

SAMANTHA KNIGHTS KC



MAIN AREAS OF PRACTICE:

Arbitration
Commercial and Corporate Law
Discrimination and Equality
EU Law
Human Rights
Immigration, Asylum and Free
Movement
International Law
Prison Law
Public and Private International Law

Called to the Bar 1996
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IMMIGRATION, ASYLUM AND FREE MOVEMENT

R (NS) v Secretary of State for the Home Department [2019] EWHC 861 (Admin) Case concerning the age assessment of a victim of modern slavery and the applicable policy.

R (ZV) v Secretary of State for the Home Department [2018] EWHC 2725 (Admin) This case concerned a number of issues relating to an EEA victim of trafficking including presumption of inadmissible asylum claim, unlawful detention and support and assistance.

H v Secretary of State for the Home Department [2018] EWHC 2291 (Admin) Case concerning failure to provide support and assistance to a victim of trafficking

Farooq & Anor v SSHD SN/7/2014 Application for a review of the decisions by the SSHD to exclude the applicants from the UK.

Secretary of State for the Home Department v LW (Jamaica) [2016] EWCA Civ 369 Article 8 ECHR and deportation in context of long residence

AH (Algeria) v Secretary of State for the Home Department [2015] EWCA Civ 1003 Test case on whether expiation relevant to the exclusion from Refugee Convention under Art 1F(b).

Al-Jedda v Secretary of State for the Home Department [2014] UKSIAC SC_66_2008 Case concerning deprivation of British nationality raising issues of foreign law, EU protections on disclosure.

DD (Afghanistan) & anor v Secretary of State for the Home Department [2012] UKSC 54 First case before UKSC to consider exclusion from protection under Art 1F(c) of the Refugee Convention.

NS v SSHD (C-411/10) Case concerning Dublin II transfers to Greece and first case before CJEU to consider the meaning of the right to asylum recognised in Art 18 of the EU Charter.

Zatuliveter v Secretary of State for the Home Department SC/103/2010 Deportation of a Russian national on grounds of national security and first case before SIAC to concern espionage.

FM v Secretary of State for the Home Department [2011] EWCA Civ 807 Unlawful detention of family and concerning provision of malarial prophylaxis.

SL (Vietnam) v Secretary of State for the Home Department [2010] EWCA Civ 225 Impact of HO failure to consider policy on deportation decision
QD (Iraq) & anor. v Secretary of State for the Home Department [2009] EWCA Civ 620 Test case on the interpretation of Art 15c of the Qualification Directive and protection for individuals seeking protection from situations of armed conflict.
AS (Pakistan) v Secretary of State for the Home Department [2008] EWCA Civ 1118 Whether there was error in determination of proportionality element of Art 8 ECHR claim in a deportation case

PUBLIC

R (NS) v Secretary of State for the Home Department [2019] EWHC 861 (Admin) Case concerning the age assessment of a victim of modern slavery and the applicable policy.

R (IC) v Secretary of State for the Home Department [2018] EWHC 1164 (Admin) Costs of strategic litigation challenge.

K & Ors v SSD [2017] EWHC 830 (Admin) Right to a fair trial and whether disclosure sufficient in the context of a national security case

R (K) & Ors v the Secretary of State for Defence & Anor [2016] EWCA Civ 1149 Whether claim involved determination of civil rights for purposes of Art 6 ECHR

R (Gudanaviciene & Ors) v The Director of Legal Aid Casework & Or [2014] EWCA Civ 1622 Case involving refugee family reunion and scope of legal aid.

K & Ors v The Secretary of State for Defence & Anor [2014] EWHC 4343 (Admin) Case concerning protection of Afghan agents by British under public, private law and ECHR obligations.

Al-Jedda v Secretary of State for the Home Department [2014] UKSIAC SC_66_2008 Case concerning deprivation of British nationality raising issues of foreign law, EU protections on disclosure.

Gallastegui v Westminster CC [2013] EWCA Civ 28 Case concerning law banning tents and structures in Parliament Square and compatibility with Articles 10 and 11 ECHR.

LL v UK (App. No 39678/09) (2012) case concerning detention of a female juvenile in an adult prison and compatibility with Articles 5 and 14 ECHR.

DD (Afghanistan) & anor v Secretary of State for the Home Department [2012] UKSC 54 First case before UKSC to consider exclusion from protection under Art 1F(c) of the Refugee Convention.

AM & Ors v Secretary of State for the Home Department [2009] EWCA Civ 201 Case involving breach of procedural obligation under Art 3 ECHR to carry out independent investigation into disturbance at Harmondsworth (on appeal to ECtHR).

YL v Birmingham City Council & Ors [2007] UKHL 27 Definition of 'public authority' under the HRA 1998.

courts in England and Wales as part of its pro bono counsel panel.

HUMAN RIGHTS

R (NS) v Secretary of State for the Home Department [2019] EWHC 861 (Admin) Case concerning the age assessment of a victim of modern slavery and the applicable policy.

K & Ors v Secretary of State for the Home Department [2017] EWHC 830 (Admin) Right to a fair trial and whether disclosure sufficient in the context of a national security case

R (K) & Ors v the Secretary of State for Defence & Anor [2016] EWCA Civ 1149 Whether claim involved determination of civil rights for purposes of Art 6 ECHR

K & Ors v The Secretary of State for Defence & Anor [2014] EWHC 4343 (Admin) Case concerning protection of Afghan agents by British under public, private law and ECHR obligations.

Gallastegui v Westminster CC [2013] EWCA Civ 28 Case concerning law banning tents and structures in Parliament Square and compatibility with Articles 10 and 11 ECHR.

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AS (Pakistan) v Secretary of State for the Home Department [2008] EWCA Civ 1118 Deportation of foreign national and proportionality test under Article 8 ECHR.

R (Hackney London Borough Council) v Rottenberg [2007] EWHC 166 (Admin) Prosecution of rabbi in charge of synagogue and Jewish school for noise nuisance, raising issue of Article 9 ECHR.

INTERNATIONAL

Tchenguiz & Ors v Grant Thornton UK LLP & Ors [2015] EWHC 1864 (Comm) Challenge to jurisdiction: insolvency and EU law.

Kesabo & Ors v ABG Plc & Anor, QBD 2013-15.

Song Mao & Ors v Tate & Lyle Industries Ltd & Anor, Comm Court, 2013-15.

K & Ors v The Secretary of State for Defence & Anor [2014] EWHC 4343 (Admin) Case concerning protection of Afghan agents by British under public, private law and ECHR obligations.

Ministry of Defence and Support of the Armed Forces of Iran v FAZ Aviation Ltd & Or [2007] EWHC 1042 (Commercial) Jurisdiction: domicile of company.

Director of the Serious Fraud Office v A [2007] EWCA Crim 1927 Proceeds of crime and request for assistance from Iranian Court.

Thyssen-Bornemisza v Thyssen-Bornemisza Bermuda High Court (1997 - 2000).

COMMERCIAL AND ARBITRATION

HMSC Ltd v HMC (UK) Ltd [2020] EWHC 2190 (Comm) Strike out application raising restraint of trade, charitable purposes and unfairness

Tchenguiz & Ors v Grant Thornton UK LLP & Ors [2015] EWHC 1864 (Comm) Challenge to jurisdiction: insolvency and EU law.

Kesabo & Ors v ABG Plc & Anor, QBD 2013-15.

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Song Mao & Ors v Tate & Lyle Industries Ltd & Anor, Comm Court, 2013-15
Henwood v Barlow Clowes International Ltd & Or [2008] EWCA Civ 577
Jurisdiction: domicile of choice.

Ministry of Defence and Support of the Armed Forces of Iran v FAZ Aviation
Ltd & Or [2007] EWHC 1042 (Commercial) Jurisdiction: domicile of company.

Director of the Serious Fraud Office v A [2007] EWCA Crim 1927 Proceeds
of crime and request for assistance from Iranian Court.