

## Michael Lavery

Call 1990



### Clerks' Details

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### Memberships

- Criminal Bar Association

### Health & Safety CV

#### Overview

Michael has a strong Health and Safety practice, prosecuting on behalf of Local Authorities and defending large organisations.

Michael defends in Section 2 Health and Safety prosecutions arising from injuries/fatalities in the workplace.

He has been involved in a case in which a factory worker was sandwiched between a forklift truck and a lorry.

Michael has in cases attracting widespread publicity, for example in defence of a Prison Officer (Instructed by the POA) who had been prosecuted for Misconduct in a Public Office following the death of an inmate at HMP Liverpool. The defendant was acquitted at the close of the prosecution case following a successful submission of 'no case'. Michael was retained for the subsequent 20 day Inquest.

Michael has advised, pre charge, a number of Midwives, Nurses and Healthcare Trust Managers in relation to the police inquiry arising out of the death of Joshua Titcombe whilst in the care of Barrow in Furness Hospital.

He was recently instructed on the Inquest into the death of a two-year old girl at a swimming pool, and advised on the prosecution of one of the PIP's, which resulted in a guilty plea by that PIP.

Michael has also recently been retained to represent a psychiatric nurse employed by the Prison Service in the upcoming Inquest into the suicide of a detained person with mental health needs in order to determine the level of disclosure made to the Nurse, and the provision of information to her, and the consequent duty owed by her.

Michael has also developed a significant practice in both the prosecution and representation of companies involved in food safety including the application of Hazard Analysis and Critical Control Point (HACCP) and Food Regulations. He was involved in the prosecution of a food supplier in respect of a near death due to infected produce.

He provides guidance at an early stage of proceedings has been instructed pre-charge on a number of occasions, such as advising on the merits of prosecuting a large food supplier as a result of a death caused by the provision of food at a wedding party.

## Recommendations

“He is extremely good with clients and very astute.” “He is a true advocate.” “Very pleasant to deal with.”

**Chambers and Partners 2022**

“He is a real people person; he is great with a jury and very good in conference too.” “Very good with the clients, realistic and a safe pair of hands.” “He is just excellent in relation to serious and complex crime cases. He is down to earth and very efficient.”

**Chambers and Partners 2021**

“He’s a fantastic jury advocate.” “A fantastic barrister - he is incredibly practical and very, very sharp in identifying the weaknesses in a case.” “He’s a lovely advocate and is very jury-friendly. He is so organised and he reacts to things extremely quickly.”

**Chambers and Partners 2020**

“He has the ability to deal with difficult clients and is down to earth but tactically astute.” “He is an excellent junior. He is very good with both clients and juries.” “He is excellent; he has a real attention to detail, is very polished and confident in court and puts clients at ease. He’s a top-notch barrister.”

**Chambers and Partners 2019**

“He works very well with those instructing him to ensure his client’s interests are always served through his robust advice.” “Michael has exceptional knowledge and has an ability to relate to his clients which immediately puts them at ease.”

**Chambers and Partners 2018**

“A very smooth speaker and operator, he is very client-friendly and very engaging.” “A no-nonsense and very able barrister.” “Charming, hard-working and diligent.”

**Chambers and Partners 2017**

“He does the heavyweight work.” “I would be happy to have him representing me, he’s a well-respected junior.”

**Chambers and Partners 2016**

“Unflappable with outstanding judgement. Michael carries the confidence of client and solicitors at all times.” “Michael is extremely approachable with clients; he knows how to put them at ease and he has great empathy with them. His knowledge of the criminal law and procedure is second to none and he thoroughly prepares all cases. He is a force to be reckoned with in a court room.”

**The Legal 500 2022**

“He is excellent with attention to detail, very methodical, approachable and hands on. Very good with clients, down to earth and gives pragmatic and honest advice even in difficult situations. Always ready for trials, organised and builds good Solicitor-Counsel

relationships.” “A real people person, which translates effectively in his performance before a jury.”

**The Legal 500 2021**

“Always goes the extra mile for his clients.” “Technically excellent but also able to give pragmatic advice to clients.”

**The Legal 500 2020**

“Recommended for a wide spectrum of regulatory matters.”

**The Legal 500 2018/19**

“He puts the client before everything.” “An impeccable courtroom performer.”

**The Legal 500 2017**

“At the forefront of regulatory/health and safety work on the Northern Circuit.”

**The Legal 500 2016**