

Patrick Routley

Call: 1979

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Patrick practises in the fields of civil and family law.

Since 2002, Patrick has been a Trustee (and Chairman 2003 – 2015) of Caris Haringey, a charity providing advice and services to the homeless and temporarily accommodated in the London Borough of Haringey, to which he was introduced by Bar in the Community.

Patrick is a fully qualified family mediator and is qualified to conduct MIAMs.

Patrick was a contributor to The Prince of Wales (Highgate) Quiz Book (Hodder 2006).

Patrick is also the author of “Tenancies and Estoppel – after London & Quadrant v Bruton” (Modern Law Review vol 63 no 3 (May 2000)).

Civil

In the field of property law, Patrick’s practice is mainly in the areas of Trusts of Land and real property.

Notable Cases

- *W v W (Joinder of Trusts of Land Act and Children Act Applications)* [2004] 2 FLR 321 CA: Cross-applications under the TLATA and Schedule 1 to the Children Act 1989 should be heard and determined together.
- *Southwark LBC v St Brice* [2002] 1 WLR 1537 CA: Possession proceedings for arrears of rent; suspended possession order; warrant of possession issued for breach of terms of suspension; warrant executed and tenant evicted. Tenants claims that issue of a warrant, as an administrative act without a hearing,

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breached his rights under Article 6 of the ECHR, and that the eviction breached his rights under Article 8, were rejected. The possession hearing, compliant with Art 6, had determined his civil obligations, the issue of a warrant merely an administrative act to give effect to the court's decision. Represented the landlord.

- *Thamesmead Town v Allotey* [1998] 3 EGLR 97 CA: Whether burden of positive covenant enforceable against successor in title to covenantor; represented the landlord.
- *Ministry of Defence v Thompson* [1993] 2 EGLR 107 CA: Evaluation of mesne profits where previous rent subsidised at a level below market rent; represented the landlord.

Family

Patrick's family practice covers all areas, but he is particularly experienced in care proceedings and financial remedy proceedings. His private law children work frequently has a foreign element, including permanent relocation.

Notable Cases

- *Re K & HH (Children)* [2012] EWHC 4027 (Fam) & [2013] EWHC 165 (Fam): Care proceedings in respect of two children whose younger sister had died in infancy of suspected, and established, "shaken baby syndrome". Finding that neither parent could be excluded as perpetrator, therefore neither available as carer for surviving children. Case involved extensive cross-examination, on behalf of the father, of four distinguished medical experts.
- *Re D (Facilitated Communication)* [2001] 1 FLR 148 HC: Whether reliance may be placed in care proceedings on evidence of disabled child using facilitated communication (where the facilitator holds the hand of the disabled child to assist his indication of letters); represented the local authority.

Appointments

- Chairman, Caris Haringey (2003 – 2015)
- Trustee, Caris Haringey (2002 – date)

Memberships

- Family Law Bar Association

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