



Daniel Wand-Barrister Called 2016

PRACTICE AREAS:

- Civil Litigation
- Commercial Law
- Property and Estates
- Public Law

PROFESSIONAL MEMBERSHIPS:

- Commercial and Common Law Bar Association
- Property Bar Association
- Personal Injury Bar Association
- Bar Human Rights Committee
- International Law Association
- Advocate (Bar Pro Bono Unit)

PROFILE:

Since becoming a Tenant in October 2019, Daniel has developed a busy and varied common law practice with a particular focus on civil and commercial litigation, chancery matters and public law. He is frequently instructed to provide advocacy, drafting and advisory services, and he appears in interlocutory hearings, trials and appellate proceedings up to and including in the Court of Appeal, often as sole counsel. Daniel has experience of alternative dispute resolution.

Daniel read law as an undergraduate after which he completed a master in public international law and a PhD in international relations, funded by the Economic and Social Research Council. Daniel was called to the Bar in 2016 as an Inner Temple Major Scholar and he was awarded the Inn's BPTC Prize for outstanding performance in his Bar exams.

Prior to commencing pupillage, Daniel worked on the defence team of Mr Jean-Pierre Bemba at the International Criminal Court in the Hague, at the Center for International Criminal Justice at the Vrije Universitat Amsterdam, in the public law and human rights department at a leading national law firm, and at the British Institute of International and Comparative Law in London.

Daniel also has substantial teaching experience; he has taught courses in the UK and abroad on international and domestic criminal law, public international law, international human rights law, public law, international relations, political theory, and transitional justice.

PRATICE AREAS:

Civil Litigation

Daniel has a broad and growing civil practice; he is frequently instructed by both companies and individuals to provide advice, settle pleadings and appear in court, including in both trials and interim applications in respect of a diverse range of disputes, across a variety of different industries.

Commercial and Contractual Disputes

Daniel frequently advises and represents clients in claims arising out of breach of contract and negligence. He has particular experience of building and construction disputes, disputes arising from the sale of businesses, breaches of financial agreements, estate agency contracts, and the supply of goods and services. Daniel has experience of dealing with claims involving unjust enrichment, misrepresentation and fraud.

Aviation

Daniel has a rapidly growing aviation practice. He regularly advises and represents commercial airlines in claims arising under EC Regulation 261/2004 as well as alleged breaches of airlines' conditions of carriage and their obligations arising under the Montreal Convention. Daniel has recently provided advice in relation to the effect of Coronavirus legislation on air carriers.

Daniel also represents clients in aircraft leasing disputes and accidents involving aircrafts, and he has experience of advising on private international law issues that often arise in the context of transnational aviation disputes. Daniel has assisted on cases before the International Court of Arbitration and arbitral tribunals sitting in both London and Paris.

Finance and Insolvency

Daniel is developing a finance practice and accepts Instructions in this area including in relation to the breach of loan agreements, mortgages, and recovery of debt. He also appears in the High Court and the County Court in insolvency proceedings.

Road Traffic

Daniel has extensive experience representing both Claimants and Defendants in claims arising out of road traffic collisions. He frequently appears in small claims and fast track trials, stage 3 hearings, disposal hearings, costs and case management hearings, and in interim applications.

Property and Estates

Daniel is frequently instructed to provide advice, settle pleadings, and appear in court in respect of a wide range of real property disputes and other chancery matters.

Disputes about Land

Daniel regularly acts in disputes about land. He is able to provide advice and representation on claims involving:

- trespass
- nuisance
- adverse possession
- easements
- boundary disputes
- restrictive covenants
- applications for injunctions

Daniel also acts in TOLATA claims including those which involve disputes concerning joint ownership and the sale of property.

Landlord and Tenant

Daniel is frequently instructed by residential and commercial landlords, including both private landlords and local authorities, to advise and appear in court in respect of possession claims. He has experience of dealing with all types of tenancy agreements including both statutory and contractual tenancies and acting in both section 8 and section 21 possession claims. Daniel also has experience of defending claims for disrepair on behalf of landlords.

Leasehold Disputes

Daniel has substantial experience of dealing with disputes involving leaseholders; this includes the recovery of unpaid services charges and ground rent, the enforcement of repair covenants, and disputes concerning the creation and operation of Right to Manage Companies.

Daniel is also frequently instructed to represent parties in claims for lease forfeiture in respect of both residential and commercial premises, and he is experienced in arguing for the recovery of contractual costs in such claims.

He appears in the High Court, County Court and Property Tribunals, and he is able to provide advice on the interaction between the court and tribunal regimes, including in respect of costs.

Wills and Probate

Daniel advises and represents parties in all contentious probate matters including:

- construction and validity of wills
- removal of executors and trustees
- estate mismanagement (devastation, breach of trust and breach of fiduciary duty claims)
- applications to produce estate accounts

Daniel also advises and represents parties in claims for financial provision brought under the Inheritance (Provision for Family and Dependents) Act 1975. He accepts Instructions to act

for claimants, beneficiaries and executors. Daniel has experience of the resolution of these disputes by way of mediation as well as the enforcement of mediation settlement agreements.

Public Law, Human Rights and Civil Liberties

Daniel has a growing public law practice. He is able to provide advice and representation in all areas of public law including disputes concerning:

- the provision of adult and child social care services
- serious medical treatment
- end of life care
- education provision
- the closure of public services including care homes, libraries, day centres, and hospitals
- decisions concerning business rates
- the care and accommodation of prisoners
- discrimination and Human Rights Act claims.

Before he started practising as a barrister, Daniel spent three years working as a fee earner in the public law and human rights department of a leading national law firm. He assisted with a broad range of public law and Court of Protection matters, and developed a particular interest and expertise in serious medical treatment cases.

Immigration

Daniel appears in both the First Tier and Upper Tribunal in asylum appeals and human rights claims. He has experience of dealing with vulnerable clients including those that have been subject to persecution and torture. He often acts *pro bono* for Bail for Immigration Detainees.

Crime

Daniel's practice involves both prosecuting and defending. He is an experienced advocate and appears regularly in the Magistrates' and the Crown Courts dealing with a range of offences including drugs supply, serious violence, theft, fraud, road traffic and sexual offences. He is a CPS Grade 1 Prosecutor and he has previously lectured criminal law to undergraduate students.

Quasi-Criminal Proceedings

Due to his experience in both crime and civil litigation, Daniel is regularly instructed to advise and appear in civil proceedings in the Magistrates' and Crown courts including in applications for account freezing and forfeiture orders; closure orders; sexual harm prevention orders; and stalking protection orders. He often prosecutes such matters for the Metropolitan Police.

International

Daniel comes to the Bar with a strong background in public international law which involved practice, research and teaching, both in the UK and abroad. He continues to work and build his practice in this area, and accepts Instructions in cases across the public international law field. He is happy to accept *pro bono* instructions where appropriate.

His current work includes assisting a national truth and reconciliation commission in Africa by providing advice in respect of remedies for serious human rights violations. He is also assisting an organisation in establishing a case for State Responsibility in respect of the persecution of a minority group in the Middle East. Daniel also provides assistance to governments and NGOs on international environmental law issues through the Legal Response Initiative.

He is a member of the Bar Human Rights Committee and the International Law Association, and he continues to teach both international human rights law and international criminal law.

EDUCATION

Doctor of Philosophy, University of Leeds

Bar Professional Training Course, BPP University (Outstanding)

LLM Public International Law, University of Sheffield (Distinction)

LLB Law (Hons), University of Sheffield

SCHOLARSHIPS AND AWARDS

Incorporated Council of Law Reporting Pupillage Award (2018)

Marshall Hall Trust Pupillage Award (2018)

Sir Joseph Priestley Scholarship, Inner Temple (2018)

Internship Award, Inner Temple (2016)

BPTC Prize, Inner Temple (2016)

Sir Geoffrey Nice Foundation/Inner Temple Bursary (2016)

Major Scholarship, Inner Temple (2014)

Duke of Edinburgh Entrance Award, Inner Temple (2014)

Overseas Research Scholarship, Economic and Social Research Council (2016)

Doctoral Scholarship, Economic and Social Research Council (2014)

INTERESTS AND HOBBIES

Daniel plays a number of sports including ice hockey, cricket and lacrosse. He also maintains a strong interest in international affairs and global politics, with a particular focus on Africa. He is currently trying to improve his French and Swahili.

Daniel is a Trustee and Vice-Chair of a learning disability charity in Sheffield. He also provides *pro bono* legal advice and representation through Bail for Immigration Detainees, the Waterloo Legal Advice Service and Advocate (the Bar Pro Bono Unit).