



## Hereward Phillpot

Year of call: October 1997 (Gray's Inn)



### Practice Profile

Hereward is consistently rated as one of the leading juniors in the field of planning law in Chambers and Partners, Legal 500 and Planning Magazine surveys. Comments in Chambers and Partners describe him as an "exceptionally good advocate, who deals well with complex matters and has the clients' trust" (2008), a "Class Act" who "never fails to impress" (2009) and a "real talent" (2010).

His practice covers all aspects of planning and environmental law, judicial review and statutory challenge. Regularly appearing in both public inquiries and the High Court, he acts on behalf of the Government, developers, local planning authorities and third parties. He is also junior counsel to the Crown (B Panel).

### Cases of Note

#### Administrative Court

Hereward has extensive experience of Administrative Court litigation, not least in challenging and defending decisions of local planning authorities and of the Planning Inspectorate and the Secretary of State.

Notable cases include:

- *R (Alconbury Developments Ltd) v. Secretary of State* [2001] 2 WLR 1389
- *R (Hart Aggregates Ltd) v. Hartlepool BC* [2005] JPL 1602
- *R (Port Regis School Ltd.) v. North Dorset DC* [2006] JPL 1695
- *R (Candlish) v. Hastings BC* [2006] JPL 22
- *Searle v. Secretary of State* (2007) JPL 656
- *Takeley PC v. (1) BAA (2) STAL (3) Secretary of State* [2007] JPL 126
- *Ensign Group Ltd. v. Secretary of State* [2007] JPL 141
- *Hillingdon LBC v. (1) Secretary of State (2) Autodex Ltd.* [2008] JPL 1486
- *R (London & Stamford Investments Ltd) v. (1) Stoke on Trent CC (2) Prologis Ltd* [2008] EWHC 2746 (Admin)
- *Fewings v. Secretary of State* [2009] JPL 433
- *St Edmundsbury BC v. Secretary of State* [2009] JPL 434
- *R (Fladgate Fielder LLP) v. (1) WCC (2) Land Securities* [2009] EWHC 991 (Admin)
- *David Morris v. (1) Secretary of State (2) LB Haringey (3) Presentation Housing Association* [2009] EWHC 1656 (Admin)
- *R (Byfield) v. Hackney BC* [2009] EWHC 2399 (Admin)
- *Leeds CC v. (1) Secretary of State (2) Libra Demolition Ltd* [2010] EWHC 1412

#### Public Inquiries

Hereward has very considerable experience in promoting and resisting a wide variety of development proposals and compulsory purchase and associated orders in public inquiries.

Notable infrastructure inquiries include:

- The expansion of Stansted Airport
- Thameslink 2000
- Thames Gateway Bridge
- Camden Tube Station redevelopment

Current and recent inquiry work includes the promotion of a new tall building in London, numerous large residential development schemes, a substantial mixed use development in the Thames Gateway, the redevelopment of a variety of listed buildings for residential, hotel and health spa uses, the redevelopment of the Hammersmith Palais, and the redevelopment of Stoke Mandeville Hospital.

#### Advisory work

Hereward has extensive experience in advising on all aspects of planning and environmental law. Clients include the Lord Chancellor, the Department for Communities and Local Government, the Environment Agency, the Highways Agency, BAA, Tesco, Thames Water, B&Q, Land Securities, British Waterways, Mars Pension Trustees Ltd., Westminster City Council, London Thames Gateway Development Corporation, London Borough of Tower Hamlets, London Borough of Hammersmith & Fulham, London Borough of Merton, London Borough of Newham, London Borough of Barnet, London Borough of Hillingdon, London Borough of Sutton, Nottingham City Council, and Aylesbury Vale District Council.

## Publications

- "When He Who Hesitates is Lost: Judicial Review of Planning Permissions" [2000] JPL 564
- "Judicial Review: Some Practical Guidance for Local Planning Authorities" [2008] JPL 1551

## Qualifications and Appointments

- BA (Hons) History (First Class) - University of York
- Diploma in Law (CPE) - City University
- Postgraduate Diploma EC Law - King's College, London
- Gray's Inn Prince of Wales Scholar
- Attorney General's 'B' Panel of Counsel