Nigel Giffin KC

Silk: 2003 Call: 1986

E: Nigel.Giffin@11kbw.com
T: +44 (0)20 7632 8500



Nigel Giffin practises mainly in the field of public law at 11KBW, although he still undertakes employment law and commercial law cases of certain kinds. His practice covers commercial and environmental judicial review, as well as many aspects of local government law including education, social services, housing, powers and finance and elections. He was formerly a member of the Attorney General's "A" panel of Counsel to the Crown, and undertook a number of important Human Rights Act cases in this capacity.

He is a CEDR accredited mediator, and has undertaken a number of mediations as both mediator and counsel.

Nigel studied law at Oxford, where he was awarded a first in his degree. He is the author of the chapter on Administrative Court proceedings in Foskett's Law and Practice of Compromise, and a member of the editorial board of Butterworths Local Government Reports.

Nigel has recently been acting as counsel to the Public Inquiry into the murder of Zahid Mubarek at Feltham Young Offenders' Institution.

> ***Nigel is a very bright and very experienced advocate.***
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> CHAMBERS & PARTNERS

Expertise

Environment & Energy

Nigel Giffin's experience in the field of environmental law includes a number of matters concerning the need for and adequacy of environmental impact assessments, and similar matters, including **R v Rochdale MBC ex p. Milne** (CA, 21 December 2000); **R v Oldham MBC ex p. Foster**; and **R v Somerset CC ex p. Morris & Perry** (Gurney Slade Quarry) Ltd (1999) 79 P&CR 238.

In connection with his public procurement practice, Nigel has dealt with many waste disposal projects and waste-related contracts, and has become very familiar with this area of activity. He has advised on other waste-related issues as well, including on: the powers of a waste collection authority to instal waste disposal facilities on its housing estates; the legal relations between waste collection and waste disposal authorities; the apportionment of a waste disposal authority's costs between constituent authorities. He appeared in a challenge to the allocation of landfill allowances in **R (Newport CC) v Welsh Ministers** [2009] EWHC 3149 (Admin).

Nigel is not a specialist planning law practitioner, but has developed a good general understanding of this area of the law as part of the necessary background to work in the procurement and waste management field, and has appeared in some planning law cases (e.g. **R (Belgrave Land Ltd) v Bedford BC** [2001] EWHC Admin 1127, Grosvenor 52 [2001] EWHC Admin 1063, and **R v Secretary of State for Environment Transport and the Regions ex p. Edwards** [2001] ACD 164). He recently acted for an authority being challenged for a failure to make use of compulsory purchase powers to accelerate a regeneration project.

He has advised a number of local authorities on applications to register land as village greens, and has in that connection conducted a public inquiry as the local authority's inspector. He has also advised a number of authorities on the proper use and management of land held by them as parks and open spaces, and appeared in one of the few cases on the allotments legislation, **R v Secretary of State for the Environment ex p. Gosforth Allotments & Gardens Association** (1996) 74 P&CR 93.