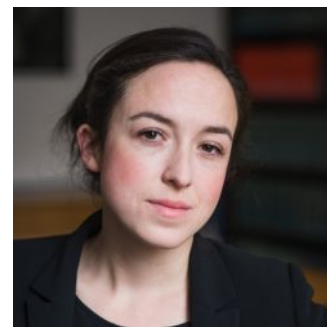

Zoe Gannon

Zoe is experienced in all of Chambers main practice areas: public, regulatory, employment and commercial law. She regularly appears in the high court both led and as sole Counsel. Zoe has also been instructed in multi-week whistleblowing/TUPE cases in the Employment Tribunal. She is experienced in acting for Claimants and Respondents in a range of Courts and Tribunals.



Specialisms

Public & Procurement

Zoe has acted for Claimants (both individuals and companies), as well as public authorities, and central government in a number of judicial reviews including high profile and expedited claims.

Zoe was recently led by Peter Oldham QC in **R. (on the application of Drexler) v Leicestershire CC** [2019] EWHC 1934 (Admin). The Claimant challenged on human rights and discrimination grounds the Local Authority's home/school transport policy. She was also led by Jonathan Auburn in **R (Haq) v Walsall MBC** [2019] EWHC 70 (Admin), [2019] ACD 45, QBD (Admin Ct), January 22 2019 which concerned Article 9 religious rights and discrimination in the context of burial in a local authority cemetery.

Zoe, with Jason Coppel QC and Amy Rogers, represented claimant criminal law solicitors in the judicial review challenge to the procurement tender process for duty provider contracts. The Lord Chancellor eventually abandoned the "two tier" policy and so the tender procedure to which it had given rise (**R (Fair Crime Contract Alliance) v Lord Chancellor; Kaim Todner and ors v Ministry of Justice**).

Led by Jason Coppel QC in **MK Law Solicitors Ltd v Lord Chancellor** [2016] All ER (D) 161 (May). This case concerned a decision made by the Legal Aid Agency in the fall out from its abandonment of the "two tier" policy. Zoe was also led by Peter Oldham QC in a similar commercial judicial review challenge.

Acted as sole Counsel for Hampstead School in **R (HA) v Governing Body of Hampstead School** [2016] EWHC 278 (Admin), [2016] ELR 125 concerning the procedure followed when the School decided to educate one of its pupils off-site.

Led by Clive Sheldon QC in **R (Logan) v Havering LBC** [2015] EWHC 3193 (Admin) which concerned the council tax support scheme and whether it was discriminatory on grounds of age or disability.

During pupillage Zoe also assisted Joseph Barrett in **Woods Building Services Limited v Milton Keynes** [2015] EWHC 2011 (TCC) for the successful claimant, *Woods*, in which the High Court set aside a public contract award decision under the Public Contracts Regulations 2006.

Professional Discipline & Regulatory

Zoe has been instructed by and acted for and against a number of regulatory bodies, including the Care Quality Commission, the Local Government Ombudsman, the Solicitors Regulatory Authority, Royal Institute of Chartered Surveyors and the Information Commissioner. Zoe has

Professional Summary

Called 2014

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also been instructed to challenge decisions of regulatory bodies through Judicial Review seeking injunctive relief.

During 2016 Zoe was also sole counsel to the review conducted by Sir Joseph Pilling into the Independent Press Standards Organisation (IPSO) the print industry regulator. Whilst conducting this review Zoe has interviewed witnesses to the review, and drafted submissions and the final report.

Health & Community Care

Zoe has particular expertise in community care and healthcare. Zoe regularly acts for and advises local authorities, and clinical commissioning groups in community care and Court of Protection cases.

Zoe has experience in defending challenges to the alleged failure to properly assess care needs, and the amount of funds provided to meet needs (Zoe was led by Jonathan Auburn for Oxfordshire in **R. (on the application of Davey) v Oxfordshire CC [2018] P.T.S.R. 281**: leading case on decision making under the Care Act 2014 and **Davey, R (On the Application Of) v Oxfordshire County Council [2017] EWHC 354 (Admin), (2017) 20 CCLR 303**)

Zoe has an extensive practice in the related fields of mental capacity and healthcare law. She regularly acts for local authorities, health authorities and individuals in the Court of Protection, and High Court.

Zoe recently appeared as sole Counsel for the Local Authority in **Imperial College Healthcare NHS Trust v MB [2019] EWCOP 30, [2019] 7 WLUK 320** and **Imperial College Healthcare NHS Trust v MB [2019] EWCOP 29, [2019] 5 WLUK 673** cases involving best interests end of life decision making and medical treatment for a severely disabled young man.

Zoe is currently a member of the Counsel Team, led by Clive Sheldon QC, conducting a review historic allegations of sexual abuse for the Football Associations.

Education

Zoe is frequently instructed to represent academies, schools, local authorities and individuals in SEN cases before the FTT and Upper Tribunal. She also has experience of judicial review challenges to school decisions. Zoe has particular experience in discrimination cases and regularly appears in the FTT and the County Court on behalf of Schools and Universities.

Zoe recently appeared as sole Counsel on behalf of the appellant school in the Upper Tribunal in **The Proprietor of Ashdown House School v JKL [2019] HS/1322/2019 (20 August 2019)** on the FTT's power to order independent schools to reinstate pupils.

Zoe was led by Peter Oldham QC for the successful local authority in **R. (on the application of Drexler) v Leicestershire CC [2019] EWHC 1934 (Admin)**. The Claimant challenged on human rights grounds and discrimination grounds the Local Authority's home/school transport policy.

Zoe was also recently instructed with Jonathan Auburn to represent the parents of Seva School in a challenge to the Regional Schools Commissioner's decision to force a rebrokerage of the Sikh School. The case concerned the parents' and pupils' Art. 9 and A2P1 rights.

She is also co-author of the chapter on 16-19 further education with Jonathan Auburn in the forthcoming update to Education Law and Practice (Jordan Publishing).

Information & Data Protection

The Information Commissioner, public authorities, companies and individuals regularly instruct Zoe to appear in the First and Upper Tier Tribunal in challenges to the Information Commissioner's decisions.

Zoe recently appeared for the Commissioner in the Upper Tribunal in **O'Hanlon v Information Commission Office** [2019] UKUT 34 (AAC). Upper Tribunal case on the application of the legal professional privilege exemption in the context of an allegation of bad faith.

Zoe is also experienced in representing companies in the County Court in claims for damages under the Data Protection Act, General Data Protection Regulations and the Privacy and Electronic Communications Regulations.

She also has experience of breach of copyright claims in the Chancery Division and appeared on behalf of the successful University in **Al-Hasani v Nettle, The Chancellor, Masters and Scholars of the University of Oxford** [2019] EWHC 640 (Ch) where a former student alleged breach of copyright by his supervisor.

Employment & Commercial

In commercial and employment law, Zoe's recent experience includes multi-week whistleblowing and discrimination claims as well as claims for constructive dismissal. Zoe regularly appears in the Employment Tribunal for both claimants and respondents. She is experienced in judicial mediation and has previously appeared as sole counsel in the Employment Appeal Tribunal.

Recently Zoe was instructed to seek injunctive relief in the High Court in a contractual dispute. She also has a broad range of experience in representing companies and public authorities in the County Court, which includes making strike out and costs applications.

Recommendations

"She is pragmatic and fiercely intelligent" **Chambers & Partners**

"She always gets back to you quickly and keeps her promises" **Chambers & Partners**

Recent Cases

Imperial College Healthcare NHS Trust v MB

[2019] EWCOP 30, [2019] 7 WLUK 320 and [2019] EWCOP 29, [2019] 5 WLUK 673

Cases involving best interests end of life decision making and medical treatment for a severely disabled young man.

R. (on the application of Drexler) v Leicestershire CC

[2019] EWHC 1934 (Admin)

Challenge to the Local Authority's home/school SEN transport policy

R (Haq) v Walsall MBC

[2019] EWHC 70 (Admin), [2019] ACD 45, QBD (Admin Ct), January 22 2019

Case concerning Art 9 religious rights and discrimination in the context of burial in a local authority cemetery.

Al-Hasani v Nettle, The Chancellor, Masters and Scholars of the University of Oxford

[2019] EWHC 640 (Ch) [2019] 3 WLUK 445

Copyright infringement claim concerning concealment and the application of the Limitation Act 1980 s.32.

O'Hanlon v Information Commission Office

[2019] UKUT 34 (AAC)

Upper Tribunal case on the application of legal professional privilege in the context of an allegation of bad faith.

R. (on the application of Davey) v Oxfordshire CC

[2018] P.T.S.R. 281

Leading case on decision making under the Care Act 2014.

Davey, R (On the Application Of) v Oxfordshire County Council

[2017] EWHC 354 (Admin), [2017] 20 CCLR 303

Concerning decision making under the Care Act 2014

MK Law Solicitors Ltd v Lord Chancellor

[2016] All ER (D) 161 (May)

This case concerned a decision made by the Legal Aid Agency following its abandonment of the criminal contracts procurement process.

R (HA) v Governing Body of Hampstead School

[2016] EWHC 278 (Admin), [2016] ELR 125

Concerning the procedure followed when the School decided to educate one of its pupils off-site.

R (Logan) v Havering LBC

[2015] EWHC 3193 (Admin)

Concerned the council tax support scheme and whether it was discriminatory on grounds of age or disability.

Education

Zoe was awarded a First Class Honours Degree from Warwick University in 2007 and was later graded Outstanding in the Bar Professional Training Course ("BPTC"). She achieved the highest grade in her year in opinion writing.

Other

Zoe has won a number of awards and prizes including:

- Phoenica Scholar (Bar European Group)
- The Holt Scholarship for the BPTC from Gray's Inn (Major Scholarship) Norman Tapp Memorial Prize for Mooting from Gray's Inn
- Finalist Gray's Inn Moot Competition 2013
- Finalist Times/Herbert Smith Advocacy Competition 2009

Prior to commencing pupillage Zoe worked for a range of NGOs. Her experience gives her a valuable insight into the political process and the demands that unions, public and third sector organisations face.



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