

Marios Lambis

"Utterly charming, he could talk the birds out of the trees. He's an incredible asset in front of tribunals."
Chambers UK 2017



Year of Call: 1989

020 7353 5324

Originally from a criminal practice, which encompassed major frauds and terrorist cases, including the first Iraqi Hijacking trial in which he was the youngest counsel instructed, Marios Lambis has been undertaking criminal, professional discipline and regulatory work for all of his career. His experience and level of knowledge has led to him undertaking work before most regulators not only presenting and defending but also advising. This included being one of only eight lawyers (the only junior counsel) invited to advise on the new fitness to practice rules for the organisation that was to take over the hearings for the General Medical Council.

He has advised and/or represented the Home Office, multinational enterprises, non-governmental organisations and many regulators in areas ranging from environmental pollution, health & safety, fitness to practice of professionals of all descriptions including those facing criminal allegations and the prospect of losing their liberty.

He has been asked to chair meeting between multinationals and NGO's both overseas and in the United Kingdom.

Marios is also a Recorder of the Crown Court with a licence to try Serious Sexual Offences, which brings invaluable experience to clients.

What others say:

"An excellent advocate in front of professional tribunals as well as juries" – Legal 500 2017

"An excellent advocate who is brilliant with clinical cases." – Chambers UK 2017

Location

2 Hare Court
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“He is great with clients and presents himself with a blend of confidence, reassurance and good humour.” – Chambers UK 2016

“The breadth of knowledge that he brings to a case is invaluable.” – Chambers UK 2016

Criminal Defence

For all of his career Marios has been instructed in cases of the utmost seriousness including cases where the liberty of company directors were at play and that involved an international dimension. This has included the initial ‘Iraqi’ hijacking trial where detailed arguments in respect of the defence of duress of necessity, the concepts of ‘immediacy’, ‘proportionality’, the Nuremberg Convention and other treaties governing crimes against humanity were fully argued both before the Crown court and later before the Court of Appeal.

He has both been led and dealt with cases as a leading junior in cases ranging from riot to drugs importations and murder. This has included cases where it was alleged the criminal conduct was to raise funds for Al-Qaeda. He was also instructed in what was at the time the largest re-insurance fraud in British history and has acted as Special/Independent Counsel in matters pertaining to disclosure involving professional individuals and potential criminal offending.

Cases

GMC v Dr AM

Marios advised and represented a senior occupational health practitioner who had been prosecuted by the Crown Prosecution Service in the Crown Court for fraud. The criminal investigation and that conducted by the General Medical Council spanned some 5 years. The GMC case alleged a greater degree of dishonesty than even that presented by the CPS and alleged that the doctor had given different and inconsistent accounts both in his police interviews, in evidence before the Crown Court and before the MPTS.

After a hearing before the MPTS, the Tribunal found none of the allegations alleged against the doctor proved.

GMC v Dr TP

Marios represented in the Crown Court the interests of a consultant convicted of a fraud against his employing hospital over many years. Despite the loss initially being placed at over £40,000 Marios succeeded in securing the doctor a suspended sentence.

R v V & Others

Marios defended in an SFO prosecution, involving a multi-million pound international re-insurance fraud, which raised issues. The case encompassed areas such as European Directives, public and private international law, conflicts of law together with the specialised and complex areas of enforceability, implied actual authority, ostensible authority and ratification. SFO elected not to proceed at trial following defence submissions on the law.

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R v H & Others

Marios appeared as junior counsel for one of the Iraqi men accused of hijacking a plane from Jordan to the United Kingdom in order to escape the Saddam Hussein regime in which he feared death. At the time this was only the second ever hijacking case in English history and Marios was the youngest of all the counsel instructed. The case involved legal arguments on the defence of necessity, crimes against humanity and the Nuremberg Convention.

R v Dr A

Marios defended a young doctor in the Crown Court accused by five separate female patients of sexually motivated and inappropriate examination and touching of their breasts. Despite the crown calling expert evidence that these examinations were not clinically justified or appropriately executed, including one patient that attended for an in-growing toenail, the defendant was acquitted of all the allegations.

CQC v Corporate Entity & Another

Marios defended a company and one of its individual directors operating an exclusive 'detox' retreat used by many stars and celebrities. The CQC issued criminal proceedings in which it alleged a multitude of regulatory breaches against both the corporate entity and the individual director (who was also separately registered with another regulator). Marios advised and negotiated a settlement on behalf of the defence.

R v S

Marios defended a young mother accused of trying to kill her own child whilst in the throws of a psychotic episode. The case involved detailed legal argument and expert evidence.

Inquests & Public Inquiries

For all his career Marios has appeared in inquests both for and against government agencies, companies and private organisations. This has included acting for police officers, doctors and military personnel.

Cases

In The Matter of Paper Manufacturer & NGO's

Marios chaired a series of meetings between the (then) world's largest manufacturer of paper products and various non-governmental organisations (NGO's) including Friends of the Earth, Greenpeace and others where very sensitive and politically hazardous issues were raised. This included the company's alleged use of slave labour, the alleged denial of services to disabled employees and the alleged exploitation of illiterate and/or young employees.

In The Matter of L

Marios advised and appeared for a young child in a number of forums including the Criminal Injuries

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Compensation Board. The case involved detailed and complex areas of law in respect of an award to the child which could potentially be exploited by the perpetrator of the crime, given the applicants' age. In this case the child's father had killed his mother and there was concern that even unwittingly the father may get access to any award given that the child was not of age.

Professional Discipline

Marios advises and represents clients from a wide variety of industry sectors in cases brought by their regulatory bodies, and in related proceedings in the criminal, civil and coronial courts, and other tribunals. He appears both at first instance and advises on appeals and judicial review applications to the High Court. He specialises in complex and lengthy cases before disciplinary committees, and in the High Court, and is adept at quickly identifying key issues. He is instructed by major indemnity providers and corporate bodies and the regulators to advise and appear on behalf of their members.

He has experience of all forms of interim order and fitness to practice proceedings involving all the major regulators and some governing niche areas.

He has lectured at the General Medical Council and General Dental Council on particular problems posed in litigation. He has also provided advocacy training to the Medical Protection Society and has been invited to lecture dentists on the issues they should be alive to in respect fitness to practice matters.

Marios was one of only two barristers (the other being a QC) to advise the precursor of the MPTS on the form and nature of its Fitness to Practice Rules.

He has been instructed in cases of the utmost gravity and public concern including those where novel and complex issues of law and procedure arose.

Cases

GMC v F

Marios appeared for a doctor facing a multitude of allegations including sexual behavior with a child and viewing of pornography at various venues. He was successful in arguing before the Panel that the GMC bringing proceedings against a doctor for viewing legal pornography in his own home, despite children having access to that computer, was outwith the role of the regulator and an infringement of the doctor's rights under the Human Rights Act.

GMC v LG

Marios defended a GP acquitted of fraud but still facing allegations of dishonesty and serious deficient professional performance. This is believed to be the first case in which the GMC 'disowned' its own performance assessment after Marios successfully argued bias on the part of the assessors, even before the GMC called them to give evidence. It led the panel to note that the doctor had been dealt a 'manifest injustice' by the GMC.

GMC v R

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Marios presented a case for the GMC against a doctor accused of sending defamatory, racist and anti-Semitic correspondence to numerous lawyers, deans and others. He was successful in fending off an argument on the admissibility of some of the evidence and was successful in his application to call rebuttal evidence against the doctor which proved the doctor had lied on oath.

GSCC v W & C

Marios was instructed to advise, prepare and present the much-publicised case against the Social Worker and Team Leader responsible for Peter Connelly ('Baby P'). It was the first time the regulator sought to 'join' two registrants in a single hearing despite its rules not permitting it. Marios prepared detailed arguments and the hearing was ultimately 'joined' and both registrants ultimately accepted all the allegations that Marios had drafted against them.

GSCC v T

Marios appeared for a doctor who also sat in a judicial capacity referred to the GMC by the President of the Solicitors Regulatory Authority for allegedly sending misleading medical reports and not complying with Good Medical Practice where his tactical preparation and presentation might have an impact on the doctor's ability to retain his judicial appointment.

Accreditations



Appointments & Memberships

- 2006: Recorder
- Association of Greek Lawyers
- Association of Regulatory & Disciplinary Lawyers
- Criminal Bar Association

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