

## Brynmor Adams

Called: 2008  
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"Talented up-and-coming junior... His ability to read a document and pull it apart is way beyond his years. He achieves fantastic results and offers incredibly sound advice." Chambers & Partners



### Profile

Brynmor's practice focuses on property and public law. He has particular expertise in cases where these two areas interact such as in the context of social housing and local government.

Brynmor's clients include a wide range of public bodies and local authorities. He is a member of the Attorney General's C Panel of Counsel, which enables him to represent central government departments.

Bryn also has experience of dealing with employment law disputes particularly for large public sector employers.

### Description of Practice

#### Property

All disputes involving land, with particular emphasis on:

- Leasehold: Service charges, leasehold management and enfranchisement, including litigation before the First-Tier Tribunal (Property Chamber) and the Upper Tribunal (Lands Chamber).
- Residential landlord and tenant, including possession, disrepair and unlawful eviction.
- Disputes involving trusts of land.
- Commercial landlord and tenant, including forfeiture, insolvency, dilapidations and business tenancies.
- Mortgages.
- Land registration.

#### Housing

- Claims for possession of land brought by local authorities and social landlords.
- Subletting and tenancy fraud:
- Disrepair and claims relating to housing conditions including prosecutions under the Environmental Protection Act 1990.
- Anti-social behaviour injunctions, anti-social behaviour orders (ASBOs) and committals.
- Public law and human rights, including “proportionality” defences to possession claims.

### Public Law

- Homelessness, housing allocations and related judicial review proceedings.
- Immigration: judicial review proceedings before the High Court and Upper Tribunal (Asylum and Immigration Chamber).
- Immigration and housing: including judicial review relating to asylum support and Care Act obligations to asylum seekers
- Immigration and employment: including appeals against civil penalty notices for illegal workers.

### Employment

- All areas of Employment litigation including discrimination, whistleblowing, restrictive covenants, breach of contract and unfair dismissal claims.
- Claims involving public sector employers.
- Human rights and European law.
- Experience of appearing before EAT, employment tribunals and at judicial mediations.

### Directory Quotes



*“Talented up-and-coming junior who is particularly well known for his adroit handling of social housing cases that contain property and public law elements or raise novel points of law. He offers significant experience in Environmental Protection Act prosecutions, as well as possession and disrepair matters. Strengths: “Displays maturity beyond his call and is always incredibly thorough and well prepared.” “He is brilliant on his feet and good at technical arguments.”*

## Chambers & Partners 2018

*“Talented up-and-coming junior who is particularly well known for his adroit handling of social housing cases that contain property and public law elements. He offers significant experience in Environmental Protection Act prosecutions. Strengths: “His ability to read a document and pull it apart is way beyond his years.” “He achieves fantastic results and offers incredibly sound advice.”*

## Chambers & Partners 2017

*“A rising star who has already appeared in a significant High Court appeal. He is noted for his successful representation of local authorities in fraudulent subletting cases.”*

## Chambers & Partners 2016

*“A very astute, confident advocate.”*

## The Legal 500 2017

*“Really able to think around the problem.”*

## The Legal 500 2016

## Recent cases

### Property

- *23 Dollis Avenue (1998) Limited v Vejdani* [2016] UKUT 0365: established the important principle that the consultation requirements for major works do not affect the payability of on-account service charge demands.
- *Kaur v Birk & ors* [2014] EWHC 1147 (Ch): representing the Claimant in an 8-day Chancery Division dispute about ownership of a family property portfolio raising issues of undue influence and trusts of land.
- *Daejan Properties Limited v Griffin* [2014] UKUT 206 (LC): represented the lessees at first instance and on appeal to the Upper Tribunal in this service charge dispute involving historic neglect and s. 20C orders.
- *Cameret Court Residents Association Limited v Tedla* [2015] UKUT 0221 (LC): Acted for the Respondent in an appeal concerning a compromise of a service charge dispute (s. 27A Landlord and Tenant Act 1985) and the requirements of s. 47 of the Landlord and Tenant Act 198.
- *Campden Hill Gate (Freehold) Ltd v the Lessees of Campden Hill Gate*, [LON/00AW/LVT/2013/0002](#) a contested application to vary all of the leases in a residential apartment block to enable the installation of new boilers.
- *Paratus AMC Limited v Santander UK Plc* (Ref/2012/0004): appearing for the Respondent mortgagee before the Adjudicator to HM Land Registry successfully defending the priority of its registered charge.

### Housing

- *Smith v London Borough of Haringey* [2017] EWCA Civ 1624 – Brynmor acted with Sean Pettit for the London Borough of Haringey in this appeal concerning the assessment of vulnerability for the purposes of local authorities’ duties to the homeless. They additionally successfully resisted a wide-ranging challenge to the contracting out of homeless decision-making functions. The Court of Appeal expressed strong doubts as to whether such challenges could be made in the context

of a s. 204 appeal.

- *Aslamie v London & Quadrant Housing Trust* [2016] EWHC (Admin) 2396: Brynmor successfully defended the housing trust in this judicial review relating to the withholding of consent to an assignment.
- *Southward Housing Co-operative v Walker & Hay, Secretary of State for Communities and Local Government Intervening* [2015] EWHC 1615 (Ch): Brynmor successfully acted for the co-operative landlord in obtaining a possession order. The judgment of Hildyard J addressed the implications of the Supreme Court decision in *Mexfield v Berrisford* and the application of public law and human rights principles to fully mutual landlords.
- *Deptford Housing Co-operative v Goze* (Central London County Court): successfully obtained for possession for a housing co-operative at trial where the Defendant tenant sought to rely on *Mexfield* and claim a tenancy of an uncertain term.
- *Ndomba v Estuary Housing*: obtained the dismissal of a private prosecution and a costs application under s. 82 of the Environmental Protection Act 1990.
- *London Borough of Southwark v Ofogba* (Court of Appeal) (unreported): junior counsel for the local authority in an appeal relating to a possession claim and a defence based on the regulation of water re-sale.

### Immigration and Public Law

- *R. (on the application of K) v Secretary of State for the Home Department* [2016] EWHC 1273 (Admin), 18 February 2016: successfully defended a judicial review claim relating to citizenship on behalf of the Home Secretary.

### Employment

- *Odukoya v Hopkins* UKEAT/0251/16/DA: acted for the respondent in an appeal to the Employment Appeal Tribunal on the question of jurisdiction and time limits for claims brought under the Equality Act 2010.

### Qualifications

Christ Church, Oxford – MA Jurisprudence (Course II), Law with Law Studies in Europe

Université de Paris II (Panthéon-Assas) – *Certificat supérieur de droit français et européen*

Before joining chambers Brynmor Adams was a *stagiaire* at the European Court of Human Rights in Strasbourg where he drafted judgments and decisions on applications from the United Kingdom.

### Scholarships and Prizes

Lincoln's Inn – Inns of Court School of Law Major Scholarship, Hardwicke Scholarship, Peter Duffy Human Rights Scholarship and Sunley Scholarship.

### Articles and Publications

Bryn's essay "Should people in the public eye have a right to privacy" Won first place in the 2009 Times Law Awards

*"Is there anything flexible about the 'flexible tenancy'?"* Guardian Housing Network, 1 August 2011

*"Tenancy fraud: new legislation for its own sake?"* Guardian Housing Network, 18 January 2012

"Uncertain times for tenants", Inside Housing, 27 April 2012

"Law means squat", Inside Housing, 5 October 2012

## Professional Memberships

Social Housing Law Association (SHLA)

Property Bar Association (PBA)

Brynmor is a member of Lincoln's Inn European Law Group

## Pro Bono and Charity Activities

Bryn has undertaken cases on a *pro bono* basis for the Bar Pro Bono Unit. He is a mentor for Lincoln Inn's Pupillage Foundation Scheme.

Bryn is a supporter of Amicus and completed an internship in Mississippi helping to represent inmates on death row.

## Social Media

LinkedIn