

Dr Marcia Persaud

Call: 2000

Contact Marcia Directly: 020 7353 6802 or



Marcia is a rounded common law barrister who is an active advocate in the High Court, Crown Court and County Court. Despite her obvious interest in Clinical Negligence and Personal Injury litigation, Marcia maintains a broad civil/immigration/family/employment, landlord and tenant and Health Care Regulatory Law practice.

Before being called to the Bar, Marcia had a successful clinical career at UCL Hospital London, where apart from her regular practice, she was a Clinical Research Fellow and Staff Governor on their Executive Board. With her research team, Marcia published work in the field of Paediatric Endocrinology. Her strong scientific qualification has placed her at an advantage when reading medical and forensic reports for trials. Her clinical experience is valuable when cross-examining medical expert witnesses. Prior to that, she was responsible for Medical Negligence claims for Camden and Islington Health Authority, preparing over 1000 cases for trial. This background provides Marcia with a clear advantage when handling Medical Negligence and Personal Injury cases.

Marcia has completed secondment at the Nursing and Midwifery Council and Serious Fraud Office on cases of high level commercial fraud, bribery and corruption.

She currently represents both local authority and private law family cases and respondents in the first tier and upper tribunals on a regular basis.

Civil

Civil

In addition to her advocacy in PI cases, she has completed drafting Particulars of Claim, Skeleton arguments, Advice on Merits, Advice on Quantum and substantive trials.

Personal Injury

Location

Goldsmith Building Temple
London
EC4Y 7BL

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DX: 376 Chancery Lane

- *DA v Liberty Insurance Ltd* [July 2017] represented Claimant successfully for relief of sanctions.
- *Akhtar v Cristie* [2012] PI claim with damages in excess of 500,000. Advice on Quantum and preparation for trial on Quantum

Medical Negligence

- *O (mother) for and on behalf of deceased minor AD v Newham General Hospital* [2012] Represented the claimant where damages awarded without admission of liability.
- *K v Dr H and Newham General Hospital* [RCJ 2012] represented the claimant. Summary judgement by D.

Bankruptcy

- *Tristar Cars Ltd v MA* [2017] represented the defendant where the claimant entered voluntary liquidation. Consent Order agreed.

Landlord and Tenant

- *WR Investments Ltd – v- Marlet Cante (1) Watangu Bungsia* [2015] Possession hearing where I advised the 2nd Defendant to withdraw the claim due to lack of documentation and costs implication.

Contract

- *Bibby Distribution Ltd v Man Truck & Bus UK Ltd* [2012] Multitrack involved manufacturers liability and Negligence; Advice on Liability resulting in settlement.

Health Care Regulatory Law

Marcia is competent in dealing with health care regulatory cases at all stages and level of court. She has comprehensive knowledge of fitness to practice issues and represents clients with confidence.

- *NMC and YS* [2015] Health Visitor failing to maintain professional boundaries in her practice: were serious child protection issues; was particularly complex; hundreds of pages of hand written family, child and social records to cross reference with multiple charges.
- *NMC v N* [2015] represented NMC where midwife had dishonestly falsified patient records. All of charges were proved, with misconduct and current impairment. Sanction imposed was 'strike off'.
- *Dr O G-O –v- GMC* [2013] Drafted grounds of appeal to CA after 10-day trial and adverse finding against Doctor.

Immigration

Marcia represents clients in asylum and other immigration cases, often dealing with vulnerable clients in sensitive situations, whose first language is not English.

- *M v SSHD* [2013] Represented the appellant where issue was whether the Respondent's decision for removal was lawful.
- *SSHD v B* [2014] Represented the respondent with criminal conviction, gained leave to remain. Appealed by SSHD. Decision upheld.

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- *SSHD v H*[UT 2017] represented the respondent where the SSHD appealed decision that the Immigration Judge had not considered the background evidence and the guidance from *HJ (Iran)* allowing appeal for asylum. Remitted.

Family

Marcia is confident in dealing with the sensitive issues relating to both private and public law cases.

- *Herts BC v TA & JM*[2016] Represented the Local Authority where child was taken into long term foster care.
- *S v S*[2017] Represented the father in complex private family case involving police and Local Authority because of allegations of assault.

Appointments

UCL NHS Foundation Trust Hospitals, Board of Governors

Memberships

Professional Negligence Bar Association

Family Law Bar Association

Association of Disciplinary Lawyers

Association of Magistrates

Awards

Award – NHS Executive 1993 -1994

Lexis Nexis – Critique: *F v F*[2013] EWHC 2683 (Fam)

Critical Review: *Pattni v First Leicester Buses Ltd also known as Bent V Highways and Utilities Construction*[2011] EWCA WL 5828823

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