Daniel Isenberg



Call: 2015

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Daniel's practice spans Chambers' core areas of work, with a particular focus on commercial, civil fraud, employment, business protection, data protection and public law matters.

He is ranked in the Legal 500 for employment law, and in Chambers and Partners in administrative and public and data protection law. Daniel has also been appointed to the Equality and Human Rights Commission's B Panel of Counsel.

Daniel was previously the Judicial Assistant to Lord Sumption and Lord Carnwath at the Supreme Court, assisting the Justices on a number of the leading and high-profile cases across Chambers' areas of practice. Before coming to the Bar he was a fast-streamer at the Ministry of Defence.

> ***Clearly highly intelligent and gets to the heart of the issue very quickly. He also has an excellent manner with clients and a great ability to distil complex legal matters into clear, commercial advice.***
>
> LEGAL 500

Expertise

Public & Human Rights

Daniel recently appeared in the Supreme Court in the leading case on the approach under the European Union (Withdrawal) Act 2018 to claims where the underlying cause of action accrued prior to Brexit: ***Lipton v BA Cityflyer Ltd*** [2024] UKSC 24.

He acted for the successful defendants in ***R (EU Lotto Ltd and others) v Secretary of State for Digital, Culture, Media and Sport*** [2019] 1 CMLR 41, an EU law challenge to the ban on betting on non-UK Euromillions lotteries; and ***R (MP) v Secretary of State for Health and Social Care*** [2018] EWHC [3392] (Admin), consultation- and PSED-based challenges to reforms to the regime for charging 'overseas visitors' for NHS services.

With his background at the Ministry of Defence, Daniel has particular experience and expertise in defence and national security matters. He was the Deputy Executive Editor (Print) of the *Harvard National Security Journal* and has acted as a researcher for the then-Independent Reviewer of Terrorism Legislation, David Anderson KC. In the national security field, Daniel acted for the Government in ***Bank Mellat v HM Treasury*** concerning the bank's original damages claim, as well as its challenge to subsequent sanctions orders. He also acted for the successful defendant in ***R (Schofield) v Secretary of State for the Home Department*** [2021] EWHC 902 (Admin), a challenge under Article 2 to the UK's ban on the admissibility of 'intercept evidence', arising out of the high-profile collapse of the prosecution of the Chief Constable of Greater Manchester Police, following the findings public inquiry into the shooting of Anthony Grainger. He has been involved in ***Belhaj v Straw*** [2017] UKSC 3, regarding the application of the 'foreign act of state' doctrine (as a judicial assistant). Daniel has also advised clients on matters concerning RIPA and online monitoring, as well as the National Security and Investment Act 2021. He also acts before the Employment Tribunal in national security proceedings under Rule 93.

During his time as a judicial assistant, Daniel worked on the leading constitutional cases before the Supreme Court, including ***R (Miller) v Secretary of State for Exiting the European Union*** [2017] UKSC 5, regarding the Government's ability to notify the EU of the UK's withdrawal under Article 50 TFEU without Parliamentary approval.

> ***Daniel is an incredibly bright and robust advocate. He always goes above and beyond.***
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> **CHAMBERS & PARTNERS**

R (the3Million Limited & ors) v Minister for the Cabinet Office

[2021 EWHC 245 (ADMIN)]

acting for the Defendant in the judicial review brought by a campaign group into the widely-publicised problems associated with the May 2019 European Parliamentary elections and associated damages claim.

John's Campaign Judicial Review

Advising and acting for central government departments in relation to their responses to the COVID-19 pandemic, including in relation to the guidance on visits to residential care homes

Brook House Public Inquiry

acting for a core participant in the Article 3 public inquiry into allegations of abuse and mistreatment at the Brook House immigration removal centre, following an undercover BBC Panorama report.

Achievements

Education

BA History, University of Cambridge, Pembroke College – *Double First Class*

Graduate Diploma in Law (GDL), City University, London – *Distinction (top of year)*

Bar Professional Training Course (BPTC), City University, London – *Outstanding*

LL.M., Harvard Law School (Frank Knox Memorial Fellow)

Awards

Scholarships and fellowships:

- Phoenicia Scholarship (*Bar European Group*), 2016
- Wyndham Deedes Memorial Scholarship for Clerkship at the Supreme Court of Israel, 2015
- Student Fellowship at the Project on the Foundations of Private Law (*Harvard Law School*), 2014-15
- Frank Knox Memorial Fellowship (*Harvard University*), 2014-15
- Conference Scholarship (*ALBA*), 2013
- Excellence Award Scholarship for BPTC (*City University, London*), 2013
- Queen Mother's Scholarships for GDL and BPTC (*Middle Temple*), 2012, 2013
- Foundation Scholarship (*Pembroke College, Cambridge*), 2009, 2010

Other awards and prizes:

- Certificate of Honour for BPTC results (*Middle Temple*), 2014
- HRLA Judicial Review Competition – 2nd Place, 2014
- 3 Verulam Buildings Prize for Best GDL Performance (*City University, London*), 2013
- Excellence Prize for Highest Mark for an Intending Barrister (*City University, London*), 2013
- City GDL Mooting Competition – Winner, 2013
- UK Supreme Court Blog Essay Competition – Winner, 2013
- Certificate in Intelligence Studies (*King's College, London*), 2012
- Brian Riley Declamation Prize (*Pembroke College, Cambridge*), 2009
- Various College Prizes (*Pembroke College, Cambridge*), 2008-10

Other

Prior to becoming a barrister Daniel spent two years as a desk officer in the fast-stream at the Ministry of Defence. He worked on various national and international security matters, including the defence effort for the London 2012 Olympics.

Daniel has also previously spent time as a 'Foreign Law Clerk' to Justice Hanan Melcer at the Supreme Court of Israel; volunteered as a student attorney at the Harvard Prison Legal Assistance Project; and regularly contributed to the UK Human Rights Blog.

Daniel is currently enjoying the unexpected meteoric rise of Nottingham Forest.

> ***He has very, very good drafting skills.***
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> CHAMBERS & PARTNERS

> ***He is an excellent advocate who is robust and commercial.***
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> CHAMBERS & PARTNERS

> ***He has a good command of case law and he is not afraid to push the boundaries in developing fresh legal arguments that have not been run before.***
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> CHAMBERS & PARTNERS

Daniel has a superb intellect. He is good at analysing the legal issues in a case, and writes extremely well.

LEGAL 500

Daniel to be wise, practical and incredibly adaptable and responsive. A great team player who was good at building a rapport with the client and offering solutions to knotty problems in a fast- paced matter.

LEGAL 500

He's highly intelligent, great with clients and responsive.

CHAMBERS & PARTNERS

He's very bright and very good to work with.

CHAMBERS & PARTNERS

Superb legal insight, excellent drafting and affable manner...Very capable and one to watch.

LEGAL 500

Quick, smart, helpful and hardworking.

LEGAL 500