

# Naomi Candlin

Call: 2003

Telephone: 0121 246 7047

Email: [ncandlin@st-philips.com](mailto:ncandlin@st-philips.com)



## Commercial & Chancery Litigation Profile

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Naomi has a broad chancery and public law practice with a particular emphasis on property, private client and judicial review. Her practice encompasses the law relating to property and trusts in many guises, from issues arising between neighbours over boundaries and rights of way to disputes between landlords and tenants over business tenancy renewals and the right to forfeit; from the distribution of property in the administration of estates and the settlement of property in the Court of Protection to advising individuals and local authorities in appeals against refusals of planning permission or the issuance of enforcement notices. As an appointee of the Government Legal Department's panel of regional counsel since 2007 (re-appointed 2010 and 2015), Naomi has variously advised the Secretaries of State for Justice, Transport, and Communities and Local Government on issues arising from the management of ministerial property, and represented them at planning enquiries in respect of the green belt, conservation areas and sites of archaeological interest, and at appeals to the High Court. The latter often involve elements of Judicial Review, in which Naomi has a wealth of experience through her representation of the Secretary of State for the Home Department at both oral permission and substantive hearings. Naomi has recently been appointed an Examiner of the Court and Deputy District Judge. She is an accredited mediator in civil and commercial mediations and is particularly suited to mediating property and wills and trust disputes. She is also accredited to accept instructions under the Bar public access scheme. Naomi speaks good French, Spanish and Italian.

## Recent-Experience

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Naomi's recent unreported cases include:

- Acting for the Official Receiver at first instance and on appeal in a successful application for an 8-year Bankruptcy Restriction Order.
- Acting for the tenant in a claim for possession of business premises, including dispute over whether surrender had been effective.
- Acting for the Claimant in a complex multi-property co-habitation dispute.
- In the Technology and Construction Court, acting for the Claimant in a Supply of Goods and Services Act claim.

## Reported-Cases

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- The Queen (On the application of Sensar Limited and Azdar Limited) v The Chief Land Registrar [2018] EWHC 888 (Admin): challenge to refusal to register a restriction pursuant to a joint venture agreement.
- Infocus Public Networks Limited v The Secretary of State for Communities and Local Government, The Mayor and Commonality of the Citizens of London [2010] EWHC 3309 (Admin) - appeal pursuant to section 289(1) Town and Country Planning Act 1990 in respect of enforcement action against the installation of telephone kiosks in the City of London.
- John Howard Ashcroft v Bradford & Bingley Plc (CA) [2010] EWCA Civ 223 - claim for repayment of an outstanding mortgage debt was not time-barred as time had started to run again under s29(5) Limitation Act 1980.

## Specialist-Areas

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Naomi Candlin is a member of the following specialist practice groups where detailed CV's can be viewed by clicking on the links below:

- General
- Commercial and Chancery
- Real Estate
- Wills, Trusts & Probate

## Qualifications-and-Appointments

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- Deputy District Judge 2019
- Accredited Mediator 2018
- Examiner of the Court 2017
- Regional Representative of the Bar International Committee 2016
- Regional A Panel Counsel, appointed 2007, re-appointed 2010 and 2015
- JP Warner Scholar, ECJ, Cabinet of Attorney General Sharpston 2006
- Bar Vocational Course (BPP London) 2003: Lord Nottingham scholar of Lincoln's Inn
- Dip Law (City) 2002: Lord Bowen and Lord Denning scholar of Lincoln's Inn
- Yale University, Henry Fellowship, 1996
- MA Classics, UCL, 1995: British Academy Award
- BA (Hons), Trinity College Cambridge, Classics, 1st Class, 1994: Chancellor's Medal and Verheyden de

Lancey prize

## Professional-Associations

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- Midland Chancery and Commercial Bar Association (MCCBA)