

Timothy Leader



YEAR OF CALL: 1994

INN: MIDDLE TEMPLE

Practice Overview

Tim specialises in planning, compulsory purchase, local government and commercial law. He appears regularly on behalf of local planning authorities and developers in planning appeals, Judicial Review, statutory challenges of appeal decisions, and development plans, especially those dealing with housing need, the supply of land for housing, and heritage assets. His commercial practice focuses on commercial and real estate matters and contractual disputes.

He is a member of the Royal Town Planning Institute, and was previously an Associate of GVA Grimley. He spent 10 years as a Chief Officer in local government. He was appointed Junior Counsel to the Crown in February 2000.

Tim has been involved in some of the leading cases on the FOAN / 5-year housing land supply: Bloor Homes (East Midlands) v SSCLG and Hinckley & Bosworth Borough Council; King's Lynn & West Norfolk Borough Council v SSCLG and Elm Park Holdings; Oadby & Wigston Borough Council v SSCLG and Bloor Homes. He has also helped to advance a number of post-framework local plans, including most recently plans for East Hampshire District Council, Warwick District Council, and Melton Borough Council.

Areas of Expertise

Public & Administrative Law

Tim appears regularly at public inquiries and has handled all kinds of proposals, including those for housing development (with a focus on those raising issues relating to the need for housing and housing land supply), employment, retail, listed building waste and minerals matters.

Other aspects of his practice include:

- ▶ Working closely with and advising local authorities on the preparation of local plans and appearing on behalf of local authorities and developers at examinations in public.

- ▶ Promoting town centre redevelopment and sustainable urban extensions, including through the making of compulsory purchase orders.
- ▶ Gypsy and traveller planning applications, appeals and enforcement, including injunctions (focusing on human rights and discrimination issues and the assessment of need).
- ▶ Advising on and appearing at public inquiries into sensitive development affecting Green Belt, SPAs, SACs, listed buildings, registered historic parks and garden, conservation areas and wind farm development.
- ▶ Negotiation and re-negotiation of section 106 agreements.
- ▶ Planning enforcement: injunctions, stop notices, "direct action" under s.178 of the 1990 Act and enforcement appeals.
- ▶ Town and village greens, and commons.
- ▶ Compulsory purchase and compensation on behalf of developers, land owners and local authorities.

Tim's local government practice focuses on:

- ▶ Environmental protection (especially EPA 1990)
- ▶ Creation of shared services
- ▶ Licensing and state aid
- ▶ Local authority modernization
- ▶ Local government reorganisation
- ▶ Local authority contracting and housing
- ▶ Procurement
- ▶ Vires issues

Recent Cases

- ▶ *R (Oadby Hilltop and Meadowcourt Conservation Area Association) v Oadby and Wigston Borough Co*
- ▶ *Runnymede Borough Council v Doig and others* [2017] EWHC 1873 (Ch)
- ▶ *Oadby and Wigston Borough Council v Secretary of State for Communities and Local Government* [2016] EWCA 1040; JPL 358
- ▶ *Kings Lynn and West Norfolk Borough Council v Secretary of State for Communities and Local Government* [2015] 2464 (Admin)

- ▶ Bloor Homes East Midlands Limited v Secretary of State for Communities and Local Government and Hinckley and Bosworth Borough Council [2014] EWHC 754 (Admin)
- ▶ Shadwell Estates v Breckland District Council and Another [2013] Env. L.R. D2
- ▶ Pathfield Estates Ltd v Haringey London Borough Council [2013] EWHC 2053 (Admin)
- ▶ R (de Whalley) v. Norfolk County Council [2011] EWHC 3739

Professional Memberships

- ▶ Royal Town Planning Institute

Qualifications & awards:

- ▶ University of Birmingham, BSc (Hons) Geography 1982; University of Sheffield, MA Town and Regional Planning 1985; University of Warwick Business School, Master of Public Administration 2007. MRTPI

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