

Frances Brough

CALL/INN: Called to the Bar by Gray's Inn, October 2005

TYPE OF HEARING: 5 Person Disciplinary Tribunal

DATE OF DECISION: 23rd March 2015

In breach of

Contrary to paragraphs 301(a)(i), 905(b)(iii) and pursuant to paragraphs 901.7 of the Code of Conduct of the Bar of England and Wales (8th Edition) and Core Duty 9 - rC64.1, Core Duty 9 – rC64, Core Duty 5 and Core Duty 9 – rC65.

Details of Offence

Frances Louise Brough engaged in conduct which was discreditable to a barrister, contrary to paragraph 301(a)(i) of the Code of Conduct, in that on the 12th August 2013, she was convicted after trial at the South East Northumberland Magistrates Court of assaulting by beating a person contrary to section 39 of the Criminal Justice Act 1988. As a result of that conviction, she was sentenced by the said Magistrates' Court on the 30th September 2013 to a term of 16 weeks imprisonment, which sentence was varied by the Newcastle upon Tyne Crown Court on the 22nd November 2013 to a community order for 3 years with a requirement that she be supervised by the probation service.

Frances Louise Brough failed to report promptly to the Bar Standards Board that on the 12th August 2013, she had been convicted of a relevant criminal offence as defined in part 10 of the Code of Conduct, namely assaulting by beating a person, such failure being contrary to paragraph 905(b)(iii) of the Code of Conduct.

Frances Louise Brough engaged in conduct which was discreditable to a barrister, contrary to paragraph 301(a)(i) of the Code of Conduct, in that on the 12th August 2013, she was convicted after trial at the South East Northumberland Magistrates Court of assaulting by beating a person contrary to section 39 of the Criminal Justice Act 1988. As a result of that conviction, she was sentenced by the said Magistrates' Court on the 30th September 2013 to a term of 16 weeks imprisonment, which sentence was varied by the Newcastle upon Tyne Crown Court on the 22nd November 2013 to a community order for 3 years with a requirement that she be supervised by the probation service.

Frances Louise Brough failed to report promptly to the Bar Standards Board that on the 12th August 2013, she had been convicted of a relevant criminal offence as defined in part 10 of the Code of Conduct, namely assaulting by beating a person, such failure being contrary to paragraph 905(b)(iii) of the Code of Conduct.

Frances Louise Brough engaged in conduct which was discreditable to a barrister, contrary to paragraph 301(a)(i) of the Code of Conduct, in that on the 12th August 2013, she was convicted after trial at the South East Northumberland Magistrates Court of assaulting a police constable who was in the execution of their duty, contrary to section 89(1) of the Police Act 1996. As a result of that conviction, she was sentenced by the said Magistrates' Court on the 30th September 2013 to a term of 16 weeks imprisonment, which sentence was varied by the Newcastle upon Tyne Crown Court on the 22nd November 2013 to a community order for 3 years with a requirement that she be supervised by the probation service.

Frances Louise Brough failed to report promptly to the Bar Standards Board that on the 12th August 2013, she had been convicted of a relevant criminal offence as defined in part 10 of the Code of Conduct, namely assaulting a police constable, such failure being contrary to paragraph 905(b)(iii) of the Code of Conduct.

Frances Louise Brough engaged in conduct which was discreditable to a barrister, contrary to paragraph 301(a)(i) of the Code of Conduct, in that on the 19th August 2013, she was convicted after pleading guilty at the South East Northumberland Magistrates Court to an offence of breaching a non-molestation order made on the 12th August 2013 by the Morpeth and Berwick County Court. As a result of that conviction, she was sentenced by the said Magistrates' Court on the 30th September 2013 to a term of 8 weeks imprisonment, which sentence was varied by the Newcastle upon Tyne Crown Court on the 22nd November 2013 to a community order for 3 years with a requirement that she be supervised by the probation service.

Frances Louise Brough failed to report promptly to the Bar Standards Board that on the 19th August 2013, she had been convicted of a relevant criminal offence as defined in part 10 of the Code of Conduct, namely breach of a non-molestation order, such failure being contrary to paragraph 905(b)(iii) of the Code of Conduct.

Frances Louise Brough engaged in conduct which was discreditable to a barrister, contrary to paragraph 301(a)(i) of the Code of Conduct, in that on the 16th September 2013, she was convicted after trial at the South East Northumberland Magistrates Court of assaulting a police constable who was in the execution of their duty, contrary to section 89(1) of the Police Act 1996. As a result of that conviction, she was sentenced by the said Magistrates' Court on the 30th September 2013 to a term of 10 weeks imprisonment, which sentence was varied by the Newcastle upon Tyne Crown Court on the 22nd November 2013 to a community order for 3 years with a requirement that she be supervised by the probation service.

Frances Louise Brough failed to report promptly to the Bar Standards Board that on the 16th September 2013, she had been convicted of a relevant criminal offence as defined in part 10 of the Code of Conduct, namely assaulting a police constable in the execution of his duty such failure being contrary to paragraph 905(b)(iii) of the Code of Conduct.

Frances Louise Brough engaged in conduct which was discreditable to a barrister, contrary to paragraph 301(a)(i) of the Code of Conduct, in that on the 23rd September 2013, she was convicted after pleading guilty at the South East Northumberland Magistrates Court to an offence of assaulting by beating a person contrary to section 39 of the Criminal Justice Act

1988. As a result of that conviction, she was sentenced by the said Magistrates' Court on the 30th September 2013 to a term of 10 weeks imprisonment, which sentence was varied by the Newcastle upon Tyne Crown Court on the 22nd November 2013 to a community order for 3 years with a requirement that she be supervised by the probation service.

Frances Louise Brough failed to report promptly to the Bar Standards Board that on the 23rd September 2013, she had been convicted of a relevant criminal offence as defined in part 10 of the Code of Conduct, namely assaulting a person, such failure being contrary to paragraph 905(b)(iii) of the Code of Conduct.

Frances Louise Brough engaged in conduct which was discreditable to a barrister, contrary to paragraph 301(a)(i) of the Code of Conduct, in that on the 23rd September 2013, she was convicted after pleading guilty at the South East Northumberland Magistrates Court to an offence of assaulting by beating a person contrary to section 39 of the Criminal Justice Act 1988. As a result of that conviction, she was sentenced by the said Magistrates' Court on the 30th September 2013 to a term of 10 weeks imprisonment, which sentence was varied by the Newcastle upon Tyne Crown Court on the 22nd November 2013 to a community order for 3 years with a requirement that she be supervised by the probation service.

Frances Louise Brough engaged in conduct which was discreditable to a barrister, contrary to paragraph 301(a)(i) of the Code of Conduct, in that on the 23rd September 2013, she was convicted after pleading guilty at the South East Northumberland Magistrates Court to an offence of using threatening words and behaviour towards a person contrary to section 4A(1) of the Public Order Act 1986. As a result of that conviction, she was sentenced by the said Magistrates' Court on the 30th September 2013 to a term of 4 weeks imprisonment, which sentence was varied by the Newcastle upon Tyne Crown Court on the 22nd November 2013 to a community order for 3 years with a requirement that she be supervised by the probation service.

Frances Louise Brough failed to report promptly to the Bar Standards Board that on the 23rd September 2013, she had been convicted of a relevant criminal offence as defined in part 10 of the Code of Conduct, namely using threatening words and behaviour contrary to Section 4A(1) of the Public Order Act 1986, such failure being contrary to paragraph 905(b)(iii) of the Code of Conduct.

Frances Louise Brough engaged in conduct which was discreditable to a barrister, contrary to paragraph 301(a)(i) of the Code of Conduct, in that she committed an offence of fraud by false representation contrary to Section 2 of the Fraud Act 2006 of which offence she was convicted at the Southwark Crown Court on the 3rd December 2013 and on the 22nd April 2014 she was sentenced to a sentence of 15 months imprisonment suspended for 24 months and to pay a victim surcharge of £100.

Frances Louise Brough failed to report promptly to the Bar Standards Board that on the 3rd December 2013, she had been convicted of a relevant criminal offence as defined in part 10 of the Code of Conduct, namely Fraud, such failure being contrary to paragraph 905(b)(iii) of the Code of Conduct.

Frances Louise Brough engaged in conduct which was discreditable to a barrister in that she failed to comply with her obligations under rC64 of the Bar Standards Board Handbook in that she did not provide promptly all such information as was required of her by the BSB in correspondence: 1) Dated the 1st May 2014 being correspondence issued in respect of a complaint number PC 2013/0541 which required that the relevant information be provided by the 27th May 2014, 2) 19th May 2014 being correspondence issued in respect of a complaint number PC 2013/0541 which required that within 7 days thereof the information be provided.

Frances Louise Brough engaged in conduct which was discreditable to a barrister in that she failed to cooperate with her Regulator by her failure to comply with the obligations under rC64.2 of the Bar Standards Board Handbook by her failure to pay a fine of £350 imposed by a Disciplinary Tribunal on the 30th April 2013 which was due to be paid by the 7th June 2013.

Frances Louise Brough engaged in conduct which was discreditable to a barrister in that she failed to cooperate with her Regulator by her failure to comply with the obligations under rC64.1 of the Bar Standards Board Handbook in that she failed to reply to correspondence from her regulator, the Bar Standards Board in relation to a complaint reference number PC 2014/0197 raised against her on the 27th June 2014 in respect of the non-payment of the fine imposed on her by a Disciplinary Tribunal on the 30th April 2013.

Frances Louise Brough engaged in conduct which was discreditable to a barrister and likely to diminish the trust and confidence in which the public places in her or in the profession in that on the 3rd February 2014, on her own admission she was convicted at the Newcastle Crown Court of two counts in separate indictments each alleging a breach of a non-molestation order. In relation to each indictment on the 22nd April 2014 she received a sentence of 3 months imprisonment suspended for 24 months, a supervision order for 12 months and a restraining order for 5 years.

Frances Louise Brough engaged in conduct which was discreditable to a barrister in that she failed to cooperate with her Regulator and comply with the obligations under rC65 of the Bar Standards Board Handbook in that she failed to report the convictions of the 3rd February 2014 for breaches of a non-molestation order to the Bar Standards Board promptly or at all.

SENTENCE: Total of 107 months suspension and Disbarment.

STATUS: Open to Appeal.