



The Bar Tribunals & Adjudication Service

The Council of the Inns of Court

Disciplinary Tribunal

ANDREW RAINSBERRY

Called to the Bar by: Gray's Inn, July 2001

Type of hearing: 5 Person Tribunal

Date of decision: 13 April 2021

In breach of:

Core Duty 5, Rule rC8 and/or rC9 of the Bar Standards Board Handbook.

Details of offence:

Andrew Rainsberry acted in a way which was likely to diminish the trust and confidence which the public places in a barrister or in the profession in that he recklessly made a misleading witness statement dated 7 June 2016 in support of an application under section 39 and/or 47 of the Arbitration Act 1996 made by Company X. The witness statement was recklessly misleading in that it made no reference to correspondence written by him dated 16 March 2016, 23 March 2016, 24 March 2016 ["the March Correspondence"] and alleged that the company had complied with paragraphs 3 and 4 of the Arbitration Agreement dated 8 July 2014 when he knew, as evidenced by the March Correspondence that the company had not so complied. In doing so, he recklessly misled the Arbitrator into making declarations 1 and 2 of the Arbitration Award of 6 September 2016.

Sanction: Fined £3,000. Cost to be paid to the BSB of £7, 542.00.

Status: Final.

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