



Stephanie David

Year of call: 2016

Email: stephanie.david@39essex.com

Phone: +44 (0)20 7832 1111

"Stephanie has a brilliant legal brain: she is able to see problems and work them through before arriving at the best answer." The Legal 500 2024

"An engaging, courageous advocate." The Legal 500 2024

Steph has a multi-disciplinary practice focussing on matters affecting health, sport and the environment. She is ranked as a "rising star" in administrative law and human rights, as well as Court of Protection, and a "leading junior" in environmental law by The Legal 500. Her experience spans a wide range of work, from public interest judicial reviews, regulatory work to private law claims and commercial claims.

She holds degrees from the University of Cambridge and the London School of Economics, where she was awarded the prize for the best mark in the LLM in Human Rights (2014).

Steph is a regular contributor to the Journal of Environmental Law, LawInSport and Sport Resolutions. She has peer reviewed for the Australian and New Zealand Sports Law Journal.. She has also contributed to the latest edition of Wilmot-Smith on Construction Contracts (4th edition, May 2021),

Areas of expertise

Administrative and Public

Commercial

Civil Liberties and Human Rights

Healthcare

Environment and Planning

Sport

Court of Protection and Medical Treatment

Healthcare

Steph specialises in matters relating to health encompassing public law, commercial disputes (including procurement), Court of Protection (including serious medical treatment) and clinical negligence (including fatal accidents and data protection issues).

She has a particular interest in cases with a human rights aspect and those in the fertility sector. She regularly appears as sole counsel, as well as being junior to the leading silks.

Notable recent instructions include:

- ***Re X (Catastrophic Injury: Collection and Storage of Sperm)* [2022] EWCOP 48** – As sole counsel, instructed by the hospital trust in an urgent out of hours application made by the parents of a 22-year-old man, X, who suffered from a catastrophic stroke, for a declaration that it would be lawful to retrieve X's gametes and for them to be stored both before and after his death on the signing of the relevant consents. Raised issues in relation to X's Article 8 Convention rights and the consent requirements in the Human Fertilisation and Embryology Act 1990.
Judgment
- ***Ted Jennings v Human Fertilisation and Embryology Authority* [2022] EWHC 1619 (Fam)** - As junior counsel to Jenni Richards KC and Catherine Dobson, acted for the successful claimant and obtained a declaration that it was lawful for him, a widower, to use an embryo, created using his sperm and the eggs of his late wife in treatment with a surrogate.
- ***R (LSA Secure Limited) v Care Quality Commission* Case no. CO/028122021** – As sole counsel at the hearing, successfully defended the CQC in a case concerning the meaning of "care and treatment" within the Health and Social Care Act 2008 (Regulated Activities) Regulations 2014/2936.
- ***R (Hexpress Healthcare Ltd) v Care Quality Commission* [2023] EWCA Civ 238 and [2022] EWHC 2943 (Admin)** – As junior counsel to Daniel Stilitz KC, successfully represented the CQC in the Court of Appeal and High Court in a challenge to the CQC's factual accuracy process and inspection methodology; an interim injunction was also sought. Judgment in the Court of Appeal and judgment in the High Court.
- ***R (Good Law Project Limited) v Secretary of State for Health and Social Care* [2022] EWHC 2468 (TCC)** - Steph was junior counsel for the Good Law Project in their procurement challenge to the award of contracts for the manufacture and supply of rapid Covid-19 antibody tests.

Memberships

- Administrative Law Bar Association ("ALBA")
- Women in Sports Law ("WiSL")
- Court of Protection Bar Association ("CPBA")
- UK Environmental Law Association ("UKELA")

Qualifications

Education

- 2018, Asian International Arbitration Centre, Certificate in Sports Arbitration
- 2014-2016, City Law School, Bar Professional Training Course
- 2012-2014, Master of Laws, London School of Economics and Political Science ("LSE"), Distinction
- 2011-2012, City Law School, Graduate Diploma in Law, Distinction
- 2008-2011, Emmanuel College, University of Cambridge, Human, Social and Political Sciences, MA Hons (Cantab)

Scholarships and Prizes

- 2014 – Prize for best mark in LLM in Human Rights at the London School of Economics and Political Science

- 2013 – UK Semi-Finalist in the Jessup Public International Law Moot
- 2012 – Lord Denning Scholarship, Honourable Society of Lincoln's Inn
- 2009, 2010 – Senior Exhibition at Emmanuel College, University of Cambridge
- 2008 – Prime Minister's Global Fellowship

London

81 Chancery Lane,
London
WC2A 1DD
Tel: +44 (0)20 7832 1111
DX: London/Chancery Lane 298
Fax: +44 (0)20 7353 3978

MANCHESTER

82 King Street,
Manchester
M2 4WQ
Tel: +44 (0)16 1870 0333
Fax: +44 (0)20 7353 3978

SINGAPORE

Maxwell Chambers,
28 Maxwell Road,
WC2A 1DD
04-03 & 04-04, Maxwell Chamber
Suites
Singapore 069120
Tel: +65 6320 9272

KUALA LUMPUR

#02-9, Bangunan Sulaiman
Jalan Sultan Hishamuddin,
50000 Kuala Lumpur,
Malaysia
Tel: +60 32 271 1085

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clerks@39essex.com • DX: 298 London/Chancery Lane • 39essex.com