

Andrew Sharland KC

Silk: 2018 Call: 1996

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Andrew specializes in public law, public inquiries and investigations, public procurement and information law. Andrew has a broad public law practice with a particular emphasis on the fields of human rights, health and community care law, local government, planning and environmental law, professional discipline and regulatory law and education law. Andrew acts for individuals, charities, companies, NGOs, central and local government bodies and foreign governments in domestic and European courts. Until he took Silk in 2018, Andrew was a long-standing member of the Attorney General's A panel of junior counsel, representing government bodies on some of their most important and difficult cases.

Andrew is ranked by the legal directories as a leading Silk in administrative and public law, local government law, public inquiries and inquests, education, community care, and information law. In 2020, Andrew was nominated for 'Public Law Silk of the year' by The Legal 500.

Andrew is a co-author of the leading practitioners' textbook, *Judicial Review: Principles and Procedure* (OUP, 2013) (2nd edn forthcoming in 2025)



***Andrew Sharland KC
is very effective.***

CHAMBERS & PARTNERS

Andrew is also a contributor to R McManus KC, Education and the Courts, P Coppel KC, Information Rights and Atkins Court Forms on Human Rights. Andrew sits part-time as a recorder in the Crown Court.

Expertise

Public and Local Government

Andrew is a public law specialist. He has over twenty five years' experience in litigating complex judicial review claims both on behalf of, and against, public bodies. He is ranked as a leader in public law by both Chambers & Partners and The Legal 500 and was recently nominated by The Legal 500 as 'Public Law Silk of the year'. Andrew's clients include central and local government, other public sector bodies, companies, NGOs and individuals. He regularly appears in the Administrative Court, the Court of Appeal and the Supreme Court. Andrew has particular expertise in judicial review claims in the fields of local government law, education law, health and community care law, human rights, Town and Village Greens, environmental and planning law, and regulatory law.

Andrew is a co-author of the leading practitioners' textbook on the subject, Judicial Review: Principles and Procedure (OUP, 2013).



Andrew is outstanding and great with clients. He has a very finely attuned nose for public law matters.

CHAMBERS & PARTNERS

Cotham School v Bristol City Council, Welham and Bristol City Council

[2024] EWHC 154 (CH) BUSINESS AND PROPERTY COURTS, FEBRUARY 2 2024, [2024] JPL 955

In a claim under the Commons Registration Act 1965 for an amendment of the commons register, a local authority could not appear on the court record as two separate defendants in its capacity as a commons registration authority and as landowner.

R (BG) v Suffolk CC

[2022] EWCA CIV 1047

Andrew acted for Suffolk County Council in an important appeal about local authorities' duties under section 18 and 19 Care Act 2014.

R (Worcestershire County Council) v Secretary of State for Local Government and Communities

(SUPREME COURT HEARING LISTED MID 2023)

Representing Worcestershire County Council in an appeal to the Supreme Court challenging the Secretary of State's decision that Worcestershire was responsible for an individual's aftercare pursuant to section 117 Mental Health Act 1983.

R (BG) v Suffolk CC

[2022] EWCA CIV 1047

Andrew acted for Suffolk County Council in an important appeal on local authorities' duties under section 18 and 19 Care Act 2014.

R (L) v Hampshire County Council

[2022] ELR 314

Andrew represented the successful defendant resisting a challenge to local authority guidance to schools on teaching of gender and trans issues.

R (L) v Hampshire County Council

[2022] ELR 314

Andrew represented the successful defendant resisting a challenge to local authority guidance to schools on the teaching of gender and trans issues. This claim raised various issues relating to the right to freedom of religion under Article 9 ECHR and the right to education under Article 2 of Protocol 1 ECHR.

R (Police Superintendents' Association) v HM Treasury

[2021] EWHC 3389 (ADMIN)

Which concerned the decision to close legacy public service pension schemes, including the police schemes, following consultation.

TW Logistics v Essex County Council

[2021] UKSC 4, [2021] AC 1050 SUPREME COURT, FEBRUARY 12 2021

Andrew successfully resisted an appeal against the Council's decision to register land as town or village green. This claim raised multiple legal issues relating to statutory incompatibility and the meaning of the phrase "as of right".

R (L) v Hampshire County Council

[2022] ELR 314

Andrew represented the successful defendant resisting a challenge to local authority guidance to schools on teaching of gender and trans issues. This claim raised various issues relating to the right to freedom of religion under Article 9 ECHR and the right to education under Article 2 of Protocol 1.

R (Elliott-Smith) v Secretary of State for Business, Energy and Industrial Strategy and others

[2021] EWHC 1632 (ADMIN), [2021] PTSR 1795, ADMIN CT, JUNE 14 2021

Andrew acted for the Department of Agriculture, Environment and Rural Affairs, Northern Ireland successfully resisting a challenge to UK Emissions Trading Scheme.

R (Police Superintendents' Association) v HM Treasury

[2021] EWHC 3389 (ADMIN)

Andrew acted for the Police Superintendents' Association in a successful challenge to HM Treasury's decision on police pension reform on public sector equality duty and consultation grounds.

R (Durand Education Trust) v Secretary of State for Education

[2020] EWCA CIV 1651, [2021] ELR 213 (COURT OF APPEAL)

Jonathan successfully represented the Department for Education in the latest round of litigation relating to Durand Academy, defending an A1P1 challenge to a direction to make an academy land transfer.

R (BMA) v Northamptonshire County Council and others

[2020] EWHC 1664 (ADMIN), QBD, JUNE 25 2020, [2020] PTSR 1693; (2020) 23 CCLR 547

Andrew successfully resisted a challenge by the BMA to local safeguarding arrangements.

R (Bridges) v Chief Constable South Wales Police and others

[2020] EWCA CIV 1058, CA, AUGUST 21 2020, [2019] EWHC 2341 (ADMIN) (DIVISIONAL COURT)

Andrew acted for the Surveillance Camera Commissioner in the first case on the legality of the use of face recognition technology in the UK. The challenge was brought by a privacy campaigner against the South Wales Police's use of facial recognition technology to identify criminals at public events. This case raises novel and complex issues about the legality of such use under the GDPR and Article 8 ECHR.

R (EU Lotto Ltd) v Secretary of State for Digital, Culture, Media and Sport

[2018] EWHC 3111 (ADMIN), [2019] 1 CMLR 41 (DIVISIONAL COURT)

Jonathan successfully represented the Gambling Commission in this judicial review of a prohibition on offering bets on the outcome of EuroMillions draws.

R (Bridges) v Chief Constable South Wales Police and others

[2020] EWCA CIV 1058, CA, AUGUST 21 2020, [2019] EWHC 2341 (ADMIN) (DIVISIONAL COURT)

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[2018] EWHC 3111 (ADMIN), [2019] 1 CMLR 41 (DIVISIONAL COURT)

Jonathan successfully represented the Gambling Commission in this judicial review of the ban on gambling companies offering bets on the outcome of EuroMillions draws.

R (Irving) v Mid-Sussex District Council

[2019] EWHC 3406 (ADMIN) (ADMINISTRATIVE COURT)

Andrew acted for the successful claimant in a complex legal challenge to a Council's decision to grant planning permission for the construction of a house on land that it owns.

R (Jewish Rights Watch) Leicester City Council

[2019] PTSR 488 (COURT OF APPEAL)

Andrew successfully resisted a high profile challenge to the legality of Council's resolutions boycotting goods from the Occupied Palestinian Territories. This case raised complex issues of public, discrimination and public procurement law.

R (Elmes) v Essex CC

[2018] PEN LR 21

Andrew acted for Essex CC in a human rights challenge (Article 1 of Protocol 1 read with Article 14 ECHR) to the local government pension scheme and its approach to the payment of pensions to non-married partners of deceased members.

R (Med Chambers Ltd) v Medco Registration Solutions Ltd

[2017] EWHC 3258 (ADMIN)

Andrew acted for a group of medical reporting organisations in a challenge to the decision of Med Co (the regulator for MROs for whiplash claims) to suspend the access of the Claimants to the MedCo Portal Scheme. The claim raised issues of procedural fairness both at common law and under Article 6 ECHR, fettering of discretion and a breach of Article 1 of Protocol 1 ECHR.

R (Syed) v Secretary of State for Justice

[2019] EWCA CIV 367

Andrew successfully represented the Secretary of State for Justice in a challenge brought by an Al-Qaeda terrorist to his location in the Managing Challenging Behaviour Unit.

R (Elmes) v Essex CC

[2018] PEN LR 21

Andrew acted for Essex CC in a human rights challenge (Article 1 of Protocol 1 read with Article 14 ECHR) to the local government pension scheme and its approach to the payment of pensions to non-married partners of deceased members.

R (Cotham School) v Bristol City Council and Others

[2018] EWHC 1022 (ADMIN)

Andrew acted for a group of local residents in a judicial review challenge to Bristol City Council's decision to register school playing fields as a Town and Village Green.

R (Med Chambers Ltd) v Medco Registration Solutions Ltd

[2017] EWHC 3258 (ADMIN)

Andrew acted for a group of medical reporting organisations in a challenge to the decision of Med Co (the regulator for MROs for whiplash claims) to suspend the access of the Claimants to the MedCo Portal Scheme. The claim raised issues of procedural fairness both at common law and under Article 6 ECHR, fettering of discretion and a breach of Article 1 of Protocol 1 ECHR.

R (Med Chambers Ltd) v Medco Registration Solutions Ltd

[2017] EWHC 3258 (ADMIN)

Challenge to the decision of Med Co (the regulator for Medical Reporting Organisations for whiplash claims) to suspend the access of the Claimants to the MedCo Portal Scheme. This suspension meant that they were no longer able to commission Whiplash reports which had a catastrophic impact on their business. The claim raised issues of procedural fairness both at common law and under Article 6 ECHR, fettering of discretion and a breach of Article 1 of Protocol 1 ECHR.

R (Hussain) v Secretary of State for Justice

[2016] EWCA CIV 1111

Andrew acted for the Secretary of State for Justice successfully resisting a Data Protection Act 1998 claim brought by way of judicial review.

R (Smith) v Department for Work and Pensions

[2016] EWHC 2284 (ADMIN)

Andrew acted for the Secretary of State for Work and Pensions successfully resisting a challenge to the legality of the Jobseekers Allowance (Schemes for Assisting Persons to Obtain Employment) Regulations 2013.

Public Inquiries & Inquests

Andrew has a significant Public Inquires and Inquests practice. He has acted for three different public bodies and the Liberal Democrats in various strands of the Independent Inquiry into Child Sexual Abuse (IICSA). He also acted for a large corporation in the recent Brook House Inquiry into alleged mistreatment at Brook House Removal Centre.



Andrew's advice is always quite clear, and he is very good at the written documents.

CHAMBERS & PARTNERS

Brook House Public Inquiry

(2021-2022)

Andrew acts for an international corporation (and core participant) in the public inquiry investigating alleged mistreatment at Brook House Removal Centre, Sussex.

IICSA Inquiry into organized child sexual exploitation

2020

Andrew acted for Warwickshire County Council in a high profile public inquiry into child sexual exploitation by organised networks before IICSA (the Independent Inquiry into Child Sexual Abuse).

Mary Farrell v HM Senior Coroner for North East Hampshire

[2021] INQUEST LR 93

Andrew acted for the Coroner in an application brought by the mother of a deceased to quash and inquest on the basis that there was insufficient investigation of the death by the Coroner.

Operation Falcon

N/A

Instructed by the Essex Police and Crime Commissioner carry out an extensive investigation and produce a report relating to the safeguarding issues arising from a case involving a sexual assault by a teenager on a young child and Essex Police's subsequent failure properly to investigate the matter.

IICSA Inquiry into organized child sexual exploitation

2020

Andrew acted for Warwickshire County Council in a high profile public inquiry into child sexual exploitation by organised networks before IICSA (the Independent Inquiry into Child Sexual Abuse).

IICSA investigation into the Nottinghamshire Councils

2018

Andrew acted for Nottinghamshire County Council in a three week public inquiry before IICSA. The scope of the inquiry was very broad: it concerned mistreatment of children in the care of the Nottinghamshire Councils from 1945 to the present day.

Operation Falcon

N/A

Instructed by the Essex Police and Crime Commissioner carry out an extensive investigation and produce a report relating to the safeguarding issues arising from a case involving a sexual assault by a teenager on a young child and Essex Police's subsequent failure properly to investigate the matter.

Health & Community Care

Andrew has a busy healthcare practice acting for CCGs, regulatory bodies and individuals in complex public law, commercial and public procurement disputes. Andrew also has a very diverse community care practice relating to both adults and children. A number of his cases raise complex human rights and immigration issues. He regularly works for claimants and local authorities and central government. Andrew has been instructed by local authorities and the police to carry out safeguarding reviews.



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is very good.

CHAMBERS & PARTNERS

R (BG) v Suffolk CC

[2022] EWCA CIV 1047

Andrew acted for Suffolk County Council in an important appeal about local authorities' duties under section 18 and 19 Care Act 2014.

R (BG) v Suffolk CC

[2022] EWCA CIV 1047

Andrew acted for Suffolk County Council in an important appeal on local authorities' duties under section 18 and 19 Care Act 2014.

R (British Medical Association) v Northamptonshire CC, Nene CCG and others

(2020) ADMINISTRATIVE COURT

Andrew is acting for two CCGs resisting a challenge brought by the BMA who contend that the local authority and CCGs are required to pay GPs for the provision of safeguarding information.

IICSA Inquiry into organized child sexual exploitation

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Andrew acted for Warwickshire County Council in a high profile public inquiry into child sexual exploitation by organised networks before IICSA (the Independent Inquiry into Child Sexual Abuse).

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R (Randall) v Royal College of Physicians

(2019) (ADMINISTRATIVE COURT)

High profile challenge by a number of doctors to the Royal College of Physicians' decision to take a "neutral stance" on assisted dying. Andrew successfully resisted the challenge persuading the Court that it was unarguable.

R (Med Chambers Ltd) v Medco Registration Solutions Ltd

[2017] EWHC 3258 (ADMIN)

Andrew acted for a group of medical reporting organisations in a challenge to the decision of Med Co (the regulator for MROs for whiplash claims) to suspend the access of the Claimants to the MedCo Portal Scheme. The claim raised issues of procedural fairness both at common law and under Article 6 ECHR, fettering of discretion and a breach of Article 1 of Protocol 1 ECHR.

R (Med Chambers Ltd) v Medco Registration Solutions Ltd

[2017] EWHC 3258 (ADMIN)

Challenge to the decision of Med Co (the regulator for Medical Reporting Organisations for whiplash claims) to suspend the access of the Claimants to the MedCo Portal Scheme. This suspension meant that they were no longer able to commission Whiplash reports which had a catastrophic impact on their business. The claim raised issues of procedural fairness both at common law and under Article 6 ECHR, fettering of discretion and a breach of Article 1 of Protocol 1 ECHR.

McDonald v United Kingdom

[2016] 60 EHRR 1

Andrew acted for the United Kingdom Government in the leading Strasbourg case on Article 8 ECHR and community Care provision.

R (Q) v Leicestershire County Council

[2016] EWHC 2087

Andrew acted for the Council in a challenge to Council's age assessment of asylum seeking young person.

R (Med Chambers Ltd) v Medco Registration Solutions Ltd

[2017] EWHC 3258 (ADMIN)

Andrew acted for a group of medical reporting organisations in a challenge to the decision of Med Co (the regulator for MROs for whiplash claims) to suspend the access of the Claimants to the MedCo Portal Scheme. The claim raised issues of procedural fairness both at common law and under Article 6 ECHR, fettering of discretion and a breach of Article 1 of Protocol 1 ECHR.

R (Care England v Essex Council Council)

(2018) 21 CL REP 109

Andrew acted for Essex County Council successfully resisting a challenge to the rates that it pays to care homes to look after adults for whom it is responsible. This was the first Care Home Fees challenge under the Care Act 2014.

R (Karia) v Leicester City Council

[2015] 141 BMLR 163

Andrew successfully resisted a wide-ranging challenge to a Council's decision to close all its care homes.

Operation Falcon

N/A

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Education

Listed in both Chambers & Partners and the Legal 500 as a leading silk in the field, Andrew acts for local authorities, schools, further and higher education institutions and individuals.

Andrew has a very broad education law practice including admissions, exclusions, special educational needs, school transport, academies, employment and contract. He regularly acts for high education institutions in judicial review, contract and discrimination claims. He has recently been involved in a number of disciplinary and regulatory education matters.



An education law guru. He is an exceptional advocate, a brilliant tactician, and gives pragmatic advice.

CHAMBERS & PARTNERS

R (L) v Hampshire County Council

[2022] ELR 314

Andrew represented the successful defendant resisting a challenge to local authority guidance to schools on teaching of gender and trans issues.

R (L) v Hampshire County Council

[2022] ELR 314

Andrew represented the successful defendant resisting a challenge to local authority guidance to schools on teaching of gender and trans issues. This claim raised various issues relating to the right to freedom of religion under Article 9 ECHR and the right to education under Article 2 of Protocol 1.

R (Durand Education Trust) v Secretary of State for Education

[2020] EWCA CIV 1651, [2021] ELR 213 (COURT OF APPEAL)

Jonathan successfully represented the Department for Education in the latest round of litigation relating to Durand Academy, defending an A1P1 challenge to a direction to make an academy land transfer.

R (X School and Y Local Authority) v Ofsted

2018 (ADMINISTRATIVE COURT)

Successful application on behalf of school and local authority for an injunction restraining Ofsted from publishing a report critical of a Special School.

R (L) v Hampshire County Council

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R (Durand Education Trust) v Secretary of State for Education

[2020] EWCA CIV 1651, CA (CIV), DECEMBER 8 2020, [2021] ELR 213

Andrew acted for the Academy Trust in a challenge pursuant to Article 1 of Protocol 1 (the right to property) and Article 14 ECHR (the right not to be discriminated against) in relation to a decision to transfer land owned by the Academy to a local authority for no consideration.

R (Gibbons) v Hampshire CC

2020 (ADMINISTRATIVE COURT)

Andrew acted for Hampshire County Council in a challenge to its 16-18 school transport policy.

R (Patrick) v St Olaves' Grammar School

(2017) ADMINISTRATIVE COURT

Andrew acted for the London Borough of Bromley (an interested party) in a challenge to St Olave's policy of excluding pupils who did not perform sufficiently well in their first year of sixth form.

R (Plumpton College) v East Sussex CC

(2017) (ADMINISTRATIVE COURT)

Andrew acted for East Sussex Council in a challenge brought by a Further Education College to funding of special educational needs provision.

Darul Uloom School v Secretary of State for Education

(2017) (MAGISTRATE'S COURT)

Andrew acted for the Secretary of State for Education before the Chief Magistrate in the first application to close an independent school because of safeguarding issues.

R (Essex County Council) v Secretary of State for Education

[2016] EWHC 1724 (ADMIN)

Education – government grants – whether the Secretary of State had taken an irrational or unfair approach to criteria for allowing carry forward of a grant to a local authority for Early Years childcare – whether the Secretary of State had failed to comply with the public sector equality duty.

R (PC) v Hampshire County Council

(2017) (ADMINISTRATIVE COURT)

Andrew acted for Hampshire CC and a school successfully resisting a challenge brought by a parent who alleged that the school had failed to respond lawfully to an allegation of serious sexual assault by an eight year old boy.

R (Essex County Council) v Secretary of State for Education

[2016] EWHC 1724 (ADMIN)

Challenge to the Secretary of State for Education's decision to cut funding to Sure Start Capital Funding in Essex. Challenge on basis that the decision was contrary to a substantive legitimate expectation, irrational, in breach of the consultation requirements and contrary to s 149 Equality Act 2010.

Zebaida v Secretary of State for Education

[2016] PTSR 1490

Andrew acted for the Secretary of State for Education in a claim brought by a famous pianist challenging a life-long ban from teaching.

Information, Technology & Media

Andrew has an extensive data protection and information law practice. He regularly acts for public authorities (including both central and local government), individuals and companies including, in particular, media organisations such as the Times Newspapers. He is a member of the Attorney General's A panel of counsel and his freedom of information panel. Legal 500, stated that "His knowledge of privacy and data protection law is outstanding" and that "He displays a mastery of freedom of information cases" 2017. Andrew contributed to Information Rights (P Coppel KC, editor), the leading information law textbook.



A hardworking barrister with strong technical knowledge of data protection.

CHAMBERS & PARTNERS

CR and 450 other claimants v Equiniti

(2022) (HIGH COURT, COMMUNICATIONS AND MEDIA LIST)

Andrew acts for the defendant, with Hannah Ready, in this class action data breach claim alleging a breach of the UK GDPR and misuse of private information. The matter is listed for a strike out application in early 2023.

R (Bridges) v Chief Constable South Wales Police and others

[2020] EWCA CIV 1058, CA, AUGUST 21 2020, [2019] EWHC 2341 (ADMIN) (DIVISIONAL COURT)

Andrew acted for the Surveillance Camera Commissioner in the first case on the legality of the use of automatic face recognition technology in the UK. The challenge was brought by a privacy campaigner against the South Wales Police's use of facial recognition technology to identify criminals at public events. This case raises novel and complex issues about the legality of such use under the GDPR and Article 8 ECHR.

Hussain v Secretary of State for Justice

[2017] 1 WLR 761 (COURT OF APPEAL)

Andrew acted for the Secretary of State for Justice successfully resisting a Data Protection Act 1998 claim brought by way of judicial review.

Kennedy v Charity Commission and Ministry of Justice

[2015] 1 AC 455 (SUPREME COURT)

Andrew acted for Mr Kennedy, an investigative journalist in this landmark case concerning the relationship between Article 10 ECHR (the right to freedom of expression) and the Freedom of Information Act 2000

Department of Work and Pensions v Information Commissioner

[2016] EWCA CIV 758

Appeal by DWP against UT decision requiring the Department to disclose details of organisations providing mandatory work programmes. The information sought concerned very controversial programmes designed to get the long term unemployed back to work

McInerney v Information Commissioner and Department for Education

[2015] UKUT 47 (AAC)

Andrew acted for the Department for Education in a challenge to refusal to disclose Free School applications. UT decision established the right to rely upon late procedural exemptions.

Keane v Information Commissioner and the Home Office

[2016] UKUT 461 (AAC)

Andrew acted for the Secretary of State for the Home Department in a case concerning whether information held by the MOD detailing paid informants in Irish Secret Societies between 1890-1910 was exempt from disclosure on national security grounds.

Human Rights

Andrew has a broad human rights practice. He regularly acts for, individuals, public authorities and NGOs both in domestic courts and before the European Court of Human Rights in Strasbourg. He is currently instructed on behalf of the UK Government in 6 cases pending before the European Court of Human Rights and has previously acted for Liberty in *Appleby and Others v United Kingdom*, the leading case on positive obligations under Article 10 ECHR.

Andrew has appeared in a number of recent important human rights cases including *R (Plantagenet Alliance) v Sec of State* and others concerning the appropriate resting place of the recently discovered remains of Richard III. This case involved a novel Article 8 ECHR (private life argument) He also acted for the Times Newspapers before a seven judge Supreme Court in *Kennedy v Charity Commission*, a landmark case that concerned the interaction between the Freedom of Information Act 2000, the Human Rights Act 1998 and common law rights (this case is currently pending before the European Court of Human rights)

Andrew is co-author of the leading practitioner work on Judicial Review (Judicial Review: Principles and Procedure) (OUP, 2013) where he wrote the Human Rights Act 1998 chapter. He is also co-author of Media Law and Human Rights (OUP).

R (L) v Hampshire County Council

[2022] ELR 314

Andrew represented the successful defendant resisting a challenge to local authority guidance to schools on teaching of gender and trans issues. This claim raised various issues relating to the right to freedom of religion under Article 9 ECHR and the right to education under Article 2 of Protocol 1.

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Kennedy v Charity Commission and Ministry of Justice

[2015] 1 AC 455 (SUPREME COURT)

Andrew acted for Mr Kennedy, an investigative journalist in this landmark case concerning the relationship between Article 10 ECHR (the right to freedom of expression) and the Freedom of Information Act 2000

Procurement

Andrew has a substantial public procurement practice acting for local authorities, central government bodies and companies in challenges to procurement decisions. Andrew's procurement practice often concerns the overlap between public procurement law and public law. He successfully defended three local authorities in a judicial review challenge to their procurement policy relating to Israel and the occupied territories. Andrew is a Visiting Lecturer in Public Procurement Law at the University of Nottingham where he helps teach the LLM in Public Procurement law.

Marston Holdings v Oxfordshire County Council

(2020) (TCC)

Andrew acted for Oxfordshire County Council in a multimillion pound dispute over the procurement of parking services.

R (Jewish Human Rights Watch) v Leicester City Council

[2019] PTSR 488 (COURT OF APPEAL)

Andrew successfully resisted a high profile challenge to the legality of Council's resolutions boycotting goods from the Occupied Palestinian Territories. This case raised complex issues of public, discrimination and public procurement law.

R (Bassett Law BC) v Department for Local Government and Communities

(2017) (TCC)

Successful challenge to the Secretary of State's decision to claw back £80,000 for a Works contract on the grounds that the Council had acted contrary to the EU Public Procurement Directive.

Cumbria Chamber of Commerce v Allerdale Borough Council

(2020) (TCC)

Andrew is acting for Allerdale Borough Council in a dispute over the procurement of IT services.

Successful challenge to the Legal Aid Agency's Criminal Legal Aid procurement.

TCC (2017)

Acted in this (and several other) challenges to decisions made by the Lord Chancellor in relation to the Duty Provider Crime Contracts. The challenges were brought pursuant to the Public Contracts Regulations 2006. Instructed by Bindmans and various criminal legal aid firms directly.

DWF v Insolvency Service

[2014] EWCA CIV 900

High profile challenge to the Insolvency Service's procurement of legal services in England, Wales and Scotland. The leading Court of Appeal authority on automatic suspensions.

Countryside Properties v London Borough of Waltham Forest

N/A

£30 million challenge to the Council's decision to award a contract for the regeneration works of a large estate.
Case settled.

Professional Discipline & Regulatory

Andrew regularly acts for regulators and individuals both in disciplinary tribunals and in domestic courts challenging such tribunal's decisions. He had particular experience of the accountancy, healthcare, legal and education sectors. Andrew has acted for and against Ofsted. He has acted for the Institute of Chartered Accountants for England and Wales for over a decade advising them on their disciplinary arrangements and acting in disciplinary matters. Andrew is one of only three KCs appointed to act for the Bar Standards Board in disciplinary cases against barristers.

Andrew is currently acting on behalf of the Department for Education in a number of disputes concerning banning staff implicated in the Trojan Horse scandal in Birmingham from the management of schools.

R (X School and Y Local Authority) v Ofsted

2018 (ADMINISTRATIVE COURT)

Successful application on behalf of school and local authority for an injunction restraining Ofsted from publishing a report critical of a Special School.

R (Med Chambers Ltd) v Medco Registration Solutions Ltd

[2017] EWHC 3258 (ADMIN)

Andrew acted for a group of medical reporting organisations in a challenge to the decision of Med Co (the regulator for MROs for whiplash claims) to suspend the access of the Claimants to the MedCo Portal Scheme. The claim raised issues of procedural fairness both at common law and under Article 6 ECHR, fettering of discretion and a breach of Article 1 of Protocol 1 ECHR.

Zebedia v Department for Education

[2016] EWHC 1181

Claim brought by a famous pianist challenging a life-long ban from teaching.

Employment

Andrew regularly advises and represents employers, particularly public bodies and third sector organisations, in employment and disciplinary matters. He has particular expertise in the higher education sector. He advises on the full range of employment law issues, including whistleblowing, discrimination of all kinds, pay issues, disciplinary and grievance procedures, and contract issues.

Andrew has also conducted investigations for employers and public bodies, including acting as independent grievance or disciplinary officer and has also chaired appeal proceedings.

Achievements

Education

Andrew graduated with a first in law from Queen Mary and Westfield College, University of London. He obtained an LLM from the College of William and Mary, Virginia and the BCL from Worcester College, Oxford. He also has a post-graduate diploma in Public Procurement law from Nottingham University.

Other

Andrew was a visiting fellow of constitutional law at Brunel University. He recently acted as a guest lecturer on the Public Procurement LLM at Nottingham University. He was also a Pegasus Scholar at the European Court of Human Rights in Strasbourg.



Brilliant with clients and very bright.

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He has brilliant client-handling skills and is a pleasure to work with

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He is very down-to-earth, bright and incisive. He gives comprehensive and pragmatic advice...

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He is tactically astute and aggressive in court when you need him to be

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An excellent legal brain

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“

An excellent lawyer and a pleasant opponent

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He has a very personable manner and is also very responsive. Underneath his mild exterior lies a tenacious advocate...

CHAMBERS & PARTNERS

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Judges really like him as he is clear and precise

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Bright, responsive and highly commercial

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