

# George Molyneaux

*"He has a unique superpower in that he is able to strategise and handle very complex cases in a totally calm and efficient manner."*

– CHAMBERS AND PARTNERS, 2023

Year of call: **2015**  
Degree: **BA Modern History (Oxford): 1st class, top of year; DPhil History (Oxford); GDL (City): Distinction, top of year; BPTC (City): Outstanding, top of year**  
Languages: **French (working knowledge), German (working knowledge)**



George has a broad practice across all of Chambers' main areas of work, with extensive experience of working both as sole counsel and as a member of large teams. He has appeared unled before the High Court, the County Court, the Supreme Court of Gibraltar, Employment Tribunals, the Employment Appeal Tribunal and various domestic tribunals. Highlights of his led work include *Ukraine v Russia* (a landmark inter-state case before the ECHR, in which George is acting pro bono for Ukraine); *ENRC v Director of the Serious Fraud Office [2022] EWHC 1138 (Comm)* (an 11-week Commercial Court trial which was one of The Lawyer's Top 20 Cases for 2021), and 9 Supreme Court or Privy Council appeals.

George's clients include individuals (ranging from vulnerable prisoners to a billionaire), NGOs (including Liberty, the AIRE Centre, the Public Law Project, the Good Law Project and the International Commission of Jurists), political parties, trade unions, foreign governments, UK government departments, regulators, and businesses large and small. He is a member of the Attorney-General's C Panel of Counsel, the Public International Law C Panel, and the Equality and Human Rights Commission's Panel of Counsel.

George is ranked in Legal 500 and Chambers and Partners. Recent feedback includes:

- "He has a unique superpower in that he is able to strategise and handle very complex cases in a totally calm and efficient manner." - Chambers UK, 2023
- "Explains things clearly, easy to work with, and dedicated to finding a legal solution where it is not obvious what can be done." - Legal 500, 2023
- "He is really an exceptionally intelligent barrister, who is very hard-working and dedicated.", "Not only does he have a forensic knowledge of the case, but he is also highly sensitive to clients' needs." - Chambers UK, 2022

George has a strong commitment to pro bono work, and has been nominated (by the Citizens Advice Bureau) for Young Pro Bono Barrister of the Year at the Bar Pro Bono Awards.

Before training for the Bar, George was a Prize Fellow of All Souls College, Oxford, where he wrote a book on Anglo-Saxon history.

## EXPERIENCE

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### Public & Regulatory

George regularly acts (both led and unled) for claimants, defendants and interveners in a wide range of public law cases. His clients include individuals, NGOs, government departments, regulators and businesses operating in regulated industries.

George is a member of the panels of counsel maintained by the Attorney-General (both the general C panel and the Public International Law C panel) and the Equality and Human Rights Commission, and a member of the committee of the Young Public Law Group. He also has a strong commitment to pro bono work, and has been nominated by the Citizens Advice Bureau for Young Pro Bono Barrister of the Year at the Bar Pro Bono Awards.

George is ranked in Legal 500 (Administrative law and human rights: band 4) and Chambers & Partners (Administrative and public law: up and coming).

Highlights of George's experience include:

- Acting for the claimant financial trading company in an ongoing challenge to the lawfulness of a decision to cancel contracts for the sale and purchase of nickel futures on the London Metal Exchange - one of The Lawyer's Top 20 Cases for 2023 (R (Jane Street Global Trading, LLC) v (1) The London Metal Exchange; (2) LME Clear Ltd)
- Acting for the Claimant in a high-profile challenge to the use of personal devices/accounts and auto-deletion functions for communications about government business (R (All the Citizens Ltd) v (1) Secretary of State for Digital, Culture, Media and Sport; (2) Minister for the Cabinet Office [2022] EWHC 960 (Admin), [2022] 1 WLR 3748)
- Acting for the Gas and Electricity Markets Authority in the High Court and the Court of Appeal in complex litigation regarding issues of domestic public law and retained EU law (R (SSE Generation Ltd) v Competition and Markets Authority [2022] EWHC 865 (Admin), [2022] 4 WLR 76; [2022] EWCA Civ 1472)
- Acting in the Privy Council in a challenge to a decision of Gibraltar's telecommunications regulator (Gibfibre Ltd v Gibraltar Regulatory Authority [2021] UKPC 31)
- Acting for the Foreign Secretary in a judicial review brought by the parents of Harry Dunn, who was killed when his motorbike was hit by a car driven by the wife of a member of US Embassy staff (R (Charles & Dunn) v SSFCA [2020] EWHC 3185 (Admin), [2021] 1 WLR 1394; an appeal to the Court of Appeal is pending).
- Acting for Stonewall and LGBT Foundation in the Supreme Court in a case about voter identification pilot schemes, which was one of The Lawyer's Top 10 Appeals for 2022 (R (Coughlan) v Minister for the Cabinet Office [2022] UKSC 11, [2022] 1 WLR 2389).
- Acting for Detention Action in the Supreme Court in a case concerning the status of asylum appeals which were determined under ultra vires procedural rules (R (TN) (Vietnam) v SSHD [2021] UKSC 41, [2021] 1 WLR 4902).

***“His drafting is clear, concise and gets straight to the point. He is someone who takes on a case and works really hard at it. He doesn't shy away.”***

— CHAMBERS AND PARTNERS, 2023

- Acting for the Secretary of State for Work and Pensions before the High Court, the Court of Appeal and the Supreme Court in (ultimately successful) defence of a complex claim concerning the interaction of the EU Settlement Scheme and entitlement to Universal Credit (R (Fratila) v SSWP [2020] EWHC 998 (Admin), [2020] PTSR 1424; [2020] EWCA Civ 1741, [2021] 3 All ER 1043; [2021] UKSC 53, [2022] 3 All ER 1045).

## Cases

### **U3 v Secretary of State for the Home Department**

(Court of Appeal, 2023)

Acting for JUSTICE as intervener in an appeal concerning the proper approach to appeals against citizenship deprivation decisions in a national security context (with Tom Hickman KC).

### **R (Jane Street Global Trading LLC) v (1) London Metal Exchange and (2) LME Clear Ltd**

(Administrative Court, 2022-)

Acting for the claimant financial trading company in a challenge to a decision to cancel various trades in nickel futures. The claim raises issues under domestic public law and A1P1, and includes a claim for over \$15m in damages. It is one of The Lawyer's Top 20 Cases for 2023 (with James Segan KC).

### **R ([Company]) v Crown Court**

(Administrative Court, 2022)

Acting for a company in a challenge to a costs order made in the course of criminal proceedings. The case includes issues of domestic public law and in relation to A1P1 (with John Cooper KC).

### **Solicitors Regulation Authority investigation**

(2022)

Advising a solicitor regarding an investigation by the Solicitors Regulation Authority (unled).

### **Public Law Project v The Information Commissioner**

(First Tier Tribunal, EA/2021/0378)

Acted for PLP in a challenge to the refusal of a FOIA request for copies of submissions to the Independent Review of Administrative Law (with Kate Gallafent QC, and subsequently Gemma White QC)

### **Gas Act 1986 advice**

(2022)

Advising on various public law issues relating to the Gas Act 1986 (unled).

## **Eurasian Natural Resources Corporation Ltd v Director of the Serious Fraud Office**

[2022] EWHC 1138 (Comm)

Acting for the Director of the SFO in defence of a \$93m+ claim for alleged misfeasance in public office and inducement of breach of contract/fiduciary duty. The matter was one of The Lawyer's Top 20 Cases for 2021, and there was an 11-week trial in the spring/summer of that year (with Simon Colton QC and others).

## **Greenhouse gas emissions advice**

(2022)

Advising a public body on legal obligations in relation to greenhouse gas emissions targets (with Kassie Smith QC).

## **Public law and human rights advice**

(2022)

Advised a public body on wide-ranging public law and human rights issues (with Sir James Eadie QC).

## **Environmental JR**

(2022)

Advising an environmental NGO on a potential judicial review (with Tom de la Mare QC).

## **Afghanistan immigration applications**

(2021-2)

Advising Afghan citizens on immigration applications (unled, but in collaboration with various other Blackstone barristers).

## **Fisheries JR**

(2021)

Advised a prospective claimant on a potential judicial review claim in relation to a fisheries issue (unled).

## **Parliamentary privilege advice**

(2021)

Advising on issues relating to parliamentary privilege (unled).

**R (SSE Generation Ltd) v Competition and Markets Authority**

[2022] EWHC 865 (Admin), [2022] 4 WLR 67; [2022] EWCA Civ 1472

Acting for an interested party before the High Court and the Court of Appeal in a judicial review regarding transmission charges paid by generators of electricity. The case raises various issues of EU and domestic public law (with Kassie Smith QC and Amy Rogers).

**R (All the Citizens Ltd) v (1) Secretary of State for Digital, Culture, Media and Sport; and (2) Minister for the Cabinet Office**

[2022] EWHC 960 (Admin), [2022] 1 WLR 3748

Acted for the Claimant in a judicial review relating to the use of personal devices/accounts and auto-deletion functions for communications concerning government business (with Ben Jaffey QC).

**R (Fratila) v Secretary of State for Work and Pensions**

[2020] EWHC 998 (Admin), [2020] PTSR 1424; [2020] EWCA Civ 1741, [2021] 3 All ER 1043; [2021] UKSC 53, [2022] 3 All ER 1045

Acted for the SSWP in the High Court, the Court of Appeal and the Supreme Court in (ultimately successful) defence of a complex claim relating to Article 18 TFEU, the EU Settlement Scheme and the regulations governing entitlement to universal credit and other forms of social assistance (with Sir James Eadie QC and others).

**R (Coughlan) v Minister for the Cabinet Office**

[2022] UKSC 11, [2022] 1 WLR 2389

Acted for NGO interveners in a challenge to the lawfulness of pilot schemes which required voters to present proof of identity in order to vote. One of The Lawyer's Top 10 appeals for 2022 (with Tim Otty QC).

**Gibfibre Ltd v Gibraltar Regulatory Authority**

[2021] UKPC 31

Acted for a telecommunications operator in an appeal regarding the interpretation of the Access Directive (with James Segan QC).

**R (Charles & Dunn) v Secretary of State for Foreign and Commonwealth Affairs**

[2020] EWHC 3185 (Admin), [2021] 1 WLR 1394

Acted for the Foreign Secretary in successful defence of a claim brought by the parents of Harry Dunn, who was killed when his motorbike was hit by a car driven by the wife of a member of US Embassy staff. The case raised issues relating to diplomatic immunity and Article 2 ECHR (with Sir James Eadie QC and others).

### **R (TN (Vietnam)) v Secretary of State for the Home Department**

[2021] UKSC 41, [2021] 1 WLR 4902

Acted for Detention Action in a case concerning the status of asylum appeals which were determined under ultra vires procedural rules (with Charlotte Kilroy QC and Jason Pobjoy).

### **SSE Generation Ltd v Gas and Electricity Markets Authority**

(Competition and Markets Authority, 2021)

Acted for Ofgem in defence of an appeal regarding transmission charges paid by generators of electricity. The case raised various issues of EU and domestic public law (with Kassie Smith QC and Ligia Osepiciu).

### **R (Wood Boilers LLP) v Gas and Electricity Markets Authority**

(Administrative Court, 2020-1)

Acted for GEMA in defence of a legitimate expectation and A1P1 claim, in relation to the Domestic Renewable Heat Incentive Scheme. The case was listed for a 2.5-day hearing, but settled shortly before (with Alan Maclean QC).

### **State aid and procurement advice**

(2020)

Advising a government department on various state aid and public procurement issues (unled).

### **Gibtelecom Ltd v (1) The Gibraltar Regulatory Authority (2) Gibfibre Ltd**

(Supreme Court of Gibraltar, 2020-)

Acting for a telecommunications company in a regulatory dispute involving issues of EU law (with James Segan QC).

### **EU law advice**

(2020)

Advising a regulator on an EU law issue (with Kassie Smith QC).

### **R (Vaidyanathan) v Secretary of State for the Home Department**

(Administrative Court, 2020)

Acted for the defendant in successful defence of a challenge to a decision to refuse applications for British citizenship (unled).

### **Human rights advice**

(2020)

Advised a foreign government on various human rights issues (with Lord Pannick QC).

### **R (Purvis) v Secretary of State for Justice**

(Administrative Court, 2020)

Acted for the defendant in successful defence of a challenge to a decision to transfer the claimant from one prison to another (unled).

### **Advertising Standards Authority investigation**

(2020)

Advised a company regarding an investigation of one of its advertisements by the Advertising Standards Authority (with Brian Kennelly QC).

### **Contempt of court advice**

(2020)

Advised a government department regarding a possible contempt of court (with James Eadie QC).

### **False imprisonment & Article 5 ECHR**

(County Court, 2020)

Acted for a vulnerable individual in claims against a public authority for false imprisonment and breach of Article 5 ECHR. The case settled for a 5-figure sum (unled).

### **R (ENRC) v Director of the Serious Fraud Office**

(Administrative Court, 2019)

Acted for the Director of the SFO in successful defence of a challenge to a decision to suspend a review of certain matters relating to an investigation (with James Segan and Tom Richards).

### **British Overseas Territory Brexit advice**

(2019)

Advised the government of a British Overseas Territory on the implications of the EU-UK Withdrawal Agreement (unled).

### **A1P1, rationality, state aid, and procurement**

(2019)

Advised a government department on various issues relating to A1P1, rationality, state aid and public procurement (with James Eadie QC).

### **Prisoner v Prison Operator**

(2019)

Advising a prisoner on potential claims against the operator of a privatised prison, following an assault by another inmate (unled).

### **Freedom of information**

(2019)

Advised the government of a British Overseas Territory on a freedom of information issue (unled).

### **EU law advice**

(2019)

Advising a regulator on an issue of EU law (unled).

### **Decriminalisation of same-sex sexual acts**

(2019)

Advising an NGO regarding potential constitutional challenges in overseas jurisdictions to laws which criminalise consensual sexual acts between adults of the same sex in private (with Tim Otty QC and others).

### **Advising a political party**

(2018)

Advising a political party on a constitutional issue (with Tim Otty QC).

### **Utilities enforcement**

(2018)

Acting for a utility company in relation to enforcement action taken by its regulator (with Michael Fordham QC).

### **[Benefits Claimant] v Secretary of State for Work and Pensions**

(Upper Tribunal, 2019)

Acted for an individual in a successful appeal regarding Employment and Support Allowance (unled).

### **Ingenious Games LLP and others v HMRC**

[2019] UKUT 0226 (TCC); [2019] STC 1851

Acted for the Ingenious appellants in a high-profile and high-value tax appeal (with Pushpinder Saini QC and others).

### **Article 258 TFEU**

(2018-19)

Advising a government department on potential infraction proceedings under Article 258 TFEU (with James Segan).



**Immigration appeal**

(First-tier Tribunal, 2018)

Acted pro bono for the child of a refugee in a human rights appeal against a refusal of entry clearance for family reunion. UK Visas & Immigration withdrew the refusal following the lodging of the appeal (unled).

**GDPR advice**

(2018)

Advised several professional bodies in the financial services sector about the General Data Protection Regulation and various contractual issues (with Alan Maclean QC).

**Tax JR**

(2018)

Advised HMRC in respect of an application for judicial review of a decision relating to VAT offsetting (with Michael Jones).

**Public sector pensions and discrimination**

(2018-)

Advising a trade union on statutory interpretation, indirect discrimination and potential restitutionary claims in respect of a public sector pension scheme (with Alan Maclean QC).

**EDF & SSE v Gas and Electricity Markets Authority**

(Competition and Markets Authority, 2018)

Acted for GEMA, successfully defending an appeal to the CMA under section 173 of the Energy Act 2004. The case focused on the interpretation of an EU Regulation on charges for electricity transmission (with Alan Maclean QC and Iain Steele).

**R (Bashir) v Secretary of State for the Home Department**

[2018] UKSC 45; [2019] AC 484

Acted pro bono for the AIRE Centre, intervening in a case about whether the Secretary of State is obliged to permit refugees in the UK's sovereign base areas ("SBAs") in Cyprus to enter the metropolitan UK. The Secretary of State agreed to admit the Claimants after the Supreme Court held that the Refugee Convention applied to the SBAs (with Mike Fordham QC and others).

**Community Protection Notices**

(2017)

Provided pro bono advice to an organisation concerned about a local authority's issue of Community Protection Notices to homeless people, prohibiting them from leaving their belongings on the pavement (unled).

### **R (Sipra) v ACCA**

(2017)

Acted for the respondent accountancy regulator in successful defence of an application for judicial review of a disciplinary decision (with Shaheed Fatima QC). (Subject to a possible application to the ECHR by Mr Sipra.)

### **Environmental JR**

(2017)

Advising an environmental NGO on a potential judicial review (with Nathalie Lieven QC).

### **Commercial judicial review**

(2017)

Acted unled for an interested party company, successfully resisting an application for permission to judicially review a decision of its regulator.

### **ECHR articles 8, 10 and 14 advice**

(2017)

Advising a government department on articles 8, 10 and 14, and various issues of statutory interpretation (with James Eadie QC).

### **Legitimate expectation, A1P1 and contractual interpretation**

(2017)

Advising a government department on legitimate expectation and A1P1 issues. The case also involves interpretation of a complex commercial contract (with James Eadie QC).

### **Flooding compensation**

(2017)

Advising an environmental NGO pro bono on the availability of compensation (under statute and at common law) to persons affected by flooding and/or flood risk management activities.

### **Delegated legislation**

(2016)

Advising pro bono on a potential judicial review of a Minister's failure to make delegated legislation (with Diya Sen Gupta and Daniel Cashman).

### Planning application - fracking

(2016)

Advised an environmental NGO pro bono in relation to a company's application for planning permission to frack for shale gas (unled).

### Telecommunications data protection

(2016)

Advising a telecommunications company on data protection issues (unled).

## Civil Liberties & Human Rights

George has experience of a broad range of civil liberties and human rights work, and regularly acts for individuals, NGOs, foreign governments and UK government departments. His experience includes domestic judicial review claims involving various alleged breaches of Convention Rights, applications to the European Court of Human Rights, and high-value private law claims against state and non-state defendants for alleged violations of fundamental rights (see also the "Damages Claims against the State" section of his CV).

George is a member of the panels of counsel maintained by the Attorney-General (both the general C panel and the Public International Law C panel) and the Equality and Human Rights Commission, and a member of the committee of the Young Public Law Group. He also has a strong commitment to pro bono work, and has been nominated by the Citizens Advice Bureau for Young Pro Bono Barrister of the Year at the Bar Pro Bono Awards.

George is ranked in Legal 500 (Administrative law and human rights: Band 4) and Chambers & Partners (Civil liberties and Human Rights: up and coming).

Highlights of George's experience include the following:

- Acting for the Government of Ukraine against Russia in an inter-state case before the European Court of Human Rights, involving allegations of mass and gross violations of multiple Convention Rights (Ukraine v Russian Federation (pending))

- Acting for the Government of Iceland before the European Court of Human Rights in a very high-profile Article 6 case relating to judicial appointments (Ástráðsson v Iceland (app. no. 26374/18, 1 December 2020).

- Acting for the Government of North Macedonia before the European Court of Human Rights, in defence of applications brought under Articles 5 and/or 6 by, among others, the former Prime Minister and the former Minister of the Interior (Taleski & others v North Macedonia (16 February 2023 - ruled inadmissible); Mijalkov v North Macedonia (pending)).

- Acting for an individual in a potential claim arising out of the alleged involvement of the UK security services in kidnapping and torture in a foreign country.

***“He owns every single detail of the case, and his arguments are always extremely well thought out. He delivers, in a highly efficient way, amazing quality and added value to his cases.”***

— CHAMBERS AND PARTNERS, 2023

- Acting for the claimant financial trading company in a \$15m+ A1P1 claim, which is one of The Lawyer's Top 20 Cases for 2023 (R (Jane Street Global Trading, LLC v (1) The London Metal Exchange and (2) LME Clear Ltd (Administrative Court, 2022-)).

- Acting for the Foreign Secretary in defence of an Article 6 claim brought by the parents of Harry Dunn, who was killed when his motorbike was hit by a car driven by the wife of a member of US Embassy staff (R (Charles & Dunn) v SSFCA [2020] EWHC 3185, [2021] 1 WLR 1394).

- Acting for the Director of the Serious Fraud Office in defence of a \$93m+ claim brought by the subject of an ongoing criminal investigation (Eurasian Natural Resources Corporation Ltd v Director of the Serious Fraud Office [2022] EWHC 1138 (Comm))

- Acting for large numbers of claimants in claims arising out of alleged breaches of fundamental rights by natural resources companies operating in various African countries (e.g. AAA v Petra Diamonds Ltd (settled 2021) and the ongoing Bille/Ogale litigation).

## Cases

### **Double jeopardy advice**

(2022-)

Advising an individual on issues relating to the right not to be tried twice for the same alleged offence, in the context of Article 54 of the Convention Implementing the Schengen Agreement and Article 4 of Protocol 7 to the ECHR (with Tim Otty KC).

### **U3 v Secretary of State for the Home Department**

(Court of Appeal, 2023)

Acting for JUSTICE as intervener in an appeal concerning the proper approach to appeals against citizenship deprivation decisions in a national security context (with Tom Hickman KC).

### **LQP v City of York Council**

(Employment Appeal Tribunal, 2022)

Acted for the appellant in a successful appeal regarding the proper approach to anonymity applications which involve Convention Rights issues, and applications for permission to amend (unled).

### **R (Jane Street Global Trading LLC) v (1) London Metal Exchange and (2) LME Clear Ltd**

(Administrative Court, 2022-)

Acting for the claimant financial trading company in a challenge to a decision to cancel various trades in nickel futures. The claim raises issues under domestic public law and A1P1, and includes a claim for over \$15m in damages. It is one of The Lawyer's Top 20 Cases for 2023 (with James Segan KC).

### **Ukraine v Russian Federation**

(European Court of Human Rights, pending)

Acting pro bono for Ukraine in a landmark inter-state case involving allegations of mass and gross violations of multiple Convention rights (with Tim Otty QC and others).

### **[Companies] v [Foreign State]**

(European Court of Human Rights, 2022-)

Acting for various applicant companies in a case concerning alleged violations of Articles 6, 10 and 13 and A1P1 (with Tim Otty KC and others).

### **[Individual] v Security Services**

(2022-)

Acting for an individual in a potential claim arising out of the alleged involvement of the UK security services in unlawful detention and torture in a foreign country (with Tom de la Mare KC).

### **Bille and Ogale Group Litigation**

(KBD, 2022-)

Acting for the claimants in group claims arising out of pollution from oil installations in Nigeria, and associated interference with fundamental rights (with Richard Hermer KC and others).

### **R ([Company]) v Crown Court**

(Administrative Court, 2022)

Acting for a company in a challenge to a costs order made in the course of criminal proceedings. The case includes issues of domestic public law and in relation to A1P1 (with John Cooper KC).

### **[Prisoner] v Ministry of Justice**

(2022-)

Acting for a prisoner in a claim for alleged breaches of Convention Rights and the Equality Act 2010 (unled).

### **Mijalkov v North Macedonia**

(European Court of Human Rights, 2021-)

Acting for the Government of North Macedonia in respect of an Article 5 application, brought by the former head of the State Bureau of Security and Counter Intelligence (with Tim Otty KC).

### **Taleski and others v North Macedonia**

(European Court of Human Rights, 77796/17, 16 February 2023)

Acting for the Government of North Macedonia in successful defence of applications raising various issues under Articles 5 and 6 ECHR (with Tim Otty KC).

### **Al-Hela v Biden**

(United States Court of Appeals, District of Columbia Circuit, 2021)

Acting for the Commonwealth Lawyers Association as amicus curiae in a case about due process rights and access to evidence, in the context of a habeas corpus petition by a detainee at Guantanamo Bay (with Tim Otty QC).

### **Public law and human rights advice**

(2022)

Advised a public body on wide-ranging public law and human rights issues (with Sir James Eadie QC).

### **Various claimants v [Natural resources company]**

(2021-)

Acting for the claimants in a claim against a natural resources company, in respect of serious assaults allegedly perpetrated by security personnel (with Tim Otty QC and others).

### **Ástráðsson v Iceland**

(ECtHR, Grand Chamber, app. no. 26374/18, 1 December 2020)

Acted for the Icelandic government in a high profile Article 6 case before the Grand Chamber of the European Court of Human Rights, concerning in particular the nature of the "established by law" requirement (with Tim Otty QC).

### **R (Charles & Dunn) v Secretary of State for Foreign and Commonwealth Affairs**

[2020] EWHC 3185 (Admin), [2021] 1 WLR 1394

Acted for the Foreign Secretary in successful defence of a claim brought by the parents of Harry Dunn, who was killed when his motorbike was hit by a car driven by the wife of a member of US Embassy staff. The case raised issues relating to diplomatic immunity and Article 2 ECHR (with Sir James Eadie QC and others).

### **R (Wood Boilers LLP) v Gas and Electricity Markets Authority**

(Administrative Court, 2020-1)

Acted for GEMA in defence of a legitimate expectation and A1P1 claim, in relation to the Domestic Renewable Heat Incentive Scheme. The case was listed for a 2.5-day hearing, but settled shortly before (with Alan Maclean QC).

### **Opinion on Hungarian Covid-19 legislation**

(2020)

Advised the Open Society Justice Initiative regarding the compatibility with EU law of emergency legislation introduced in Hungary in the context of the Covid-19 pandemic (with Tim Otty QC, Tom de la Mare QC and Emily Neill).

### **Okpabi v Royal Dutch Shell plc**

[2021] UKSC 3; [2021] 1 WLR 1294

Acted for NGO interveners in a case concerning jurisdiction and the circumstances in which a parent company may be liable in negligence for environmental damage associated with the activities of an overseas subsidiary (with Tim Otty QC and others).

### **AAA v Petra Diamonds Ltd**

(2020-1)

Acted for the claimants in a claim regarding alleged human rights abuses by security personnel at a diamond mine in Tanzania. The case settled (with Tim Otty QC and others).

### **Shagang Shipping Company Ltd (in liquidation) v HNA Group Company Ltd**

[2020] UKSC 34, [2020] 1 WLR 3549

Acted for Liberty (as intervener) in a case about the proper approach, in the context of a commercial dispute, to evidence which may have been obtained by torture (with Ben Jaffey QC and Natasha Simonsen).

### **Human rights advice**

(2020)

Advised a foreign government on various human rights issues (with Lord Pannick QC).

### **Data protection claim**

(2020)

Advising a prospective claimant on potential claims under domestic and EU data protection legislation (with Ben Jaffey QC).

### **R (Purvis) v Secretary of State for Justice**

(Administrative Court, 2020)

Acted for the defendant in successful defence of a challenge to a decision to transfer the claimant from one prison to another (unled).

### **False imprisonment & Article 5 ECHR**

(County Court, 2020)

Acted for a vulnerable individual in claims against a public authority for false imprisonment and breach of Article 5 ECHR. The case settled for a 5-figure sum (unled).

### **Lungowe and others v (1) Vedanta Resources plc and (2) Konkola Copper Mines plc**

[2019] UKSC 20; [2019] 2 WLR 1051

Acted for NGO interveners in a case concerning jurisdiction and the circumstances in which a parent company may be liable in negligence for environmental damage associated with the activities of an overseas subsidiary (with Tim Otty QC and others).

### **A1P1, rationality, state aid, and procurement**

(2019)

Advised a government department on various issues relating to A1P1, rationality, state aid and public procurement (with James Eadie QC).

### **Prisoner v Prison Operator**

(2019)

Advising a prisoner on potential claims against the operator of a privatised prison, following an assault by another inmate (unled).

### **Decriminalisation of same-sex sexual acts**

(2019)

Advising an NGO regarding potential constitutional challenges in overseas jurisdictions to laws which criminalise consensual sexual acts between adults of the same sex in private (with Tim Otty QC and others).

### **Advising a political party**

(2018)

Advising a political party on a constitutional issue (with Tim Otty QC).

### **Qassim v Trump**

(United States Court of Appeals, District of Columbia Circuit, 21 June 2019)

Acted for the Commonwealth Lawyers Association as amicus curiae in a case about due process rights and access to evidence, in the context of a habeas corpus petition by a detainee at Guantanamo Bay (with Tim Otty QC).



### **Immigration appeal**

(First-tier Tribunal, 2018)

Acted pro bono for the child of a refugee in a human rights appeal against a refusal of entry clearance for family reunion. UK Visas & Immigration withdrew the refusal following the lodging of the appeal (unled).

### **Prison race and disability discrimination**

(County Court, 2017-19)

Acted for a prisoner in disability discrimination, race discrimination and Human Rights Act (Articles 8, 14 and A2P1) claims against the Ministry of Justice. The case settled (unled).

### **Community Protection Notices**

(2017)

Provided pro bono advice to an organisation concerned about a local authority's issue of Community Protection Notices to homeless people, prohibiting them from leaving their belongings on the pavement (unled).

### **ECHR articles 8, 10 and 14 advice**

(2017)

Advising a government department on articles 8, 10 and 14, and various issues of statutory interpretation (with James Eadie QC).

### **Legitimate expectation, A1P1 and contractual interpretation**

(2017)

Advising a government department on legitimate expectation and A1P1 issues. The case also involves interpretation of a complex commercial contract (with James Eadie QC).

## **Commercial**

George acts in a wide range of commercial matters, both as sole counsel and as a member of large teams. His experience includes fact-heavy Commercial Court trials, appeals to the Court of Appeal and the Supreme Court, numerous unled appearances in the County Court, and applications for freezing injunctions, specific disclosure, non-party disclosure and committal.

Highlights of George's experience include:

- Acting for the Director of the Serious Fraud Office in an 11-week trial, defending a \$93m+ claim brought by the subject of an ongoing criminal investigation (ENRC v Director of the Serious Fraud Office [2022] EWHC 1138 (Comm), which was one of The Lawyer's Top 20 Cases for 2021).

- Acting for a major professional services firm in the High Court and the Court of Appeal in a case concerning the proper construction of its LLP agreement (Joseph v Deloitte NSE LLP [2019] EWHC 3583 (QB), [2020] EWCA Civ 1457, [2021] 1 BCLC 325).
- Acting in the Supreme Court in two of the leading cases on jurisdiction and parent companies' duties of care in relation to the acts/omissions of their subsidiaries (Lungowe v Vedanta Resources plc [2019] UKSC 20, [2019] 2 WLR 1051 and Okpabi v Royal Dutch Shell plc [2021] UKSC 3, [2021] 1 WLR 1294).
- Acting in the Supreme Court in a leading case on the proper approach to hearsay evidence (Shagang Shipping Company Ltd (in liquidation) v HNA Group Company Ltd [2020] UKSC 34, [2020] 1 WLR 3549).
- Acting for the Claimant in a 3-week trial of an €89m civil fraud claim (Baturina v Chistyakov [2017] EWHC 1049 (Comm)).
- Acting for the defendant in a 7-day trial of a contractual and restitutionary claim relating to an alleged agency agreement (AMP Advisory & Management Partners AG v Force India Formula One Team Ltd (in liquidation) [2019] EWHC 2426 (Comm)).

## Cases

### **Hodgkinson v Mercedes AMG High Performance Powertrains Ltd**

(High Court, QBD, 2021-2022)

Acted for the defendant Formula 1 power unit manufacturer in a garden leave dispute. The case settled in the run-up to a speedy trial (with Paul Goulding QC).

### **[Telecoms company] v [Telecoms company]**

(County Court, pending)

Acting for a telecommunications company in a claim regarding alleged "hijacking" of phone calls (unled).

### **Various claimants v [Natural resources company]**

(2021-)

Acting for the claimants in a claim against a natural resources company, in respect of serious assaults allegedly perpetrated by security personnel (with Tim Otty QC and others).

### **[Shareholder] v [Company]**

(County Court, 2021-2022)

Acted for the defendant in a company law dispute. The case settled (unled).

**Eurasian Natural Resources Corporation Ltd v Director of the Serious Fraud Office**

[2022] EWHC 1138 (Comm)

Acting for the Director of the SFO in defence of a \$93m+ claim for alleged misfeasance in public office and inducement of breach of contract/fiduciary duty. The matter was one of The Lawyer's Top 20 Cases for 2021, and there was an 11-week trial in the spring/summer of that year (with Simon Colton QC and others).

**Okpabi v Royal Dutch Shell plc**

[2021] UKSC 3; [2021] 1 WLR 1294

Acted for NGO interveners in a case concerning jurisdiction and the circumstances in which a parent company may be liable in negligence for environmental damage associated with the activities of an overseas subsidiary (with Tim Otty QC and others).

**Restraint of trade advice**

(2020)

Advising an LLP on the enforceability of contractual clauses in restraint of trade (unled).

**AAA v Petra Diamonds Ltd**

(2020-1)

Acted for the claimants in a claim regarding alleged human rights abuses by security personnel at a diamond mine in Tanzania. The case settled (with Tim Otty QC and others).

**Sale of goods dispute**

(2020)

Advised a buyer in relation to a Sale of Goods Act 1979 dispute. The case raised issues of quality/fitness, rights of rejection, and a potential restitutionary counterclaim (unled).

**Shagang Shipping Company Ltd (in liquidation) v HNA Group Company Ltd**

[2020] UKSC 34, [2020] 1 WLR 3549

Acted for Liberty (as intervener) in a case about the proper approach, in the context of a commercial dispute, to evidence which may have been obtained by torture (with Ben Jaffey QC and Natasha Simonsen).

**Lungowe and others v (1) Vedanta Resources plc and (2) Konkola Copper Mines plc**

[2019] UKSC 20; [2019] 2 WLR 1051

Acted for NGO interveners in a case concerning jurisdiction and the circumstances in which a parent company may be liable in negligence for environmental damage associated with the activities of an overseas subsidiary (with Tim Otty QC and others).

### **AMP Advisory & Management Partners AG v Force India Formula One Team Ltd (in liquidation)**

[2019] EWHC 2426 (Comm)

Acted for the defendant in 7-day trial of a contractual and restitutionary claim relating to an alleged agency agreement (with James Segan).

### **Milner v Ryanair DAC**

(County Court, 2019)

Acted for Ryanair in successful defence of a flight delay claim under Regulation (EC) 261/2004 (unled).

### **Company v Former Employee**

(County Court, 2019)

Acting for a company in an unjust enrichment claim against a former employee, arising out of the issue to him of certain shares (unled).

### **Telecommunications contract advice**

(2019)

Advising the government of a British Overseas Territory on the interpretation of a contract relating to a telecommunications cable (unled).

### **Bilta (UK) Ltd (in liquidation) and others v Tradition Financial Services Ltd and others**

(Financial List, pending)

Acted for a financial services company in defence of claims alleging dishonest assistance and under section 213 of the Insolvency Act 1986, in connection with an alleged Missing Trader Intra-Community (MTIC) VAT fraud in the carbon credits market (with Andrew Green QC).

### **24 Seven Communications Ltd v British Telecommunications plc**

(Commercial Court, 2018-19)

Acted for the claimant telecommunications company in a dispute about the Standard Interconnect Agreement and alleged artificial inflation of traffic. The case was listed for 5-day trial, but settled shortly before (with Alan Maclean QC).

### **Elsom v Greystone Financial Services Ltd**

(Chancery Division, 2017 - 2019)

Acted for the claimant in various claims (including deceit, negligence and breach of statutory and fiduciary duties) against a financial adviser, in respect of tax advice. The case settled (with Kieron Beal QC).

### **Claim against independent school**

(2018)

Advising a family in respect of a potential claim against an independent school (with Robert Howe QC).

### **Care homes - contractual dispute**

(2018)

Advising a care home operator on a contractual dispute with a local authority (unled).

### **Rosalina Investments Ltd v New Balance Athletic Shoes (UK) Ltd**

[2018] EWHC 1014 (QB)

Acted for the defendant sportswear supplier in successful defence of contractual claims brought by companies which hold rights to the image of a Premiership footballer (with Ian Mill QC).

### **Baturina v Chistyakov**

[2017] EWHC 1049 (Comm)

Junior counsel in a 3-week Commercial Court trial of a €89m civil fraud case, arising in the context of a joint venture agreement. The case involved claims in deceit, breach of contract and breach of fiduciary duty (with Andrew Green QC and Adam Baradon).

### **Share option dispute**

(Commercial Court, 2017)

Acted for the defendant in a dispute about an ex-employee's share options. The case settled shortly before trial (with Andrew Green QC).

### **Share sale dispute**

(County Court, 2017 - 2018)

Acted for the vendor in a dispute about the sale of shares and related matters. The case involves a debt claim, counterclaims for breach of warranty and misrepresentation, and issues relating to reflective loss (unled).

### **Contractual interpretation - music rights**

(2017)

Advising on the interpretation of contracts concerning rights to the music of a well-known artist (with Andrew Green QC)

### **Film finance dispute**

(2017)

Advising a producer on a claim for breach of a film financing contract (unled).

### **Civil fraud - freezing injunction**

(Commercial Court, 2017-18)

Acted for the claimant in a claim for deceit, breach of fiduciary duty and unjust enrichment. The proceedings included successful applications for freezing injunctions and third party disclosure. The case settled shortly before applications for committal and summary judgment were due to be heard (with Ian Mill QC).

### **Lombard North Central plc v Ramnial**

(County Court, 2017)

Acted unled in successful application to vary an instalment judgment to require immediate payment. The case also involved issues regarding enforcement procedures and the respective jurisdictions of the High Court and the County Court.

### **Unpaid commission claim**

(County Court, 2017-)

Acting for a music agency business in a claim against a prominent singer for unpaid commission (unled).

### **Consumer contract dispute**

(County Court, 2017 - 2018)

Acted unled for an individual in a dispute with a car hire company. The case involves contractual interpretation, penalty clauses and the Consumer Rights Act 2015.

### **Assignment of judgment debt**

(2017)

Advised (as sole counsel) on the drafting of an assignment of a judgment debt, and the potential implications for enforcement.

## **Employment**

George acts both led and unled in a broad range of employment matters. His experience includes Employment Tribunal claims for unfair dismissal, wrongful dismissal, whistleblowing, holiday pay, deductions from wages, equal pay, direct and indirect discrimination (involving a range of protected characteristics), harassment and victimisation. He also has experience of judicial mediation; TUPE; employment status and IR35 issues; pensions disputes; appeals to the EAT; and High Court wrongful dismissal, partnership, employee competition and share option litigation. In addition to his discrimination work in the context of employment, George acts for and against service providers in County Court discrimination claims; for details, please see the "Discrimination" section of his CV.

George is ranked in Chambers & Partners (Employment: band 5) and Legal 500 (Employment: rising star).

***“George is an extremely bright and capable barrister.”***

— CHAMBERS AND PARTNERS, 2023

Highlights of George's experience include the following:

- Acting for a leading Formula 1 power unit manufacturer in a high-profile garden leave dispute (*Hodgkinson v Mercedes AMG High Performance Powertrains Ltd* (QBD, 2022)).
- Acting unled in a successful appeal to the EAT on the proper approach to anonymity applications and amendment (*LQP v City of York Council* (EAT, 2022)).
- Acting unled for the respondent in a 5-day trial, successfully defending numerous allegations of discrimination and whistleblowing detriment (*El Fath v Secretary of State for Justice* (Employment Tribunal, 2022)).
- Acting for a major professional services firm in the High Court and the Court of Appeal in successful defence of a claim which turned on the proper construction of its LLP agreement (*Joseph v Deloitte NSE LLP* [2019] EWHC 3583 (QB), [2020] EWCA Civ 1457, [2021] 1 BCLC 325).
- Acting for a well-known footwear business in successful defence of a whistleblowing unfair dismissal claim brought by its former CEO (*Shearwood v C&J Clark International Ltd* (Employment Tribunal, 2019-2021)).
- Advising Carrie Gracie (the BBC's former China editor) and other journalists on equal pay claims against major media organisations.

## Cases

### **[Employee] v [Employer]**

(Employment Tribunal, 2022-)

Acting for the respondent in claims of alleged direct sexual orientation discrimination, harassment, victimisation and whistleblowing detriment. The matter is listed for a 10-day trial (unled).

### **Hodgkinson v Mercedes AMG High Performance Powertrains Ltd**

(High Court, QBD, 2021-2022)

Acted for the defendant Formula 1 power unit manufacturer in a garden leave dispute. The case settled in the run-up to a speedy trial (with Paul Goulding QC).

### **LQP v City of York Council**

(Employment Appeal Tribunal, 2022)

Acted for the appellant in a successful appeal regarding the proper approach to anonymity applications which involve Convention Rights issues, and applications for permission to amend (unled).

### **El Fath v Secretary of State for Justice**

(Employment Tribunal, 2022)

Acted for the respondent at a 5-day trial, in successful defence of multiple allegations of discrimination and whistleblowing detriment, and of constructive unfair dismissal (unled).

### **Carpenter v Football Association Ltd**

(Employment Tribunal, 2022)

Acting for the respondent sports governing body in defence of a disability discrimination claim in relation to professional qualifications (unled).

### **Cunningham v Department for Work and Pensions**

(Employment Tribunal, 2022)

Acted for the respondent in successful defence of an unfair dismissal claim (unled).

### **[Employee] v [Employer]**

(County Court, 2021-)

Acting for the Defendant in a dispute about an employment contract (unled).

### **LLP pension scheme advice**

(2021-)

Advising an LLP on issues relating to its pension scheme, including the implications of the Equality Act 2010 (unled).

### **Constructive unfair dismissal and breach of fiduciary duties advice**

(2021)

Advising an employer regarding a threatened claim for constructive unfair dismissal, and a potential counterclaim for breach of fiduciary duty. The matter settled (unled).

### **Gender reassignment advice**

(2021)

Advising on various issues relating to the protected characteristic of gender reassignment and the Gender Recognition Act 2004 (unled).

### **Equal pay and sex discrimination advice**

(2020)

Advising a television presenter on a potential equal pay and sex discrimination claim (with Jane Mulcahy QC).

### **Restraint of trade advice**

(2020)

Advising an LLP on the enforceability of contractual clauses in restraint of trade (unled).



### **Shearwood v C&J Clark International Ltd**

(Employment Tribunal, 2019-21)

Acted for the respondent footwear business in successful defence of a whistleblowing unfair dismissal claim brought by its former CEO (with Paul Goulding QC). Appeared unled in successful application for 100% of the costs of the proceedings.

### **Joseph v Deloitte NSE LLP**

[2019] EWHC 3583 (QB); [2020] EWCA Civ 1457, [2021] 1 BCLC 325

Acted for an LLP in successful defence of a claim brought by a member who had been issued a notice of retirement (with Paul Goulding QC).

### **TUPE - unfair dismissal**

(Employment Tribunal, 2019)

Acting for the alleged transferor in a TUPE unfair dismissal claim (unled).

### **Disability discrimination and unfair dismissal**

(Employment Tribunal, 2019)

Advised the respondent to a disability discrimination and unfair dismissal claim. The case involved complex issues relating to a shareholder agreement, and settled at a judicial mediation (unled).

### **TUPE - unfair dismissal and consultation claims**

(Employment Tribunal, 2019-)

Acting for the alleged transferee in a TUPE claim. The main issue is whether there was a TUPE transfer (unled).

### **Senior Executive v Ex-employer**

(High Court, 2019 -)

Acting for a well-known business defending a high-value wrongful dismissal claim brought by a former senior executive (with Paul Goulding QC).

### **Ex-employee v Multinational company**

(Employment Tribunal, 2019)

Acted for the claimant in claims for maternity discrimination and unfair dismissal. The case settled for a substantial sum at the end of the fourth day of a five-day trial (unled).

### **Company v Former Employee**

(County Court, 2019)

Acting for a company in an unjust enrichment claim against a former employee, arising out of the issue to him of certain shares (unled).

### **Disability discrimination and unfair dismissal**

(2019)

Acting for the respondent in a disability discrimination and unfair dismissal claim brought by an employee who had been imprisoned. The case raises issues relating to the frustration of contracts of employment (unled).

### **Confidential employment matter**

(2019)

Advised the government of a British Overseas Territory on an employment matter (unled).

### **Pension scheme discrimination**

(2019)

Advised a trade union regarding a potential sex discrimination claim in relation to the rules of a public sector pension scheme (unled).

### **Sex discrimination**

(2018)

Advising on a potential sex discrimination claim (unled).

### **Sex/sexual orientation discrimination and whistleblowing**

(2018)

Advising on potential claims relating to whistleblowing, sex discrimination and sexual orientation discrimination (unled).

### **Equal pay advice**

(2018)

Advising a trade union on potential equal pay claims by its members (with Dinah Rose QC).

### **TUPE and asset preservation**

(2018)

Advising a trade union on TUPE issues and measures to ensure that a potential defendant's assets are preserved pending determination of claims (unled).

### **Judicial mediation - disability discrimination and unfair dismissal**

(Employment Tribunal, 2018)

Acted for a teacher in a judicial mediation of a disability discrimination and unfair dismissal claim. The mediation resulted in a substantial five-figure settlement (unled).

### **IR35 / employment status**

(2018)

Advising a company in the legal sector on IR35 / employment status issues (with Jane Mulcahy QC).

### **Whistleblowing detriments**

(Employment Tribunal, 2018)

Acted for the respondent in a successful application to strike out whistleblowing detriments claims (unled).

### **Whistleblowing and unfair dismissal**

(2018)

Advising a deputy headteacher on potential whistleblowing and unfair dismissal claims (unled).

### **Judicial mediation - race discrimination and unfair dismissal**

(Employment Tribunal, 2018)

Acted for 3 former casino workers in a judicial mediation, in respect of claims for race discrimination and unfair dismissal. The case settled at the mediation, with each claimant receiving a 5-figure sum (unled).

### **Whistleblowing and disability discrimination**

(2018)

Advised a claimant on whistleblowing and disability discrimination claims. The case was listed for a 3-day hearing, but settled shortly before (unled).

### **Public sector pensions and discrimination**

(2018-)

Advising a trade union on statutory interpretation, indirect discrimination and potential restitutionary claims in respect of a public sector pension scheme (with Alan Maclean QC).

### **Equal pay / sex equality**

(2017-)

Advising several female employees on equal pay and other sex equality claims (with Jane Mulcahy QC).

### **Race discrimination, harassment, victimisation and wage deduction claims**

(Employment Tribunal, 2018)

Acted for the respondents in claims alleging race discrimination, harassment, victimisation and unlawful deductions from wages. The case was listed for a 5-day trial but settled shortly before (unled).

### **Semakula v Smart Parking Ltd**

(Employment Tribunal, 2018)

Acted for the respondent car park operator in an unfair dismissal claim, achieving a 100% reduction in compensation for contributory fault (unled).

### **Sports coach - unfair dismissal and wrongful dismissal**

(2018)

Acted for a national-level sports coach in claims for unfair dismissal and wrongful dismissal. The case settled (with Pushpinder Saini QC).

### **Share option dispute**

(Commercial Court, 2017)

Acted for the defendant in a dispute about an ex-employee's share options. The case settled shortly before trial (with Andrew Green QC).

### **Obhoo v Whitbread plc**

(Employment Tribunal, 2017)

Acted unled for the claimant in successful claims for unfair dismissal and wrongful dismissal against a major hospitality company.

### **Working Time Regulations advice**

(2017)

Advising an employer about various issues under the Working Time Regulations 1998, including night working and holiday pay (unled).

### **Wrongful dismissal and holiday pay**

(Employment Tribunal, 2017)

Acted unled for the respondent in wrongful dismissal and holiday pay claim. The claimant withdrew his claim shortly after the preliminary hearing, and the respondent was awarded substantial costs.

### Confidential information and database rights

(2017)

Acting for a company in the healthcare sector against its former senior executive, in claims for breach of confidence and breach of database rights (with Diya Sen Gupta).

### Confidential information and restrictive covenants

(2016-17)

Acting for an employer in a claim against an ex-employee who has sought to set up a competing business. The case involves restrictive covenants, breach of confidence, breach of database rights and various economic torts (with Diya Sen Gupta).

## EU & Competition

George's practice encompasses a wide range of EU, competition and Brexit-related matters, and he is the Secretary of the Bar European Group. His experience includes private law competition claims under Articles 101 and 102 TFEU (and analogous provisions), regulatory disputes (especially in the telecommunications and energy sectors), and litigation concerning citizens' rights in the context of Brexit.

Highlights of George's experience include the following:

- Acting for a claimant telecommunications company in a claim for alleged abuse of dominant position (*Gibfibre Ltd v Gibtelecom Ltd* (Supreme Court of Gibraltar, 2021-)).
- Acting for claimant retailers in the Merchant Interchange Fee litigation before the Competition Appeal Tribunal (*Primark Stores Ltd & others v Visa UK Ltd & others*; *Primark Stores Ltd & others v Mastercard Incorporated & others* (CAT, 2022-)).
- Acting for the Gas and Electricity Markets Authority in defence of an appeal to the Competition and Markets Authority regarding various issues of EU law and domestic public law, and in subsequent litigation before the High Court and the Court of Appeal (*SSE Generation Ltd v Gas & Electricity Markets Authority* (CMA, 2021); *R (SSE Generation Ltd) v Competition and Markets Authority* [2022] EWHC 865 (Admin), [2022] 4 WLR 76; [2022] EWCA Civ 1472).
- Acting for a telecommunications company in an appeal to the Privy Council regarding the proper interpretation of the Access Directive (*Gibfibre Ltd v Gibraltar Regulatory Authority* [2021] UKPC 31).
- Acting for the Secretary of State for Work and Pensions before the High Court, the Court of Appeal and the Supreme Court in (ultimately successful) defence of a complex claim concerning the interaction of the EU Settlement Scheme and entitlement to Universal Credit (*R (Fratila) v SSWP* [2020] EWHC 998 (Admin), [2020] PTSR 1424; [2020] EWCA Civ 1741, [2021] 3 All ER 1043; [2021] UKSC 53, [2022] 3 All ER 1045).

## Cases

### **Primark Stores Ltd & others v Visa UK Ltd & others; Primark Stores Ltd & others v Mastercard Inc & others**

(Competition Appeal Tribunal, 2022-)

Acting for various retailers in the Merchant Interchange Fee litigation (with Tristan Jones).

### **Double jeopardy advice**

(2022-)

Advising an individual on issues relating to the right not to be tried twice for the same alleged offence, in the context of Article 54 of the Convention Implementing the Schengen Agreement and Article 4 of Protocol 7 to the ECHR (with Tim Otty KC).

### **Gibfibre Ltd v (1) Gibtelecom Ltd and (2) Rockolo Ltd**

(2021-)

Acting for the claimant telecommunications company in a claim for abuse of dominant position (with James Segan QC).

### **R (SSE Generation Ltd) v Competition and Markets Authority**

[2022] EWHC 865 (Admin), [2022] 4 WLR 67; [2022] EWCA Civ 1472

Acting for an interested party before the High Court and the Court of Appeal in a judicial review regarding transmission charges paid by generators of electricity. The case raises various issue of EU and domestic public law (with Kassie Smith QC and Amy Rogers).

### **Gibfibre Ltd v Gibraltar Regulatory Authority**

[2021] UKPC 31

Acted for a telecommunications operator in an appeal regarding the interpretation of the Access Directive (with James Segan QC).

### **SSE Generation Ltd v Gas and Electricity Markets Authority**

(Competition and Markets Authority, 2021)

Acted for Ofgem in defence of an appeal regarding transmission charges paid by generators of electricity. The case raised various issues of EU and domestic public law (with Kassie Smith QC and Ligia Osepciu).

### **Gibtelecom Ltd v (1) The Gibraltar Regulatory Authority (2) Gibfibre Ltd**

(Supreme Court of Gibraltar, 2020-)

Acting for a telecommunications company in a regulatory dispute involving issues of EU law (with James Segan QC).

### **Tarar v Home Office**

(County Court, 2021-)

Acting for the Defendant in a claim for alleged false imprisonment and Francovich damages, in relation to immigration detention (unled).

### **EU law advice**

(2020)

Advising a regulator on an EU law issue (with Kassie Smith QC).

### **State aid and procurement advice**

(2020)

Advising a government department on various state aid and public procurement issues (unled).

### **Opinion on Hungarian Covid-19 legislation**

(2020)

Advised the Open Society Justice Initiative regarding the compatibility with EU law of emergency legislation introduced in Hungary in the context of the Covid-19 pandemic (with Tim Otty QC, Tom de la Mare QC and Emily Neill).

### **R (Fratila) v Secretary of State for Work and Pensions**

[2020] EWHC 998 (Admin), [2020] PTSR 1424; [2020] EWCA Civ 1741, [2021] 3 All ER 1043; [2021] UKSC 53, [2022] 3 All ER 1045

Acted for the SSWP in the High Court, the Court of Appeal and the Supreme Court in (ultimately successful) defence of a complex claim relating to Article 18 TFEU, the EU Settlement Scheme and the regulations governing entitlement to universal credit and other forms of social assistance (with Sir James Eadie QC and others).

### **British Overseas Territory Brexit advice**

(2019)

Advised the government of a British Overseas Territory on the implications of the EU-UK Withdrawal Agreement (unled).

### **A1P1, rationality, state aid, and procurement**

(2019)

Advised a government department on various issues relating to A1P1, rationality, state aid and public procurement (with James Eadie QC).

### **Milner v Ryanair DAC**

(County Court, 2019)

Acted for Ryanair in successful defence of a flight delay claim under Regulation (EC) 261/2004 (unled).

### **EU law advice**

(2019)

Advising a regulator on an issue of EU law (unled).

### **Article 258 TFEU**

(2018-19)

Advising a government department on potential infraction proceedings under Article 258 TFEU (with James Segan).

### **Bilateral investment treaty arbitration**

(2018)

Acting for the claimant in a bilateral investment treaty arbitration, in respect of issues relating to the interaction of international and EU law (with Pushpinder Saini QC).

### **EDF & SSE v Gas and Electricity Markets Authority**

(Competition and Markets Authority, 2018)

Acted for GEMA, successfully defending an appeal to the CMA under section 173 of the Energy Act 2004. The case focused on the interpretation of an EU Regulation on charges for electricity transmission (with Alan Maclean QC and Iain Steele).

## **Environment**

George has a keen interest in environmental issues and his wide experience of both public and private law makes him well-placed to act on cases in this area. His work in the environmental law field includes cases in relation to discharges from sewers, industrial pollution, and obligations in respect of air quality and greenhouse gas emissions.

Highlights of George's experience include:

- Acting in the Court of Appeal and Supreme Court in a case regarding the scope of the Maric principle and the availability or otherwise of private law claims in respect of discharges of sewage into waterbodies - one of The Lawyer's Top 10 Appeals for 2023 (Manchester Ship Canal Company Ltd v United Utilities Water Ltd [2022] EWCA Civ 852).



- Acting in the Supreme Court in an appeal regarding alleged liability for pollution from oil infrastructure in Nigeria (Okpabi v Royal Dutch Shell plc [2021] UKSC 3, [2021] 1 WLR 1294).
- Following the Supreme Court's decision in Okpabi, acting for the claimants in the ongoing Bille and Ogale Group Litigation regarding oil pollution in the Niger Delta.
- Acting in the Supreme Court in an appeal regarding alleged liability for pollution from a copper mine in Zambia (Lungowe v Vedanta Resources plc [2019] UKSC 20, [2020] AC 1045).
- Advising clients on various matters relating to the Climate Change Act 2008 and air quality issues.

## Cases

### **Manchester Ship Canal Company Ltd v United Utilities Water Ltd**

(Supreme Court, 2023)

Acting for Manchester Ship Canal in an appeal to the Supreme Court relating to the availability or otherwise of common law causes of action in respect of sewerage undertakers' polluting discharges into waterbodies - one of The Lawyer's Top 10 Appeals for 2023 (with Tom de la Mare KC).

### **Bille and Ogale Group Litigation**

(KBD, 2022-)

Acting for the claimants in group claims arising out of pollution from oil installations in Nigeria, and associated interference with fundamental rights (with Richard Hermer KC and others).

### **Greenhouse gas emissions advice**

(2022)

Advising a public body on legal obligations in relation to greenhouse gas emissions targets (with Kassie Smith QC).

### **Sewage advice**

(2022)

Advising fishermen on potential claims in relation to discharges of sewage (unled).

### **Environmental JR**

(2022)

Advising an environmental NGO on a potential judicial review (with Tom de la Mare QC).

### **Fisheries JR**

(2021)

Advised a prospective claimant on a potential judicial review claim in relation to a fisheries issue (unled).

### **Okpabi v Royal Dutch Shell plc**

[2021] UKSC 3; [2021] 1 WLR 1294

Acted for NGO interveners in a case concerning jurisdiction and the circumstances in which a parent company may be liable in negligence for environmental damage associated with the activities of an overseas subsidiary (with Tim Otty QC and others).

### **Lungowe and others v (1) Vedanta Resources plc and (2) Konkola Copper Mines plc**

[2019] UKSC 20; [2019] 2 WLR 1051

Acted for NGO interveners in a case concerning jurisdiction and the circumstances in which a parent company may be liable in negligence for environmental damage associated with the activities of an overseas subsidiary (with Tim Otty QC and others).

### **Flooding compensation**

(2017)

Advising an environmental NGO pro bono on the availability of compensation (under statute and at common law) to persons affected by flooding and/or flood risk management activities.

### **Environmental JR**

(2017)

Advising an environmental NGO on a potential judicial review (with Nathalie Lieven QC).

### **Planning application - fracking**

(2016)

Advised an environmental NGO pro bono in relation to a company's application for planning permission to frack for shale gas (unled).

## **Discrimination**

George has considerable experience of equality and discrimination matters, including direct and indirect discrimination, harassment, victimisation, equal pay, and failure to make reasonable adjustments for persons with disabilities. He has experience of cases involving almost all protected characteristics, and is a member of the Equality and Human Rights Commission's Panel of Counsel.

Highlights of George's experience include:

- Acting unled for the respondent in a 5-day trial, successfully defending numerous allegations of race and religious belief discrimination (El Fath v Secretary of State for Justice (Employment Tribunal, 2022)).
- Acting for the Secretary of State for Work and Pensions before the High Court, the Court of Appeal and the Supreme Court in a complex case which concerned (among other things) the nature of the test for direct discrimination (R (Fraila) v SSWP [2020] EWHC 998 (Admin), [2020] PTSR 1424; [2020] EWCA Civ 1741, [2021] 3 All ER 1043; [2021] UKSC 53, [2022] 3 All ER 1045).
- Advising Carrie Gracie (the BBC's former China editor) and other journalists on equal pay claims against major media organisations.

## Cases

### **El Fath v Secretary of State for Justice**

(Employment Tribunal, 2022)

Acted for the respondent at a 5-day trial, in successful defence of multiple allegations of discrimination and whistleblowing detriment, and of constructive unfair dismissal (unled).

### **[Employee] v [Employer]**

(Employment Tribunal, 2022-)

Acting for the respondent in claims of alleged direct sexual orientation discrimination, harassment, victimisation and whistleblowing detriment. The matter is listed for a 10-day trial (unled).

### **[Prisoner] v Ministry of Justice**

(2022-)

Acting for a prisoner in a claim for alleged breaches of Convention Rights and the Equality Act 2010 (unled).

### **Carpenter v Football Association Ltd**

(Employment Tribunal, 2022)

Acting for the respondent sports governing body in defence of a disability discrimination claim in relation to professional qualifications (unled).

### **Gender reassignment advice**

(2021)

Advising on various issues relating to the protected characteristic of gender reassignment and the Gender Recognition Act 2004 (unled).

### **LLP pension scheme advice**

(2021-)

Advising an LLP on issues relating to its pension scheme, including the implications of the Equality Act 2010 (unled).

### **Equal pay and sex discrimination advice**

(2020)

Advising a television presenter on a potential equal pay and sex discrimination claim (with Jane Mulcahy QC).

### **Ex-employee v Multinational company**

(Employment Tribunal, 2019)

Acted for the claimant in claims for maternity discrimination and unfair dismissal. The case settled for a substantial sum at the end of the fourth day of a five-day trial (unled).

### **Disability discrimination and unfair dismissal**

(Employment Tribunal, 2019)

Advised the respondent to a disability discrimination and unfair dismissal claim. The case involved complex issues relating to a shareholder agreement, and settled at a judicial mediation (unled).

### **Pension scheme discrimination**

(2019)

Advised a trade union regarding a potential sex discrimination claim in relation to the rules of a public sector pension scheme (unled).

### **Disability discrimination and unfair dismissal**

(2019)

Acting for the respondent in a disability discrimination and unfair dismissal claim brought by an employee who had been imprisoned. The case raises issues relating to the frustration of contracts of employment (unled).

### **Sex/sexual orientation discrimination and whistleblowing**

(2018)

Advising on potential claims relating to whistleblowing, sex discrimination and sexual orientation discrimination (unled).

### **Equal pay advice**

(2018)

Advising a trade union on potential equal pay claims by its members (with Dinah Rose QC).

### **Sex discrimination**

(2018)

Advising on a potential sex discrimination claim (unled).

### **Judicial mediation - disability discrimination and unfair dismissal**

(Employment Tribunal, 2018)

Acted for a teacher in a judicial mediation of a disability discrimination and unfair dismissal claim. The mediation resulted in a substantial five-figure settlement (unled).

### **Judicial mediation - race discrimination and unfair dismissal**

(Employment Tribunal, 2018)

Acted for 3 former casino workers in a judicial mediation, in respect of claims for race discrimination and unfair dismissal. The case settled at the mediation, with each claimant receiving a 5-figure sum (unled).

### **Public sector pensions and discrimination**

(2018-)

Advising a trade union on statutory interpretation, indirect discrimination and potential restitutionary claims in respect of a public sector pension scheme (with Alan Maclean QC).

### **Race discrimination, harassment, victimisation and wage deduction claims**

(Employment Tribunal, 2018)

Acted for the respondents in claims alleging race discrimination, harassment, victimisation and unlawful deductions from wages. The case was listed for a 5-day trial but settled shortly before (unled).

### **Whistleblowing and disability discrimination**

(2018)

Advised a claimant on whistleblowing and disability discrimination claims. The case was listed for a 3-day hearing, but settled shortly before (unled).

### **Prison race and disability discrimination**

(County Court, 2017-19)

Acted for a prisoner in disability discrimination, race discrimination and Human Rights Act (Articles 8, 14 and A2P1) claims against the Ministry of Justice. The case settled (unled).

### **Equal pay / sex equality**

(2017-)

Advising several female employees on equal pay and other sex equality claims (with Jane Mulcahy QC).

### **Disability discrimination**

(County Court, 2017)

Acted unled for the defendant operator of a major sports ground in a claim brought by a visually-impaired person, who alleged a failure to make reasonable adjustments. The case settled.

### **Caste discrimination**

(2016)

Advising on issues relating to caste discrimination (with Diya Sen Gupta).

## **Damages Claims Against the State**

George has extensive experience of damages claims against states and state bodies, and acts for claimants (ranging from vulnerable prisoners to large companies), UK public bodies and foreign governments. He has acted in several matters before the European Court of Human Rights, and at the domestic level has experience of claims at common law and under the Human Rights Act 1998, the Equality Act 2010 and the Francovich principle.

Highlights of George's experience include:

- Acting for the Director of the Serious Fraud Office in an 11-week Commercial Court trial of a claim for \$93m+, brought by the subject of an ongoing criminal investigation (ENRC v Director of the Serious Fraud Office [2022] EWHC 1138 (Comm), one of The Lawyer's Top 20 Cases for 2021).
- Acting for the Government of Ukraine against Russia in an inter-state case before the European Court of Human Rights, involving allegations of mass and gross violations of multiple Convention Rights (Ukraine v Russian Federation (pending)).
- Acting for the Government of Iceland before the European Court of Human Rights in a very high-profile Article 6 case relating to judicial appointments (Ástráðsson v Iceland (app. no. 26374/18, 1 December 2020).

- Acting for the Government of North Macedonia before the European Court of Human Rights, in defence of applications brought under Articles 5 and/or 6 by, among others, the former Prime Minister and the former Minister of the Interior (Taleski & others v North Macedonia (16 February 2023 - ruled inadmissible); Mijalkov v North Macedonia (pending)).

## Cases

### **Eurasian Natural Resources Corporation Ltd v Director of the Serious Fraud Office**

[2022] EWHC 1138 (Comm)

Acting for the Director of the SFO in defence of a \$93m+ claim for alleged misfeasance in public office and inducement of breach of contract/fiduciary duty. The matter was one of The Lawyer's Top 20 Cases for 2021, and there was an 11-week trial in the spring/summer of that year (with Simon Colton QC and others).

### **Ukraine v Russian Federation**

(European Court of Human Rights, pending)

Acting pro bono for Ukraine in a landmark inter-state case involving allegations of mass and gross violations of multiple Convention rights (with Tim Otty QC and others).

### **[Companies] v [Foreign State]**

(European Court of Human Rights, 2022-)

Acting for various applicant companies in a case concerning alleged violations of Articles 6, 10 and 13 and A1P1 (with Tim Otty KC and others).

### **[Individual] v Security Services**

(2022-)

Acting for an individual in a potential claim arising out of the alleged involvement of the UK security services in unlawful detention and torture in a foreign country (with Tom de la Mare KC).

### **Taleski and others v North Macedonia**

(European Court of Human Rights, 77796/17, 16 February 2023)

Acting for the Government of North Macedonia in successful defence of applications raising various issues under Articles 5 and 6 ECHR (with Tim Otty KC).

### **Mijalkov v North Macedonia**

(European Court of Human Rights, 2021-)

Acting for the Government of North Macedonia in respect of an Article 5 application, brought by the former head of the State Bureau of Security and Counter Intelligence (with Tim Otty KC).

### **Ástráðsson v Iceland**

(ECtHR, Grand Chamber, app. no. 26374/18, 1 December 2020)

Acted for the Icelandic government in a high profile Article 6 case before the Grand Chamber of the European Court of Human Rights, concerning in particular the nature of the "established by law" requirement (with Tim Otty QC).

### **Tarar v Home Office**

(County Court, 2021-)

Acting for the Defendant in a claim for alleged false imprisonment and Francovich damages, in relation to immigration detention (unled).

### **False imprisonment & Article 5 ECHR**

(County Court, 2020)

Acted for a vulnerable individual in claims against a public authority for false imprisonment and breach of Article 5 ECHR. The case settled for a 5-figure sum (unled).

### **Prison race and disability discrimination**

(County Court, 2017-19)

Acted for a prisoner in disability discrimination, race discrimination and Human Rights Act (Articles 8, 14 and A2P1) claims against the Ministry of Justice. The case settled (unled).

### **Prisoner v Prison Operator**

(2019)

Advising a prisoner on potential claims against the operator of a privatised prison, following an assault by another inmate (unled).

## **Public International Law**

George is a member of the Attorney-General's Public International Law C Panel, and has experience of several matters in this area.

Highlights of George's experience include:

- Acting for the Government of Ukraine against Russia in an inter-state case before the European Court of Human Rights, involving allegations of mass and gross violations of multiple Convention Rights (Ukraine v Russian Federation (pending)).

- Acting for the Foreign Secretary in a high-profile judicial review claim regarding the scope of diplomatic immunity, brought by the parents of a man who was killed when his motorbike was hit by a car driven by the wife of a member of US Embassy staff (R (Charles & Dunn) v SSFCA [2020] EWHC 3185 (Admin), [2021] 1 WLR 1394).



- Acting for the AIRE Centre in the Supreme Court in a case about the territorial extent of the Refugee Convention (R (Bashir) v SSHD [2018] UKSC 45, [2019] AC 484).

## Cases

### **Ukraine v Russian Federation**

(European Court of Human Rights, pending)

Acting pro bono for Ukraine in a landmark inter-state case involving allegations of mass and gross violations of multiple Convention rights (with Tim Otty QC and others).

### **Mijalkov v North Macedonia**

(European Court of Human Rights, 2021-)

Acting for the Government of North Macedonia in respect of an Article 5 application, brought by the former head of the State Bureau of Security and Counter Intelligence (with Tim Otty KC).

### **Taleski and others v North Macedonia**

(European Court of Human Rights, 77796/17, 16 February 2023)

Acting for the Government of North Macedonia in successful defence of applications raising various issues under Articles 5 and 6 ECHR (with Tim Otty KC).

### **Ástráðsson v Iceland**

(ECtHR, Grand Chamber, app. no. 26374/18, 1 December 2020)

Acted for the Icelandic government in a high profile Article 6 case before the Grand Chamber of the European Court of Human Rights, concerning in particular the nature of the "established by law" requirement (with Tim Otty QC).

### **R (Charles & Dunn) v Secretary of State for Foreign and Commonwealth Affairs**

[2020] EWHC 3185 (Admin), [2021] 1 WLR 1394

Acted for the Foreign Secretary in successful defence of a claim brought by the parents of Harry Dunn, who was killed when his motorbike was hit by a car driven by the wife of a member of US Embassy staff. The case raised issues relating to diplomatic immunity and Article 2 ECHR (with Sir James Eadie QC and others).

### **British Overseas Territory Brexit advice**

(2019)

Advised the government of a British Overseas Territory on the implications of the EU-UK Withdrawal Agreement (unled).

**R (Bashir) v Secretary of State for the Home Department**

[2018] UKSC 45; [2019] AC 484

Acted pro bono for the AIRE Centre, intervening in a case about whether the Secretary of State is obliged to permit refugees in the UK's sovereign base areas ("SBAs") in Cyprus to enter the metropolitan UK. The Secretary of State agreed to admit the Claimants after the Supreme Court held that the Refugee Convention applied to the SBAs (with Mike Fordham QC and others).

**Bilateral investment treaty arbitration**

(2018)

Acting for the claimant in a bilateral investment treaty arbitration, in respect of issues relating to the interaction of international and EU law (with Pushpinder Saini QC).

## Data Protection, Freedom of Information & Privacy

George has substantial experience of cases involving issues of data protection, freedom of information and/or privacy. His experience includes matters concerning the Public Records Act 1958, the Freedom of Information Act 2000, the Environmental Information Regulations 2004, the General Data Protection Regulation, and domestic data protection legislation.

Highlights of George's experience include:

- Acting for the claimant in a high-profile case regarding data preservation obligations in the context of the use of non-corporate devices (R (All the Citizens Ltd) v SSDCMS [2022] EWHC 960 (Admin), [2022] 1 WLR 3748)
- Acting for the Public Law Project in a challenge to the refusal of a FOIA request for copies of submissions to the Independent Review of Administrative Law (Public Law Project v Information Commissioner (EA/2021/0378)).
- Acting unled for the successful appellant in a case regarding the proper approach to anonymity orders in the Employment Tribunal (LQP v City of York Council (2022)).

## Cases

**LQP v City of York Council**

(Employment Appeal Tribunal, 2022)

Acted for the appellant in a successful appeal regarding the proper approach to anonymity applications which involve Convention Rights issues, and applications for permission to amend (unled).

### **Oxford Phoenix Innovation Ltd v The Information Commissioner**

(First Tier Tribunal, EA/2021/0227)

Acted for an Oxford college as a respondent to a Freedom of Information Act appeal. The appellant withdrew the appeal by consent on the second day of a 2-day hearing (unled).

### **Public Law Project v The Information Commissioner**

(First Tier Tribunal, EA/2021/0378)

Acted for PLP in a challenge to the refusal of a FOIA request for copies of submissions to the Independent Review of Administrative Law (with Kate Gallafent QC, and subsequently Gemma White QC)

### **R (All the Citizens Ltd) v (1) Secretary of State for Digital, Culture, Media and Sport; and (2) Minister for the Cabinet Office**

[2022] EWHC 960 (Admin), [2022] 1 WLR 3748

Acted for the Claimant in a judicial review relating to the use of personal devices/accounts and auto-deletion functions for communications concerning government business (with Ben Jaffey QC).

### **Data protection claim**

(2020)

Advising a prospective claimant on potential claims under domestic and EU data protection legislation (with Ben Jaffey QC).

### **Freedom of information**

(2019)

Advised the government of a British Overseas Territory on a freedom of information issue (unled).

### **GDPR advice**

(2018)

Advised several professional bodies in the financial services sector about the General Data Protection Regulation and various contractual issues (with Alan Maclean QC).

### **Covert recording admissibility**

(2017)

Advised a professional body (in the financial services sector) on the admissibility of a covert recording in disciplinary proceedings (unled).

### **Telecommunications data protection**

(2016)

Advising a telecommunications company on data protection issues (unled).

## **Telecommunications**

George's wide experience of both public and private law makes him well-placed to advise and act on telecommunications matters. His experience in this area includes regulatory proceedings, contractual disputes and competition law matters.

Highlights of George's experience include:

- Acting for a claimant telecommunications company in a claim for alleged abuse of dominant position (Gibfibre Ltd v Gibtelecom Ltd (Supreme Court of Gibraltar, 2021-)).
- Acting for a telecommunications company in an appeal to the Privy Council regarding the proper interpretation of the Access Directive (Gibfibre Ltd v Gibraltar Regulatory Authority [2021] UKPC 31).
- Acting for a telecommunications company in a dispute about the Standard Interconnect Agreement and alleged artificial inflation of traffic (24 Seven Communications Ltd v British Telecommunications plc (settled 2019)).

## **Cases**

### **[Telecoms company] v [Telecoms company]**

(County Court, pending)

Acting for a telecommunications company in a claim regarding alleged "hijacking" of phone calls (unled).

### **Gibfibre Ltd v (1) Gibtelecom Ltd and (2) Rockolo Ltd**

(2021-)

Acting for the claimant telecommunications company in a claim for abuse of dominant position (with James Segan QC).

### **Gibfibre Ltd v Gibraltar Regulatory Authority**

[2021] UKPC 31

Acted for a telecommunications operator in an appeal regarding the interpretation of the Access Directive (with James Segan QC).

### **Gibtelecom Ltd v (1) The Gibraltar Regulatory Authority (2) Gibfibre Ltd**

(Supreme Court of Gibraltar, 2020-)

Acting for a telecommunications company in a regulatory dispute involving issues of EU law (with James Segan QC).

### **24 Seven Communications Ltd v British Telecommunications plc**

(Commercial Court, 2018-19)

Acted for the claimant telecommunications company in a dispute about the Standard Interconnect Agreement and alleged artificial inflation of traffic. The case was listed for 5-day trial, but settled shortly before (with Alan Maclean QC).

### **Telecommunications contract advice**

(2019)

Advising the government of a British Overseas Territory on the interpretation of a contract relating to a telecommunications cable (unled).

### **Telecommunications data protection**

(2016)

Advising a telecommunications company on data protection issues (unled).

## **Energy**

George regularly acts on matters relating to the energy sector, drawing on his broad experience of both public and private law. He has particular knowledge and experience in relation to electricity transmission, having acted for Ofgem over several years in successive rounds of litigation regarding Regulation 838/2010.

## **Cases**

### **R (SSE Generation Ltd) v Competition and Markets Authority**

[2022] EWHC 865 (Admin), [2022] 4 WLR 67; [2022] EWCA Civ 1472

Acting for an interested party before the High Court and the Court of Appeal in a judicial review regarding transmission charges paid by generators of electricity. The case raises various issue of EU and domestic public law (with Kassie Smith QC and Amy Rogers).

### **Gas Act 1986 advice**

(2022)

Advising on various public law issues relating to the Gas Act 1986 (unled).

**SSE Generation Ltd v Gas and Electricity Markets Authority**

(Competition and Markets Authority, 2021)

Acted for Ofgem in defence of an appeal regarding transmission charges paid by generators of electricity. The case raised various issues of EU and domestic public law (with Kassie Smith QC and Ligia Osepciu).

**R (Wood Boilers LLP) v Gas and Electricity Markets Authority**

(Administrative Court, 2020-1)

Acted for GEMA in defence of a legitimate expectation and A1P1 claim, in relation to the Domestic Renewable Heat Incentive Scheme. The case was listed for a 2.5-day hearing, but settled shortly before (with Alan Maclean QC).

**EDF & SSE v Gas and Electricity Markets Authority**

(Competition and Markets Authority, 2018)

Acted for GEMA, successfully defending an appeal to the CMA under section 173 of the Energy Act 2004. The case focused on the interpretation of an EU Regulation on charges for electricity transmission (with Alan Maclean QC and Iain Steele).

## Immigration

George has substantial experience of immigration and nationality matters. At first instance, he has acted unled in cases regarding entry clearance, applications for British nationality and immigration detention. He has also appeared in Supreme Court appeals concerning the status of asylum appeals determined under ultra vires procedural rules (R (TN (Vietnam)) v SSHD [2021] UKSC 41, [2021] 1 WLR 4902), the benefits entitlements of holders of pre-settled status (R (Fratila) v SSWP [2021] UKSC 53, [2022] 3 All ER 1045), and the territorial scope of the Refugee Convention (R (Bashir) v SSHD [2018] UKSC 45, [2019] AC 484).

## Cases

**U3 v Secretary of State for the Home Department**

(Court of Appeal, 2023)

Acting for JUSTICE as intervener in an appeal concerning the proper approach to appeals against citizenship deprivation decisions in a national security context (with Tom Hickman KC).

**Afghanistan immigration applications**

(2021-2)

Advising Afghan citizens on immigration applications (unled, but in collaboration with various other Blackstone barristers).

### **R (Fratila) v Secretary of State for Work and Pensions**

[2020] EWHC 998 (Admin), [2020] PTSR 1424; [2020] EWCA Civ 1741, [2021] 3 All ER 1043; [2021] UKSC 53, [2022] 3 All ER 1045

Acted for the SSWP in the High Court, the Court of Appeal and the Supreme Court in (ultimately successful) defence of a complex claim relating to Article 18 TFEU, the EU Settlement Scheme and the regulations governing entitlement to universal credit and other forms of social assistance (with Sir James Eadie QC and others).

### **R (TN (Vietnam)) v Secretary of State for the Home Department**

[2021] UKSC 41, [2021] 1 WLR 4902

Acted for Detention Action in a case concerning the status of asylum appeals which were determined under ultra vires procedural rules (with Charlotte Kilroy QC and Jason Pobjoy).

### **Tarar v Home Office**

(County Court, 2021-)

Acting for the Defendant in a claim for alleged false imprisonment and Francovich damages, in relation to immigration detention (unled).

### **R (Vaidyanathan) v Secretary of State for the Home Department**

(Administrative Court, 2020)

Acted for the defendant in successful defence of a challenge to a decision to refuse applications for British citizenship (unled).

### **Immigration appeal**

(First-tier Tribunal, 2018)

Acted pro bono for the child of a refugee in a human rights appeal against a refusal of entry clearance for family reunion. UK Visas & Immigration withdrew the refusal following the lodging of the appeal (unled).

### **R (Bashir) v Secretary of State for the Home Department**

[2018] UKSC 45; [2019] AC 484

Acted pro bono for the AIRE Centre, intervening in a case about whether the Secretary of State is obliged to permit refugees in the UK's sovereign base areas ("SBAs") in Cyprus to enter the metropolitan UK. The Secretary of State agreed to admit the Claimants after the Supreme Court held that the Refugee Convention applied to the SBAs (with Mike Fordham QC and others).

## Sport

George works on a range of sports matters, drawing on his experience of commercial, public/regulatory and employment law. His work in this area includes confidential disciplinary proceedings, employment disputes (e.g. Hodgkinson v Mercedes AMG High Performance Powertrains Ltd) and commercial litigation (e.g. AMP Advisory & Management Partners AG v Force India Formula One Team Ltd).

George is a co-author of the chapter on "Stadia, Hillsborough, Health & Safety, and Policing" in Nick De Marco (ed.), "Football and the Law" (2nd edition, 2022).

## Cases

### **Carpenter v Football Association Ltd**

(Employment Tribunal, 2022)

Acting for the respondent sports governing body in defence of a disability discrimination claim in relation to professional qualifications (unled).

### **Hodgkinson v Mercedes AMG High Performance Powertrains Ltd**

(High Court, QBD, 2021-2022)

Acted for the defendant Formula 1 power unit manufacturer in a garden leave dispute. The case settled in the run-up to a speedy trial (with Paul Goulding QC).

### **AMP Advisory & Management Partners AG v Force India Formula One Team Ltd (in liquidation)**

[2019] EWHC 2426 (Comm)

Acted for the defendant in 7-day trial of a contractual and restitutionary claim relating to an alleged agency agreement (with James Segan).

### **Safeguarding appeal**

(2019-20)

Acted for a sports coach in a safeguarding matter. The case involved a multi-day hearing with extensive cross-examination of witnesses (unled).

### **Rosalina Investments Ltd v New Balance Athletic Shoes (UK) Ltd**

[2018] EWHC 1014 (QB)

Acted for the defendant sportswear supplier in successful defence of contractual claims brought by companies which hold rights to the image of a Premiership footballer (with Ian Mill QC).



### **Sports coach - unfair dismissal and wrongful dismissal**

(2018)

Acted for a national-level sports coach in claims for unfair dismissal and wrongful dismissal. The case settled (with Pushpinder Saini QC).

### **Sports disciplinary proceedings**

(2018)

Acted for a former national-level sports coach in disciplinary proceedings. Applied successfully for the bulk of the charges to be struck out, and the governing body then dropped the remaining charges (unled).

### **Haywards Heath Town FC v Southern Combination Football League**

(Football Association Appeal Board, 2017)

Acted for the Club in an appeal against a points deduction imposed by the League for fielding an ineligible player (unled).

### **Disability discrimination**

(County Court, 2017)

Acted unled for the defendant operator of a major sports ground in a claim brought by a visually-impaired person, who alleged a failure to make reasonable adjustments. The case settled.

## ACHIEVEMENTS

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### Education

BA Modern History (Oxford): 1st class, top of year; DPhil History (Oxford); GDL (City): Distinction, top of year; BPTC (City): Outstanding, top of year

### Prizes & Scholarships

- Scarman Prize (highest mark on BPTC), 2015
- Busfield Prize (highest mark in Opinion Writing on BPTC), 2015
- Bar Association of Commerce, Finance and Industry Prize (highest mark in the BPTC Commercial Practice Options), 2015
- Worshipful Company of Arbitrators Prize (highest marks in Civil Litigation and Commercial Law on BPTC), 2015
- Inner Temple Princess Royal Scholarship (BPTC), 2014-15
- 3 Verulam Buildings Prize (highest mark on GDL), 2014
- Inner Temple Princess Royal Scholarship (GDL), 2013-14

- Royal Historical Society Alexander Prize (best published article by a current or recent graduate student at a UK university), 2010
- Gibbs Prize (highest mark in Oxford Modern History finals), 2006
- H.W.C. Davis Prize (highest mark in Oxford Modern History preliminary examination), 2004

## Publications

- The Formation of the English Kingdom in the Tenth Century (Oxford University Press, 2015) and several articles on medieval history.
- (with Michael Beloff QC and Shane Sibbel) "Stadia, Hillsborough, Health & Safety and Policing" in Nick De Marco QC (ed.), Football and the Law (Bloomsbury Professional, 2nd edition, 2022), pp. 331-340.

## Memberships

- Administrative Law Bar Association
- Association of Lawyers for Animal Welfare
- Bar European Group
- Commercial Bar Association
- Employment Law Bar Association
- Employment Lawyers' Association
- Human Rights Lawyers' Association
- Industrial Law Society
- Justice
- Liberty
- Young Public Law Group

VAT registration number: 447008068

Barristers regulated by the Bar Standards Board