

CASE LIST – ZOË LEVENTHAL KC

SUPREME COURT

- *DA & DS v SSWP* [2019] 1 W.L.R. 3289 (acting for claimants challenging revised benefit cap and compatibility with Art 14 ECHR)
- *Re Northern Irish Human Rights Commission* [2019] 1 All E.R. 173 (compatibility of legislation criminalising of abortion with the ECHR, acting for the UNHRC as intervener)
- *Mirga v SSWP* [2016] 1 W.L.R. 481 (right to reside for A8 nationals under EU law and Art 8 ECHR)
- *JS v SSWP* [2015] 1 W.L.R. 1449 (original benefit cap litigation)
- *Wright v Secretary of State for Education & Skills* [2009] 1 A.C. 739 (compatibility of the scheme for listing under the Care Standards Act 2000 for those working with vulnerable adults and children with Arts 6/8 ECHR).

COURT OF APPEAL

- *AA v Secretary of State for Work & Pensions* [2024] EWCA Civ 595 (child support scheme and positive obligations to protect domestic abuse victims under Art 8 ECHR)
- *RSPB (2) Dr Avery v Natural England* [2022] Env. L.R. 15 (lawfulness of trial of brood management scheme for Hen Harriers under Wildlife & Countryside Act 1981 and Birds Directive)
- *Secretary of State for Work & Pensions v Akhtar* [2022] 1 W.L.R. 421 (scope of bereavement payments for widows of polygamous marriages)
- *Hughes v Pension Protection Fund* [2022] I.C.R. 215 (age discrimination in the Pension Protection Fund)
- *Dolan v SSHSC* [2022] 1 W.L.R. 1179 (lawfulness of 'lockdown' measures under ECHR, acting for SSHSC)
- *TP, AR & SXC v SSWP* [2020] P.T.S.R. 1785 (absence of transitional protection constituted discrimination under Article 14 ECHR read with A1P1 against severely disabled people)
- *Liberty v Prime Minister* [2020] 1 W.L.R. 1193 (Prime Minister's compliance with his legal obligation under the European Union (Withdrawal) (No. 2) Act 2019 to seek extension of EU membership for the UK)
- *Stevenson v Secretary of State for Work and Pensions* [2017] EWCA Civ 2123 (disability discrimination under Article 14 ECHR)

- *National Aids Trust v NHS England & LGA* [2017] 1 W.L.R. 1477 (Power for NHS England under the NHS Act 2006 to commission PREP, a preventative drug for HIV)
- *JK v SSHD* [2017] 1 W.L.R. 4567 (reduction of asylum support for children and whether in accordance with Art 24 CFR and Art 3 UNCRC)
- *R (Rights of Women) v Lord Chancellor* [2016] 1 W.L.R. 2543 (legal aid evidence criteria for victims of domestic abuse in family law proceedings were *ultra vires* on *Padfield* basis)
- *Reilly & Hewstone; TJ & others v SSWP* [2017] Q.B. 657 (retrospective legislation and compatibility with Art 6 and A1P1 ECHR)
- *Ojo v SSHD* [2015] EWCA Civ 1301 (whether a period of 5 years “continuous residence” can be aggregated under EU law).
- *ZSS v SSHD* [2015] EWCA Civ 1137 (detention of age-disputed minors)
- *Turner v SSCLG* [2015] C.P. Rep. 38 (apparent bias in the planning process regarding proposed redevelopment of Southbank Shell Centre)
- *Lloyd v SSCLG* [2014] J.P.L. 1247 (application of the NPPF to mobile homes in the Greenbelt)
- *Mahmoudi v SSWP* [2014] EWCA Civ 284 (housing benefit and meaning of “adaptations”)
- *Lloyd v Lewisham and SSWP* [2013] H.L.R. 48 (correct approach to “disregarding” income replacement benefits for the purposes of entitlement to means tested benefits)
- *Bowen-West v SSCLG* [2012] Env LR 22 (leading cases on the meaning of indirect, secondary and cumulative effects under the EIA Directive)
- *Samede v City of London Corporation* [2012] 2 All E.R. 1039 (lawfulness of highway injunctions to remove Occupy protesters from St Paul’s Cathedral area)
- *Moto Hospitality Ltd v Secretary of State for Transport* [2008] 1 WLR 2822 (leading case on compulsory purchase compensation under s 10 Compulsory Purchase Act 1965)
- *Chandler v CSA* [2008] 1 WLR 734 (leading case on the distinction between income and capital under the Child Support Act 1991)
- *Haw v SSHD* [2006] QB 780 (Political protester Brian Haw’s challenge to the legality of the Serious Organised Crime and Police Act 2005 criminalising protests within the vicinity of Parliament Square)

HIGH COURT

- *Oceana UK v Secretary of State for Energy & Net Zero* [2025] EWHC 3146 (Admin) (lawfulness of Habitats regulations assessments undertaken in respect of oil and gas licences for exploration in the North and Eastern Irish seas)
- *Dean v Mitchell & Secretary of State for Levelling Up Housing & Communities* [2023] H.L.R. 44 (declaration of incompatibility under Art 8 ECHR in respect of Mobile Homes Act 1983)
- *Cruelty Free International v Secretary of State for Home Department* [2023] EWHC 1064 (Admin) (animal testing and cosmetics regulations)
- *HA & others v Secretary of State for the Home Department* [2023] P.T.S.R. 1899 (breaches of ss.95 and s.98 of the Immigration Act 1999 in respect of provision for asylum seeking families in hotels)
- *BK v Secretary of State for the Home Department* [2023] 1 W.L.R. 3363 (Admin) (whether delay in allocation of National Insurance Numbers fell within the scope of the ECHR for a woman granted leave to remain under the Destitution Domestic Violence Concession)
- *MQ v Secretary of State for the Home Department* [2023] EWHC 205 (Admin) (conditions in hotel accommodation for asylum seeking families)
- *TP & AR (No 3) v SSWP* [2022] P.T.S.R. 1092 (Admin) (absence of transitional payments in respect of Enhanced Disability Premium remained discriminatory after *TP Nos 1 and 2*)
- *Efthimiou v City of London Corporation* [2022] EWHC 1588 (Admin) (Hampstead swimming ponds and disability discrimination in new charging regime)
- *Rowley v Cabinet Office* [2022] 1 W.L.R. 1179 (reasonable adjustments under the Equality Act 2010 for British Sign Language users at the Covid daily briefings)
- *DMA & AA v SSHD* [2021] 1 W.L.R. 2374 (breach of the reasonable adjustments duty under the Equality Act 2010 for disabled people in the asylum support scheme)
- *SH v Norfolk County Council* [2020] EWHC 3436 (Admin); [2021] P.T.S.R. 969 (care charges imposed on severely disabled people discriminatory)
- *NB v SSHD* [2021] 4 W.L.R. 92 (whether accommodating asylum seekers at Napier barracks was compatible with basic standards of human dignity during Covid)
- *Hussain v SSHSC* [2020] EWHC 1392 (Admin) (whether restrictions on mosques during Ramadan breached Art 9 ECHR)
- *Francis v SSHSC* [2021] P.T.S.R. 921 (public health powers to make self-isolation regulations)

- *TP & AR (No 2) v SSWP* [2019] EWHC 1127 (Admin) (new transitional arrangements for Universal Credit remained discriminatory under Art 14 ECHR in respect of severely disabled people)
- *R. (Y) v Richmond upon Thames LBC* [2019] EWHC 364 (Admin) (local authority consultation on changes to arrangements for children with special educational needs and disabilities)
- *Npower v Ofgem* [2018] EWHC 3576 (Admin) (challenge to lawfulness of aspects of Ofgem's price cap decision-making)
- *Buxton v SSWP* [2019] P.T.S.R. 502 (lawfulness of DWP's Access to Work grant scheme for British Sign Language users)
- *TP & AR v SSWP* [2019] P.T.S.R. 238 (absence of transitional protection for severely disabled people moving to Universal Credit was unlawful under Art 14 ECHR read with A1P1)
- *Moore v SSCLG* [2016] EWHC 2736 (Admin) (Allotments policy and exceptions for development)
- *R. (Browne) v Parole Board for England and Wales* [2016] EWHC 2178 (Admin) (rational for Parole Board to reach relevant risk judgment for high risk prisoner)
- *C & W v SSWP* [2015] EWHC 1607 (Admin) (delays in the Personal Independence Payment scheme and breach of common law duty to determine within a reasonable time)
- *Diallo v SSHD* [2014] EWHC (unreported) (unlawful detention of Guinean national following longstanding difficulties with obtaining Emergency Travel Document)
- *Asif v SSHD* [2015] EWHC 1007 (Admin) – (correct approach to fresh decisions in asylum judicial reviews)
- *Shah* [2014] EWHC 3337 (Admin) (asylum legacy case post-*Geraldo*).
- *Rapp v PHSO* [2015] E.L.R. 439 (leading case on principles to be applied to challenge to decisions of Parliamentary)
- *Cruelty Free International v SSHD* [2016] P.T.S.R. 431 (licensing regime for animal experiments at Imperial College London)
- *Moore and others v SSCLG* [2014] EWHC 3592 (Admin) (local authority application for consent under the Allotments Act 1925 for a major health scheme in Watford)
- *Freud v Oxford CC* [2013] EWHC 4613 (Admin) (challenge to EIA screening decision in respect of major redevelopment Blavatnik School of Government in Oxford)
- *Domblides v Listing Officer* [2009] R.V.R. 5 (Council tax valuation challenge)

- *Sanders v Airports Commission* [2013] EWHC 3754 (Admin) (challenge to Davies Commission decision on airports on grounds of apparent bias)
- *Veolia v SSCLG* [2015] EWHC 91 (Admin) (s 288 challenge concerning a major recycling and energy recovery facility in the Green belt in Hertfordshire)

UPPER TRIBUNAL

(not comprehensive)

SSWP -v-RD and RW [2015] UKUT 0235 (AAC))

F & T v SSWP [2014] UKUT 547 AAC (3 judge panel).

CL v SSWP [2015] UKUT 259 AAC

PL v SSWP (forthcoming disability discrimination in JSA).

COURT OF PROTECTION

- *NHS Acute Trust v C* [2016] EWCOP 17; (2016) 152 B.M.L.R. 193 (C-section on woman with bipolar disorder).
- *M v N* [2015] EWCOP 76; (2015) 18 C.C.L. Rep. 603 (withdrawal of treatment for a person in a minimally conscious state)

INQUIRIES & INVESTIGATIONS

- Review into treatment of whistleblowers within Care Quality Commission inspection system (2022)
- Legal advisor to Davies Airports Commission their process in relation to a variety of aviation, environmental and process issues (2013)