

## Rhianydd Clement

Call 2019



### Clerks' Details

• Kate Heald  
• 0113 203 1983

• Sara Baxter  
• 0113 203 1970

• Zoe Tinnion  
• 0113 203 1970

### Memberships

- North Eastern Circuit
- Criminal Bar Association
- The Honourable Society of Middle Temple

### Appointments

- Grade 2 CPS Panel Advocate

### Education

- University of Liverpool - Undergraduate Degree in Law (First Class Honours)
- University of Law - Bar Professional Training Course with LLM (Very Competent/Distinction)

#### Awards

- University of Law BPTC Advocacy Scholarship
- The Honourable Society of the Middle Temple - BPTC Scholarship
- The Honourable Society of the Middle Temple - Baron Dr Ver Heyden de Lancey Prize

### Road Traffic Offences

Rhianydd has achieved excellent results in various driving cases in both the Crown Court and the Magistrates' Court.

She has experience dealing with applications under s.42 Road Traffic Offenders Act 1988 for the early removal of a driving disqualification. She has assisted Courts in navigating this sometimes unfamiliar area of law and consideration of the practical difference between uplifts and extensions to driving disqualifications.

Rhianydd has had success pursuing exceptional hardship applications on behalf of the Defence. These have been based on oral submissions as well as by calling the Defendant to give evidence.

She has dealt with a range of offences including summary only matters, drink/drug driving, failure to provide a specimen, as well as more serious offences of Dangerous Driving and causing serious injury by careless driving. She understands the complexities that often arise in these cases and is well versed in assisting the Court when it comes to penalty points and disqualifications.

## Cases

R v AL - In the Crown Court represented the Appellant in an appeal against sentence for the offence of Failing to Provide a Specimen of Breath for Analysis. A discretionary disqualification had been imposed in the lower Courts. On appeal, it was successfully argued that the offence could be placed lower on the sentencing guidelines and therefore attract penalty points rather than a discretionary disqualification. An exceptional hardship application was then successfully advanced. The application concerned the impact of the driving ban on the Appellant's entitlement to a mobility car as a result of their Personal Independence Payment.

R v DB/R v MN - In the Crown Court successfully represented the Appellant on two appeals against conviction in relation to failure to provide driver details, advancing arguments in relation to service of s.172 notices and responses by the Appellants.

R v TH - Represented a Defendant that pleaded guilty to Dangerous Driving, Driving with No Insurance, Driving otherwise than in accordance with a licence, and two offences of Drug Driving. Successfully mitigated to avoid an immediate custodial sentence and a sentence of 14 months' custody suspended for 24 months was imposed.

R v AB - Represented a Defendant charged with Speeding in an exceptional hardship application in the Magistrates' Court. The application was made on the submissions of counsel alone and was successful.

## Recommendations

"You managed the whole thing amazingly including your handling of the Prosecutor. Things could have gone very differently! Your advocacy was spot on, and you pulled everything together so well. Great result! Well done." – **Instructing Solicitor at Burton Copeland.**

"My Barrister did an excellent job in studying my case and my options were explained to me. I know my Barrister had my best interests at heart. I was very happy with my outcome. I am very happy with my solicitors for getting me one of the best Barristers when it matters the most." – **Lay client's testimonial following sentence.**

"Her mitigation was very good: well structured, measured and good advocacy style." – **CPS Level D**

## Beyond the Bar

Rhianydd enjoys baking and cooking in her spare time. She also enjoys travelling and city breaks, where she can be found trying the local cuisine. She has a keen interest in music and enjoys attending concerts as well as listening to her vinyl record collection. Rhianydd is a strong advocate for wellbeing at the Bar. She tries to take some down-time to watch the latest TV drama mini-series.