downey**.