

Vivienne Tanchel

"A fantastic advocate who has excellent judgement."
Chambers UK 2018



Year of Call: 2005

020 7353 5324

Vivienne is ranked in band 1 by Chambers and Partners for Financial Crime and tier 1 in The Legal 500 in Business and Regulatory Crime. She is also ranked in Criminal Fraud, Professional Discipline and Regulatory Law.

Vivienne's practice focuses almost exclusively on representing corporate and professional defendants, in "white collar" financial crime and regulatory proceedings. Reviewers have noted that "She has a frightening intellect" and that she is "Assertive, fearless and very, very intelligent."

Before coming to the Bar she spent fifteen years working as a trader and advisor in international financial markets, thus offering clients a unique insight into the regulatory environment governing both the financial services and corporate markets. In addition, she has a busy practice involving the regulation of healthcare and other professionals.

Vivienne is a regular speaker at seminars and lectures bringing her specific expertise in financial services to assist solicitors and other legal professionals in understanding financial markets.

Vivienne accepts [Direct Access](#) instructions.

What others say:

"Vivienne combines a formidable understanding of the practical elements of financial services (derived from her former life as a trader) with a straightforward manner which cuts to the chase. Clients appreciate speaking to someone who understands technical issues and who is able to relate to the context in which they operate." - Chambers UK 2018

Location

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“She is extremely forensic and robust in her approach.” – Legal 500 2017

“One of those people who is both a brilliant junior and an expert” – Chambers UK 2017

“Very hardworking and very good with clients – her knowledge of the financial services industry really does give her the edge.” – Legal 500 2017

“She is extremely forensic and robust in her approach.” – Legal 500 2017

“Has an expertise that is way beyond that of many criminal barristers, and is extremely hard working and conscientious.” – Chambers UK 2017

“One of those people who is both a brilliant junior and an expert, she is a former foreign exchange (‘forex’) trader, so has an understanding of the financial world and trading floor which other barristers just can’t match.” – Chambers UK 2017

“She is particularly strong at dealing with difficult witnesses.” – Legal 500 2016

“Very good on the detail, very hardworking and someone who can quickly ascertain the key issues and tactical considerations” – Chambers UK 2016

Business Crime & Financial Services

Vivienne is regularly instructed, by some of the leading defence solicitors, to advise and represent bankers, directors & officers of companies, hedge fund managers and other City professionals facing criminal and regulatory allegations. She has extensive experience of cases involving allegations of insider dealing, market abuse, breaches of the Statements of Principles, boiler room fraud, money laundering, VAT fraud, mortgage fraud and directors’ disqualification proceedings. Vivienne has particular experience in dealing with applications for injunctions and restitution brought by the FCA She also has experience of appearing before the Regulatory Decisions Committee.

Cases

R v Sultana

Instructed to represent Paul Sultana in what was alleged to be the largest ever privately prosecuted fraud. Sultana was one of a team of fraudsters who defrauded the Allseas Group (a Swiss oil and gas company) of €100m.

R v R

Vivienne was instructed as a led junior for the first defendant in the LIBOR II trial. The trial involved the alleged large scale manipulation of the LIBOR benchmark rate. Vivienne’s client was acquitted of both counts of fraud.

R v X

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Vivienne is currently instructed to advise a foreign exchange trader in relation to various investigations including one by the Serious Fraud Office.

R v A Company

Vivienne represented the defendant company and the director in proceedings brought by the FCA in the High Court relating to an allegation that the Company was running an unauthorised collective investment scheme. Vivienne also represented the company and the director in the appeal to the Court of Appeal. The case is currently the leading authority on Collective Investment Schemes.

Inquests & Public Inquiries

Vivienne has considerable experience in representing doctors and nurses at inquests both where the death has occurred in custody as well as where death has occurred in circumstances where there are assertions of neglect and failures of care in the community.

Recent cases:

Inquest into the death of Ivy Atkin

Vivienne represented a GP in the inquest touching upon the death of Ivy Atkin who died in a care home as a result of wanton neglect. The inquest followed the prosecution of the care home manager for gross negligence manslaughter as well as the company who owned and operated the home. The Coroner was satisfied that the GP, who Vivienne represented, provided appropriate care.

Professional Discipline

Vivienne appears before the disciplinary committees of a wide variety of regulatory bodies. She is instructed to represent registrants in proceedings brought by the General Medical Council, Nursing & Midwifery Council, General Pharmaceutical Council, Bar Standards Board, the General Dental Council and others, both at first instance and on appeal to the Care Standards Tribunal, High Court, and Court of Appeal. Vivienne also has experience of bringing claims for Judicial Review in associated proceedings, and has appeared in Coronial proceedings on behalf of healthcare professionals. She has experience of all forms of Interim Orders and Fitness to Practice proceedings involving issues of performance, misconduct and health.

Cases

NMC v Q

Vivienne represented the nurse facing in excess of 50 allegation including allegations of dishonesty in complex and lengthy proceedings at the NMC. The case lasted some 17 weeks.

NMC v G

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Vivienne was instructed to represent a nurse to defend allegations of rape and consensual sex with a mental health patient.

FCA v X

Vivienne is instructed to represent Mr X in regulatory proceedings arising out of the alleged manipulation of LIBOR.

FCA v X

Vivienne was instructed to advise a former “authorised person” on an application to the FCA to remove the permanent prohibition imposed more than 10 years previously.

Tax

Vivienne advises and appear in appeals both to the First Tier Tribunal (Tax Chamber) against decisions by HMRC Commissioners to deny the repayment of VAT and to the Upper Tribunal. Her experience includes cases involving appeals for several million pounds as well as smaller claims which involve novel points of law.

Cases

HMRC v T

Vivienne represented the Company both at first instance in the First Tier Tribunal and on appeal to the Upper Tribunal in case involving alleged MTIC fraud.

HMRC v A

Vivienne was instructed as a led junior representing the company both at first instance in the First Tier Tribunal and on appeal to the Upper Tribunal.

Accreditations

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Appointments & Memberships

- Association of Regulatory Lawyers
- Fraud Lawyers Association

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