

## Andrew Nicklin

Barrister (Call Date: 2010)



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Having trained for the Bar at The College of Law (LLB, 1st Class), Andrew joined East Anglian Chambers in September 2011. He is an experienced civil and commercial practitioner, with a particular interest and expertise in chancery and property disputes.

### **Property and Housing**

Andrew has gained considerable experience in dealing with a broad range of housing, property and trust of land disputes. These include:

- ToLATA claims
- Orders for sale
- Constructive trusts
- Leases and enfranchisement
- Landlord and Tenant disputes
- Residential and commercial possession (including issues concerning relief from forfeiture)
- Business tenancies (the 1954 Act)
- Trespass
- Adverse possession and boundary disputes
- Private nuisance issues concerning land;
- Planning disputes; and
- Social housing and anti-social behaviour

Andrew offers training in this field. He can be contacted by email in the first instance.

### **Civil Litigation**

Andrew handles multi track, fast track and small claim matters through to trial. He frequently appears in county courts across East Anglia and London dealing with a wide range of applications. He has also been instructed in the High Court. Andrew's civil practice encompasses:

- Contractual and commercial disputes
- Partnership disputes
- Road traffic accidents - including advice on both liability and quantum
- Personal injury
- Winding up and bankruptcy petitions and other insolvency applications
- Injunctions
- Housing disrepair claims
- Negligence, nuisance and other torts (including conversion of goods)
- Wills, intestacy and the administration of estates
- Enforcement of judgments
- Licensing appeals (in the Magistrates' Court)

Andrew is also instructed to advise in writing and in conference on a range of these civil practice areas and does everything he can to assist those that instruct him at all stages of proceedings.

He is also available to advise and represent clients at mediation.

### **Employment Law**

Andrew has developed a varied and interesting practice in employment law, regularly appearing in tribunals on behalf of both Claimants and Respondents. He is also frequently instructed on a direct access basis for advice and assistance.

Recent successes have included:

- Negotiating a six figure settlement for a managing director in an unfair dismissal claim;
- Representing the Claimant in a five-day disability discrimination claim against a well known opticians franchise;
- Representing the Respondent in a five-day race discrimination and harassment claim, leading to a substantial costs award against the Claimant;
- Representing the Claimant in a four-day unfair dismissal hearing concerning an 'on the

spot' dismissal;

- Representing the Respondent in a five-day race discrimination/harassment claim, acting for an international biodiversity organisation;
- Representing the Claimant in a five-day constructive dismissal claim concerning a culture of bullying at a GP surgery;
- Representing the Claimant at a two-day preliminary hearing establishing employment status. The case also dealt with a 'sham' contract and application of the *Autoclenz* principles.

Andrew is able to draw on his previous management experience (in education) when dealing with client problems. Andrew is particularly adept at quickly ascertaining the issues and provides sound commercial advice to assist his clients in achieving their objectives cost effectively. Andrew is available for advice, drafting and representation at tribunals and beyond.

### **Education**

Andrew accepts instructions in range of education matters, whether for advice or representation. Andrew's knowledge of discrimination issues as an employment lawyer together with his background in education as a former teacher mean he is well equipped to handle a broad spectrum of disputes. He has specialist experience as a legal advisor/clerk to Independent Review Panels convened to review school exclusions.

### **Social Security**

Andrew also represents clients before the First-tier Tribunal (Social Entitlement Chamber) in a range of appeals concerning social security benefits. Andrew accepts public access instructions for such cases, where appropriate.



## **Court and tribunal experience**

County Court; High Court; Employment Tribunal; First-tier Tribunal (Social Entitlement Chamber); First-tier Tribunal (Property Chamber) (Land Registration & Residential Property divisions); Magistrates' Court (Licensing Appeals and Planning)

## **Qualifications/Education**

BA (Hons) History (Bristol) - 2:1 - 2005  
Postgraduate Certificate in Education (PGCE) - 2006  
LLB - First Class - 2010  
Bar Vocational Course - Outstanding - 2010  
Graduate Diploma in Law - Distinction - 2009

## **Scholarships/Awards**

Middle Temple - Baron Dr Ver Heyden de Lancey Prize for 'Outstanding' results: BVC (2010)  
Middle Temple - Certificate of Honour: BVC (2010)  
Middle Temple - BVC Diplock Scholar (09-10)  
Middle Temple - GDL Benefactors Scholar (08-09)  
Middle Temple - Blackstone Entrance Exhibition  
Leonard Sainer Foundation Trust Award (2009)  
Mills & Reeve LLP Prize - Best Overall GDL Student (College of Law, Birmingham 2009)  
Mills & Reeve LLP GDL prizes for highest achievement in Land, Public and EC Law (2009)

## **Memberships/Appointments**

Chancery Bar Association

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