



The Chambers of
Harendra de Silva QC



Malcolm Bishop QC: Civil / Commercial / Public Law CV

Introduction

Malcolm Bishop QC, in the words of Mr Justice Nigel Davis, "is one of the few remaining all rounders practising at the top of the market". He has appeared in all Divisions of the High Court and his range of expertise is unusually varied.

Appointments

- § Deputy High Court Judge
- § Recorder
- § Chair, Isle of Man Public Inquiry into Legal Aid Provision

Profile

Malcolm Bishop is a Deputy High Court Judge, Recorder of the Crown Court, Chair of the Isle of Man Legal Services Commission, a Bencher of the Inner Temple, and Hon. Standing Counsel to Regent's Park College, Oxford University.

He has a widely based common law practice, which has taken him to most court centres in England and Wales, from the Magistrates' court to the House of Lords. He has also accepted instructions from commonwealth jurisdictions, and has a strong connection with Bermuda. He is currently briefed to lead a team of QCs and juniors in potential class compensation actions for alleged child abuse in Jersey.

He was a member of the Bar Council for many years and has served on innumerable committees and working parties, as well as lecturing widely to regional and national conferences.

Malcolm Bishop is willing to enter into arrangements in respect of conditional fees and direct access.

Some Major cases

- Re Thermocouple: Chancery Division I.T. dispute about copyright infringement
- Islwyn etc Borough Council v Gwent County Council Q.B. and Court of Appeal. Dispute between 3 local authorities concerning the cost of municipal leisure centre.

- South Glam CC) v XY: JR of Sec. of State's failure to rule on school closure;
- 4.R (Gwent CC) v X: JR of school closure
- 5. R (Gurmit Singh Nahal) v Law Society; [2003] EWHC 2186 (QB): powers of Law Society to strike off solicitor;
- 6.Gwent Area Health Authority v X: JR of hospital closure;
- Chalfont v Rogers: Defamation action by Lord Chalfont against Labour M.P.
- South Glamorgan CC v Secretary of State for Wales. Admin Court. Wide ranging dispute by all the Welsh local authorities against Sec of States amendments to contracts of employment and pension provisions.
- Re Duncan: Chancery Division: dispute as to correct interpretation of NHS service agreements.
- R (On the Application of Richard Carnell) v (1) Regents Park College, Oxford University (2) Conference of Colleges Appeal Tribunal [2008] EWHC 739 (Admin QBD) (Black J) 7/4/2008
- Education – Administrative Law
- [2003] EWHC 2186 (QB)
- R V Chief Constable of the Gwent Constabulary ex parte Champion. House of Lords. Employment rights.
- RE LC (Medical Treatment: Sterilisation of mentally handicapped patient)
- Family Div (Thorpe J) 29/10/93
- R v Special Educational Needs Tribunal, ex parte South Glamorgan County Council
- CA (Rose LJ, Millet LJ, Thorpe LJ) 30/11/95
- Civil Procedure – Administrative Law

Advisory Work

Clients welcome his deep knowledge and wide experience in the law and he is currently advising or hedgefunds, compliance issues and money laundering regulations, disputes with HMRC re withholding VAT payments in cases of MTIC fraud, Bermuda based trusts, a leading Irish firm acting class personal injuries litigation.

In the past he has advised on dual carriageways planning consents, swimming pool, projects by local authorities vetoed by HMG, road building public contract disputes, commercial disputes including

- on the lawfulness or otherwise of the proposal to acquire the City Hall, Cardiff, as a home for the National Assembly,
- the *vires* of the multi-party scheme to fund the building of the Millennium Stadium,
- the lawfulness or otherwise of proposed action by university lecturers to disrupt the University of Wales's final examinations,
- the terms of a proposed amendment to a charitable fund to benefit the university,
- the expenses and remuneration entitlement of members of a local authority
- dispute between a local authority and the B.B.C
- the closures of a number of schools and a hospital
- the lawfulness of the redundancy proposals for local government officials following the reorganisation of local government in Wales etc.
- the terms of a contract between a local authority and a national utility provider.

