



Gary Grant

Year of call: 1994



Practice Profile

Gary Grant is noted as a robust and eloquent advocate in all areas of licensing and criminal regulatory law. He splits his time evenly between acting for premises operators/defendants and appearing on behalf of public bodies/prosecutors. Recognised as one of the country's leading licensing barristers by the main independent legal directories (Legal 500 and Chambers & Partners) he also has a wealth of experience in the criminal courts from Magistrates to the Supreme Court. He is regularly instructed for high-profile private clients including Spearmint Rhino, Pacha and Vendome and has been cited as the "*first-choice licensing barrister for the Metropolitan Police*" (Chambers & Partners, 2011) and many local authorities. Gary has a reputation for representing all his clients with fierce independence, skill and tenacity.

"In court, he displays complete command and is extremely eloquent, forceful, persuasive and impeccably prepared."

Chambers & Partners (2009)

"Interviewees heap praise on Grant, describing him as 'a methodical and robust speaker.'"

Chambers & Partners (2011)

Experience

Licensing

Gary acts for all those involved in the licensing field including major leisure industry operators, local authorities, police forces and resident groups. His varied clients range from Spearmint Rhino to the Commissioner of the Metropolitan Police. He has a formidable depth of knowledge and experience before licensing sub-committees and on appeals in the magistrates' courts, High Court and above. Gary has been instructed in many of the most hotly-contested and high-profile cases of recent years including numerous reviews, closure orders and applications involving leading West End nightclubs, restaurants, private members clubs, music and sporting arenas (including the O2 and Twickenham Rugby Stadium), cultural festivals, hotels and lap-dancing venues. His advisory work includes drafting Statements of Licensing Policy for local authorities, guidance to police forces on their powers under the Licensing Act 2003 and for operators on potential challenges by way of Judicial Review. For several years both Chambers & Partners and The Legal 500 have recognised Gary as a Leader in his field.

Areas of work include alcohol and entertainment, gambling, taxis and private hire vehicles, firearms and explosives, defending and prosecuting licensing/regulatory offences in the criminal courts, appeals and judicial reviews. Gary is regularly invited to speak at national licensing conferences and is widely published in licensing law publications. Gary previously founded and headed the Licensing Group at Ely Place Chambers.

Regulatory & Criminal Offences

Noted as a powerful and intelligent criminal advocate before the Magistrates, Crown Court and Criminal Appeal Courts. With a wealth of experience in high-profile, serious general crime his practice has now developed to include white-collar and regulatory offences in particular. Gary has successfully appeared at all levels of criminal tribunals up to and including the House of Lords/Supreme Court. His clients range from individuals to public bodies and multi-national Plc's.

Areas of specialisation include environmental and planning offences, serious fraud and other financial crime, health and safety offences (including corporate manslaughter), computer and hi-tech crime, extradition and international crime, money-laundering and confiscation under the Proceeds of Crime Act, trade mark & trade description offences, violent and sexual offences (including murder and rape), serious organised crime (including drug conspiracies and firearms), road traffic offences (with particular expertise in death by dangerous/careless driving, drink-driving and speeding cases). Gary has contributed numerous articles on criminal and regulatory law to respected legal publications.

Cases of Note

Licensing

- The Queen (Raphael) -v- LB of Islington [2011] EWCA 462 (Court of Appeal) - judicial review on delegation of powers under the Licensing Act 2003
- Spearmint Rhino, London - late hours extension
- Vendome, West End nightclub - series of applications and reviews
- River Lounge, St Katharine's Dock - successful appeal against revocation (involving Rt Hon David Mellor QC, naked dancing girls and covert audio recordings of un-neighbourly disputes. Widely reported in the National Press on 10 June 2010)
- O2 Arena (formerly the Millenium Dome) - premises licence application
- Twickenham Rugby Stadium - series of applications
- Pacha, London nightclub - premises licence review
- Whisky Mist, London nightclub - premises licence review
- Princi, Soho "boutique" bakery/restaurant - late hours application (exception to stress)
- Cha Cha Moon, Whiteleys and Soho branches - late hours applications (exception to stress)
- Piano Lounge, lap-dancing venue - late-hours appeal (exception to stress) and review
- Folkestone Racecourse - premises licence application
- Astor Bar (formerly Atlantic Bar), West End - Closure Order and premises licence review
- Fridge Bar, Brixton - premises licence review and appeal
- Opium Lounge, Romford - UK's first summary/expedited review of Premises Licence
- HSE v Alpha & Festival Fireworks - appeal against revocation of explosives licence following the fireworks explosion in Lewes in which two firemen were killed.
- Cuckoo, West End nightclub - late hours application (exception to stress)
- 79CXR, iconic West End gay bar - premises licence review
- Chinatown Zone - applications/variations
- Molton House, West End, private members club - premises licence review
- Kabaret West End, private members club - premises licence review
- Corals - UK's first review under the Gambling Act
- Numerous cases involving Tesco's, Sainsbury's, Morrisons, McDonalds and various JD Wetherspoon owned venues.
- Lock 'n' Load Music Festival on Clapham Common - appeal
- Club n Tyce, Woolwich nightclub - 6 day appeal hearing.

Criminal & Regulatory

- LB of Richmond v Johnson - landmark prosecution involving demolition of a house within a conservation area - Kingston Crown Court (Daily Mail 1.8.11)
- R v Fletcher, Bradford Crown Court [2009] - alleged gangland conspiracy to murder
- R v Lincoln Crawford, Blackfriars Crown Court, Telegraph, 22.7.08: defence of barrister and Recorder of the Crown Court for breaching a restraining order.
- R v Gil Magira [2008] EWCA Crim 1939, The Times, The Mirror 1.3.08: defence of husband accused of clandestinely administering abortion drugs to his pregnant wife.
- R v Foster & ors, The Times, 10.12.07: Court of Appeal - murder - alternative verdicts
- R v Mendel Rand - [2007] EWCA Crim 840, Daily Mail 30.3.07: Court of Appeal - obtained release of 76 year old Holocaust survivor from prison sentence for money laundering as an "exceptional act of mercy"
- R v Goldstein & Rimmington [2006] 1 AC 459, [2005] UKHL 63: Post-9/11 Anthrax Hoaxer acquitted on appeal to the House of Lords - public nuisance - common law offences - Human Rights Act - retroactive offences - freedom of expression & privacy of correspondence - mens rea
- United States of America v H [2005-6, advisory]: major US banking fraud involving director of leading investment bank/ extradition to USA
- R v Ramzan, Israel & Ors [2007] Crim.L.R. 79.[2006] EWCA Crim 1974: Court of Appeal - conspiracy to money launder - mens rea - reopening old convictions following change of law.
- Duffy v R [2005]: Privy Council appeal from Isle of Man Court of Appeal - death by dangerous driving - careless driving (advisory)
- East Herts DC v Bishop's Stortford Football Club et al [2005, St Albans Crown Court] - breach of planning enforcement notices - park & ride operation to Stansted Airport - anti-competitive planning policies - European Union Law

- R v Lehman, The Times, 7 Jan 2005: Israeli with loaded gun in Heathrow Airport
- Birmingham City Council v Chiltern London Ltd [2005]: "FCUK" & "Louis Vuitton" major trade marks prosecution
- R v Roberts, The Guardian, Mar 2005: teacher at Jews Free School - acquitted of sexually assaulting student
- London Borough of Newham v Estates & Lets Ltd [2004]: corporate criminal liability under Protection from Eviction Act 1977 - abuse of process - local authorities' prosecuting guidelines
- R v Mansoor, Central Criminal Court, The Times, 18 Aug 2004: Stamford Hill Orthodox Jewish Murder
- R v Horner and others [2004]: corporate manslaughter - death by dangerous driving - mechanical defect
- London Borough of Camden v JT Publishing Ltd [2004]: criminal liability of West End theatre promoter under Town and Country Planning Act 1990
- R v Israel [2003] 2 Cr. App. R. (S.) 79: Court of Appeal - money laundering - sentencing
- R v Mazar, The Times, 4 Dec 2002 - "King-Pin Fraudster" - multi-million dollar international credit card fraud
- R v Graham [2002]: "Peterborough Sex Beast" - serial rape - attempted murder
- R v Johnson [2002] 1 Archbold News 1, Archbold 2006 para 4-348: Court of Appeal - criminal evidence - defence statements - reopening of prosecution case
- R v Morris, Daily Telegraph, 21 Dec 2001: "RAF Cadets Death Coach" - death by dangerous driving
- R v Sylvana Nottingham, [1999] News of the World: "Nurse's Lifer Lover" - pregnant prison nurse aided and abetted escape of her lover who was serving life for manslaughter.
- R v Zafar [2000]: "Internet Domain Name Blackmail" - prosecuted first UK case of corporate blackmail via computer hacking.
- HSE v Behrouzi - Health and Safety - supermarket owner - razor blades in food

Other Civil

- Talanga Stiftung et al v Shurland et al [2006] UKPC 58: Privy Council appeal from Bahamas Court of Appeal - civil fraud - judicial bias, natural justice & right to fair trial - secret communications to judge - quantum meruit
- "Paddington Prostitutes ASBOS" (Daily Mail, Evening Standard, 22.11.06) - acted for Westminster Council in obtaining ground-breaking civil ASBOS against prolific prostitutes

Publications

Licensing

- "Preparing for Licence Reviews - guidance for police, responsible authorities and operators" - Institute of Licensing National Conference (due Autumn 2011)
- "Licence Reviews: practice, procedure and strategy" - Central Law Training webinar (due Autumn 2011)
- "Licensing Prosecutions" - Central Law Training webinar (due Autumn 2011)
- "Licensing Appeals in the Magistrates Courts" - Central Law Training webinar (due Autumn 2011)
- "Temporary Event Notices" - Institute of Licensing London Conference (due Autumn 2011)
- "Section 19 Closure Notices and Closure Orders", MBL Seminars, Webinar and DVD (Autumn 2011)
- "Section 19 Closure Notices" - Institute of Licensing London Conference (June 2011)
- "Late Review - delegation under the Licensing Act", Local Government Lawyer (June 2011)
- "Licensing Appeals following Hope and Glory" - MBL Seminars, DVD, (2011)
- "Enforcement under the Licensing Act - from investigation to trial" - Institute of Licensing 3-day conference (2011)
- "The Art (and Law) of Delegation under the Licensing Act 2003", Local Government Lawyer, (September 2010)
- "Premises Licence Reviews" - ACPO National Licensing Conference, 2009
- "The Gambling Act 2005" - New Scotland Yard Police Licensing Conference, 2009
- "Closure Orders, Reviews & Police Powers under the Licensing Act" - New Scotland Yard Police Licensing Conference (2009)
- "The Gambling Act 2005: An Introduction" - CPD Channel (2006)
- CPD Channel, Contributing Editor (Licensing Law) - 2006-2010

Regulatory & Crime

- "Knockdown - prosecuting cases of demolition in a conservation area" - Local Government Lawyer, (4.8.11)
- "Experts in the Criminal Courts, Fraud and Confiscation Proceedings" - keynote address to Network of Independent Forensic Accountants' Annual Conference, (2009)
- "Fraud Act 2006" - CPD Channel, (2006)
- "Insurance Fraud: the industry strikes back" - CPD Channel, (2006)
- "Conspiracy and money laundering: the end of the affair" - New Law Journal, 14 July 2006
- "Public Nuisance, the Orthodox Jew and the Racist" (with Jonathan Goldberg QC) - New Law Journal, 2 December 2005
- "Disclosure and Public Interest Immunity": regularly lectures Kent Police, Customs & Excise and other forces (2005-present)
- "Future of Fraud" - Gibraltar Law Conference (2004)
- "Proceeds of Crime Act 2002: Confiscation & Money Laundering" - Legal Practitioner, DVD (2003)
- Legal Practitioner, Contributing Editor (Criminal Law) (2002-5)
- CPD Channel, Contributing Editor (Criminal Law) (2006 - 2010)

Media

- Gary is a frequent contributor to television news channels (including Sky News, ITV News, Al-Jazeera) on matters of international and domestic legal interest.

Qualifications, Appointments and Professional Memberships

- BA Hons (Law and Philosophy)
- Inns of Court School of Law, 1994
- Sir Raymond Phillips Award, Gray's Inn, 1994
- Institute of Licensing
- Criminal Bar Association
- Extradition Lawyers Association
- International Association of Jewish Lawyers and Jurists

Direct Access

- Gary Grant is qualified to accept instructions directly from professionals and members of the public in appropriate cases.