



Emma Rutherford

LLB (Hons)

Call 2002

Emma specialises in immigration, crime and general civil litigation.

She advises and represents in all types of immigration and asylum cases and has an interest in nationality law. She appears frequently before the First Tier Tribunal and the Upper Tribunal, including as junior counsel in the recent country guidance case of AK (Article 15(c)) Afghanistan. She is experienced in judicial review work and is instructed in Court of Appeal matters, recently having appeared for one of the Appellants in SS and Others (Zimbabwe). Her experience as a criminal practitioner enables her to be particularly effective in deportation cases. She also has a specific interest in immigration cases with an EEA element.

Emma is in the up and coming category for Immigration in the Midlands in Chambers and Partners 2013. The 2013 edition of Chambers and Partners observes that Emma has a strong following and maintains a broad immigration and asylum appellant practice. The 2012 edition of Chambers and Partners observes that the "hard-working" Emma Rutherford has developed a notable immigration practice acting for both claimants and defendants. Clients praise her fighting spirit, saying that "she never gives up."

Emma is an experienced criminal advocate providing advice and representation in all types of criminal cases including sexual offences, drugs offences, offences involving violence and dishonesty. She appears regularly in the Crown Court for both the prosecution and the defence. She has an expertise in representing vulnerable defendants and has experience in acting in cases for Defendants in cases involving issues surrounding fitness to plead.

She is also experienced in representing in driving matters in the Magistrates Court and the Crown Court. In respect of general civil litigation, Emma represents both Claimant and Defendants appearing in cases listed on the small claims track and the fast track.

Practice Groups: Immigration & Human Rights, Crime & Civil

Reported cases:

A B (Sudan) CG [2004] UKIAT 00260

AK (Article 15(c)) Afghanistan CG [2012] UKUT 163 (IAC)

SS and Others (Zimbabwe) v SSHD [2013] EWCA Civ 237

Membership of Professional Organisations

Immigration Law Practitioners Association

Midlands Circuit

Direct Access

In suitable cases Emma will undertake public access work.

Interests: Tennis, Formula One, travel, belly dancing, history and theatre and the arts.