



## Katherine Barnes

Year of call: 2014

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Phone: (0)20 7832 1111

*"Katherine is a brilliant advocate."* Chambers and Partners

*"Katherine is an excellent barrister and a pleasure to work with. She is dedicated and works hard. She is responsive, insightful, and you can trust her to get the best possible results."* Legal 500

Katherine is a public law specialist. She has an exceptionally diverse practice which ranges from commercial regulatory work (including planning, environment and procurement) to public interest and human rights matters.

She is recognised by Chambers and Partners and/or Legal 500 in the fields of public law, civil liberties & human rights, planning, environment, community care and education.

Katherine graduated from Queens' College, Cambridge with a first class degree in French and Spanish before converting to law. She then obtained an LLM with distinction in public law and human rights from the London School of Economics.

She has appeared as sole counsel in the Court of Appeal, High Court, Upper Tribunal, Court of Protection, County Court, Crown Court and Magistrates Courts.

As former co-chair of Young Legal Aid Lawyers, Katherine is committed to access to justice and legal aid work. She is also a member of the Equality and Human Rights Commission's panel of counsel.

## Areas of expertise

Planning

Environment

Energy and Natural Resources (including nuclear)

Administrative and Public

Education

Community Care and Mental Health

Healthcare

Regulatory, Disciplinary and Licensing

Inquiries

Procurement

## Healthcare

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Katherine is regularly instructed on cases within the healthcare sector, particularly in relation to related claims for judicial review. Her advisory and litigation work in the area includes:

- Procurement
- Continuing Healthcare packages
- Closure of facilities and services for people with disabilities
- Detention under the Mental Health Act 1983
- Regulation of care homes by the Care Quality Commission
- Healthcare restructuring
- Multiple Court of Protection health and welfare matters, including disputes about residence, care and contact

### Cases of note:

- ***R (Birthrights) v Cwm Taf Morgannwg University Health Board [2022]*** - Advised the NGO Birthrights in respect of a potential challenge to the health board's policy of restricting visits to all its ante and post-natal wards to only one hour per day due to concerns about the transmission of Covid-19. The health board conceded following the letter before claim.
- ***R (AP) v Oxford Health NHS Foundation Trust [2021]*** - Acted for a hospital trust in a judicial review of the decision to transfer to another hospital an individual detained under s3 Mental Health Act 1983.
- ***In The Matter of P (Discharge of Party) [2021] EWCA Civ 512*** - Acted for the first respondent local authority in an appeal to the Court of Appeal from the Court of Protection on the grounds of procedural unfairness.  
Judgment
- ***Health Service Executive of Ireland v Ellern Mede Moorgate [2020] EWCOP 12*** - Acted for the Applicant in a successful application for the recognition and enforcement of protective measures imposed abroad in relation to a young woman with severe anorexia.  
Judgment
- ***AS v Kingston Hospital NHS Foundation Trust [2018]*** - Acted for the Claimant in a successful challenge to the trust's decision to introduce a policy of charging blue badge holders for car parking at its hospital.
- ***R (Hutchinson) v Secretary of State for Health and Social Care [2018] EWHC 1698 (Admin)*** - Acted for the Secretary of State (as part of the Government Legal Department's junior junior scheme) in a challenge to the government's "Alternative Care Providers" policy.

## Recommendations

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Katherine is listed by Chambers and Partners and The Legal 500 in public law, civil liberties & human rights, planning, environment, community care and education:

*"She gives strategic advice, is very pleasant to work with and is very helpful with the client. Chambers and Partners 2022.*

*"She is extremely thorough, has great attention to detail and an exceptional understanding of the core*

issues in her cases. She is also a pleasure to work with." Chambers and Partners 2022.

"Her strengths are clarity of advice, willingness to think outside of the box, and her ability to resolve an issue expediently." The Legal 500 2022.

"Katherine is an excellent barrister and a pleasure to work with. She is dedicated and works hard. She is responsive, insightful, and you can trust her to get the best possible results." The Legal 500 2021.

## Memberships

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- Administrative Law Bar Association (ALBA) (committee member)
- Association of Regulatory and Disciplinary Lawyers (ARDL)
- Education Law Association (ELAS)
- Human Rights Law Association (HRLA)
- Planning and Environmental Bar Association (PEBA)
- United Kingdom Environmental Law Association (UKELA)
- Young Legal Aid Lawyers (YLAL) (former co-chair)

## Qualifications

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### Education

- Queens' College, University of Cambridge, BA(Hons) French and Spanish (First Class) (2010)
- City University, GDL (2012)
- The London School of Economics, LLM Public Law and Human Rights (Distinction) (2013)
- BPP University, BPTC (2014)

### Scholarships and prizes

- Foundation Scholarship, Queens' College, University of Cambridge (2010)
- Lord Haldane Scholarship, Lincoln's Inn (2011)
- Hardwicke Award, Lincoln's Inn (2012)
- Lord Mansfield Scholarship, Lincoln's Inn (2013)

## Additional Information

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In her free time, Katherine enjoys travel, theatre and reading novels. She also sings with Voce Chamber Choir, whose concerts have ranged from Tallis to Poulenc to singing with the Rolling Stones at Glastonbury.

### Languages

- French (fluent)
- Spanish (fluent)

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