



## Philip Clemo

Email: [clerk@stjohnsbuildings.co.uk](mailto:clerk@stjohnsbuildings.co.uk)

Phone: 01244 323 070

Year of Call: 2007

Philip was called to the bar by the Inner Temple in 2007 having previously received a BVC Exhibition Award by the Inn. He practises in all areas of criminal and regulatory law and also covers all areas of sports disciplinary work.

Philip completed a course in Coronial Law at the Centre for Coronial Law at the University of Bolton.

## Memberships

- Criminal Bar Association
- British Association for Sport and Law
- Association of Regulatory and Disciplinary Lawyers

## Appointments

- NPS Wales Legal Services Framework Panel for barristers
- CPS Advocate Panel Category 3 prosecutor
- Specialist Regulatory Advocate in Health and Safety and Environmental Law – List C
- CPS RASSO list
- Accredited for Direct Public Access instructions
- Qualified to conduct litigation

## EXPERTISE

### Crime

Philip enjoys a busy Crown Court practice both prosecuting and defending in a wide variety of criminal matters. He has extensive experience of defending in large multi-handed cases involving drugs, sex, burglary and fraud and is used to dealing with cases with large amounts of detailed evidence. He has appeared in the Court of Appeal both prosecuting and defending.

Philip has experience in representing vulnerable clients in a compassionate but professional manner. He does not believe in a 'one size fits all' approach to dealing with clients and always looks to tailor his approach to the needs of the individual involved. He is trained and experienced in cross examining vulnerable witnesses.

Philip is accredited by the Bar Council to undertake direct public access work and has accepted instructions on this basis.

## Cases

### **R v Weall (2019)**

Court of Appeal – Succeeded on appealing an immediate sentence of imprisonment for indecent images of children. Suspended sentence with minimal requirements substituted.

### **R v Rahman (2019)**

Defendant was stopped in a car with a friend who accepted being a drug dealer and who was in possession of drugs. There were drugs loose in the car and the defendant was in possession of a large amount of cash. There was cash loose in the car some of which was counterfeit. There was substantial text message evidence which was excluded following legal argument. The defendant was acquitted on all counts.

### **R v Young (2018)**

Prosecuted a trader for a fraud relating to his exploitation of a disabled man. The defendant was convicted.

### **R v Baines (2018)**

Junior counsel for a defendant in a two-handed murder trial. Led by Patrick Harrington QC.

### **R v Maish [Operation Smitten] (2017)**

Represented a defendant at his trial in which he was accused of substantial involvement in a multi-million pound VAT fraud.

### **R v Gallear (2017)**

Junior counsel for a defendant who was accused of murdering his wife and who had confessed to having killed her. Led by Simon Csoka QC.

### **R v Berry [Operation Lenten] (2017)**

Represented a defendant accused of rape as part of a large investigation into the alleged sexual exploitation of teenage girls by members of the travelling community in the North Wales and Cheshire area. Defendant was acquitted.

**R v Mahon (2017)**

Represented a defendant who was accused of being involved in conspiracies to both burgle houses and steal cars. There was extensive and detailed cell siting evidence. Numerous and repeated disclosure applications were made. Defendant was acquitted.

**R v Johnson (2017)**

Represented a rugby league player accused of s.20 assault after he was seen on CCTV walking up to a man outside a night club and knocking him unconscious. Defendant acquitted by a majority at his retrial.

**R v Cassidy (2016)**

Represented a defendant who was not fit to plead in a trial of whether he committed the act in a burglary (in which the elderly occupant of the home was in and restrained during the burglary) and an aggravated vehicle taking. Client was acquitted of the burglary but found to have driven the car. Ensured that the client received an absolute discharge.

**R v Berry [Operation Analogue] (2016)**

Represented a defendant who was substantially involved in a large, professional conspiracy to burgle which was valued in the region of £150,000 and involved many hours of covert surveillance evidence. Upon guilty plea ensured that the client, who had been on a qualifying curfew, received a sentence of only two years imprisonment.

**R v Stanway (2016)**

Rape case where the complainant had died post charge. Examined thousands of pages of unused material and drafted a skeleton argument and formal admissions, based both on that information and the facts of the case in general, which led to the Crown's hearsay application being refused and no evidence offered on the counts of rape.

**R v Coupland (2016)**

Ensured the acquittal of a defendant charged with four counts of rape and one count of attempted rape against two different complainants.

**R v Smith and Ors (2015)**

Secured an acquittal for a client who had learning difficulties and required an intermediary in a case involving imitation firearms and several alleged assaults.

**R v Farrell (2015)**

Secured an acquittal on four counts of rape.

### **R v Dorr (2015)**

Court of Appeal – reduction in sentence for a defendant who had incited a girl to engage in sexual activity on the internet.

### **R v Parry [Operation Measure] (2015)**

Defended client charged with one class A and two class B drug conspiracies. Plea accepted to one being concerned in supply of class B on limited basis securing a non-custodial sentence.

### **Operation Sift (2014)**

Represented several defendants charged with conspiracies to supply class A drugs.

### **R v Edge (2014)**

Firearms case – ensured fundamental amendment of the indictment which led to defendant getting a suspended sentence.

### **R v Omar and Ors (2014)**

Prosecuted a conspiracy to supply class A drugs – all defendants convicted.

### **R v Pritchard (2014)**

Acquittal on attempted s.18 with CCTV and numerous prosecution witnesses.

### **R v Friel (2012)**

Elderly and vulnerable client acquitted of s.18 assault on her husband.

## **Regulatory**

Philip is an experienced regulatory practitioner. He has experience dealing with both Welsh and English regulatory matters.

Philip has prosecuted for a number of local authorities, government departments and regulatory bodies.

Philip has also defended in prosecutions brought by local authorities for a wide range of matters including those relating to unlawful evictions, breaches of HMO regulations and breaches of health and safety legislation. He is experienced in dealing with the legality of bylaws.

He has delivered training on health and safety prosecutions and compliance with PACE to local authorities.

## **Cases**

### **Flintshire County Council v KH and NL (2019)**

Currently briefed to prosecute an alleged fraudulent trader in relation to multiple complainants living across numerous local authority areas. Trial is listed for 3 weeks.

**Wrexham County Borough Council v JS and CW (2019)**

Prosecuted a landlady and letting agent for breaches of HMO regulations.

**Education Workforce Council v JCP (2019)**

Represented a head teacher who was accused of inappropriate behaviour towards members of staff. The case concerned issues of witness anonymity and hearsay evidence.

**Public Inquiry into Steve Anning t/a Wye Valley Farm Services (2019)**

Represented the owner of a road haulage firm who had been brought before the Traffic Commissioner for numerous admitted breaches of statutory requirements relating to the running of the business. Ensured that he kept his licence and that the business was able to continue to operate.

**R (Denbighshire County Council) v Plastecowood Ltd (2018)**

Currently instructed for the prosecution in an environmental case involving statutory nuisance.

**R (Denbighshire County Council) v Delaney (2017)**

Brought a prosecution in a trading standards case where the complainant was a vulnerable man with mental health problems who died before the proceedings commenced. Ensured that his ABE interview was admitted as evidence. Defendant was convicted and received an immediate custodial sentence.

**R (Flintshire County Council) v Hopson and Hopson (2017)**

Prosecuted two defendants in an Education Act case. Both convicted and given suspended sentences.

**R (Denbighshire County Council) v Lee (2016)**

Prosecuted and secured convictions in historic trading standards case.

**R (North West Inshore Fisheries and Conservation Authority) v Faulkner (2015)**

Trial relating to numerous alleged offences under the Marine and Coastal Access Act 2009 and associated bylaws.

**R (Department for Business Innovation and Skills) v Butterworth (2015)**

Offences under the Insolvency Act relating to the sale of a home.

**R (Department for Business, Innovation and Skills) v J and J (2013)**

Offences under the Insolvency Act relating to allegedly dishonest claims on IVA forms.

**R (Cheshire West and Cheshire Council) v Shingfield (2013)**

Defendant accused of an offence under the Protection from Eviction Act 1977 and multiple breaches of HMO regulations.

### **R (Flintshire County Council) v K (2013)**

Defendant prosecuted for a number of breaches of Welsh regulations regarding the management of a tanning salon.

## **Sport, Media and Entertainment Law**

Philip has a busy sports law practice covering all areas of sports disciplinary work including on field infractions, behaviour off the field of play which brings the sport into disrepute and anti-doping cases.

He has successfully represented the Amateur Swimming Association in a number of matters including one case where a match official was abused by a coach, and another which was an appeal regarding a brutality charge.

He is a member of the Sports Resolutions Pro Bono Panel.

Philip's article on the first year of the WADA 2015 code was published by Law In Sport in January 2016.

His article entitled Funding, independence and effectiveness: Key points from the Government's Tailored Review of UK Anti-Doping has also been published by Law in Sport.

He keeps a keen watch on all developments in the area of sports disciplinary work and comments on them on his twitter feed at [@sport\\_barrister](#).

## **Cases**

### **Rugby Football Union v Cipriani (2018)**

Instructed by the RFU for the disciplinary hearing into the conduct of Danny Cipriani, following Mr Cipriani's conviction for common assault and resisting arrest. The press release is on the [RFU website](#).

### **Rugby Football Union v Shuttleworth and Shuttleworth (2018)**

Acted for the RFU in a case where two members of a club were accused of abusing match officials. One of the respondents had the charge proven against him and received a ban from all rugby related activity. The judgment is available on the RFU website.

### **UKAD v Costello (2017)**

Represented the athlete in an anti-doping case where the defence was that his wife had spiked his breakfast drinks. The decision is available on the Sports Resolutions website.

### **West Riding Football Association v Tingley Athletic (2016)**

Represented a club whose U13 team had been accused of several incidents of racism during a match against a largely ethnic minority side. The case had received a great amount of social media and press attention due to an accusatory video that had been published online. Ensured that a verdict of not proven was returned on all matters.

### **UKAD v Graham (2015)**

Represented the athlete in one of the first anti-doping cases to be decided under the WADA 2015 code. The decision is available on the Sports Resolutions website.

## **Public Access**

Philip is accredited to receive instructions directly from members of the public through the Public Access Scheme and is qualified to conduct litigation.

[Click here to view our Public Access pages and details of the process for instructing public access accredited barristers.](#)