

Mark Sullivan

Year of Call: 1997

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Public and Regulatory

Criminal & Quasi-Criminal

Mark has extensive experience and expertise in prosecuting and defending in regulatory crime. He was previously on the Attorney General's list of criminal advocates and was instructed by the DBIS (formerly DTI) and the HSE in criminal matters. Latterly he has specialised in representing individual and corporate Defendants in all aspects of regulatory criminal proceedings. He has appeared in cases brought by the HSE, Trading Standards, the Environment Agency, Fire Authorities and VOSA, amongst others.

Licensing and Regulatory

Mark represents Commercial and Public Service Vehicle Operators in the criminal courts and appears frequently in Public Inquiries before the Traffic Commissioners.

He also advises and represents individuals and firms before Admissions, Registration and Licensing Committees of various professional bodies and in the Tribunal System (Social Care and Social Entitlement Chambers).

Current and recent cases include:

- Re: H Ltd.- advised in relation to breaches of Transport Act 1985 registered bus services.
- Re: GP Ltd. – advised and represented at Public Inquiry a restricted licence holder in relation to numerous breaches of its licence.
- ACCA v H&Co. – advised accountancy firm and individual partners in relation to proceedings to revoke an auditing certificate following referral to the ACCA Admissions & Licensing Committee.
- ACCA v E – advised sole practitioner in relation to alleged breaches of ACCA audit licence and client account rules. Direct access client.

Disciplinary

Mark Sullivan brings his many years of experience as a criminal advocate to the field of professional disciplinary proceedings. He advises and represents firms and individuals before the disciplinary and fitness to practise committees of various professional bodies in the healthcare, accountancy, finance and related sectors.

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- ACCA v E – advised sole practitioner in relation to alleged breaches of ACCA audit licence and client account rules. Direct access client.
- HCPC v J – represented social worker in connection with discontinued fitness to practise proceedings.

Mark sits as a Legal Assessor for the Nursing & Midwifery Council, the Association of Accounting Technicians and the Chartered Institute of Public Finance & Accountancy.

He accepts instructions under Conditional Fee Agreements in appropriate cases and is registered for Direct Access.

Member of the Association of Regulatory & Disciplinary Lawyers and the Western Circuit.

Professional Negligence

Prior to coming to the Bar, Mark qualified as an Accountant and then worked in international Investment Banking for 15 years. He brings that experience and expertise to his practice in professional negligence matters, acting for both Claimants and Defendants, particularly in relation to actions involving accountants, tax advisers, financial advisers and solicitors.

Current and recent cases include:

Advising Company in relation to allegedly negligent tax advice involving claims for Entrepreneurs' Relief, Capital Allowances and Inter-Company property transfers.

Advising Company in relation to alleged negligence on the part of its statutory auditor in failing to advise on financial mismanagement and impending financial difficulties.

Advising small company in potential claim against payroll sub-contractor following discovery of overpayments to employees and failure to account for PAYE.

Advising individual in relation to alleged negligence by solicitor representing him in criminal proceedings, including delay in instituting judicial review proceedings and unauthorised disclosure.

Connected to his professional negligence work, Mark Sullivan also represents accountants and other financial professionals in disciplinary proceedings.

He is a member of the Professional Negligence Bar Association. He is registered for Direct Access and accepts work under Conditional Fee Agreements in appropriate cases.

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Articles

Our legal assessors – David Swinstead, Peter Jennings, Nicholas Leviser, Timothy Bradbury, Lachlan Wilson and Mark Sullivan – share with you hints and tips from their own experience, focused for the second time on the use of language: the different ways in which people use language, and which words can mean different things to different people.

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Academic qualifications

- LLB (Hons) Bristol
- JJ Fellowes Prize

Professional qualifications & appointments

- Legal Assessor to the Nursing and Midwifery Council
- General Dental Council
- Association of Accounting Technicians
- Chartered Institute of Public Finance & Accountancy

Professional bodies

- Personal Injury Bar Association
- Professional Negligence Bar Association
- Western Circuit
- Association of Regulatory & Disciplinary Lawyers