GRAY'S INN SQUARE

HOUSING LEGAL LUNCHBOX

Bite-sized housing law.
Big practical insight.

A short lunchtime webinar series

1 Hour

Online

Free

CPD points



EXPERT SPEAKERS
REAL INSIGHT

A short lunchtime webinar series | 1 Hour | Online | Free

Date: Thursday 26th November
Time: 1pm - 2pm

ELKUNDI, IMAN AND THE MAIN HOUSING DUTY

Obtaining or avoiding mandatory orders

Local authorities are increasingly facing judicial claims where the homeless applicant is seeking a mandatory order to provide suitable temporary accommodation when a local authority is in breach of the main housing duty. This follows the landmark decisions in:

- ***R (Elkundi and others) v Birmingham City Council [2022] EWCA Civ 601*** (which considered the duties of a local authority to homeless households where a full housing duty has been accepted but suitable temporary accommodation has not been secured); and
- ***R (Imam) v Croydon London Borough Council [2023] UKSC 45*** (which considered the legal test for when a mandatory order should be made when there has been a breach of the main housing duty).

This webinar will consider what is the nature of the main housing duty? When will the Court consider making a mandatory order to require performance of the duty? When should an applicant issue proceedings? What can a local authority do to defend itself?

Join Jonathan Manning, Annabel Nuttall Heath and Grace Agunbiade for this insightful lunchtime webinar



Jonathan Manning
Barrister 4-5



Annabel Nuttall Heath
Barrister 4-5



Grace Agunbiade
Barrister 4-5

Overview

- Introduction by chair
- Overview of the test for mandatory relief
- Evidential issues and how best to address them
- The pre-action protocol and how to avoid a claim being issued
- The procedural requirements for bringing a claim
- The updated guidance on interim relief and urgent consideration
- Q&A

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About our speakers:

Jonathan Manning is a leading barrister specialising in local government and social housing law with extensive experience in homelessness, housing rights and regulation, complex possession proceedings, ASB and gangs, and public law, human rights and equality issues. He has been ranked by Chambers UK Bar ("star individual") and The Legal 500 (Band 1) for many years in both social housing and local government, and praised by Chambers UK as "a fountain of knowledge."

Annabel Nuttall Heath is a specialist housing and homelessness barrister, ranked Band 2 for Social Housing in the Midlands by Chambers UK Bar and recognised as a Legal 500 Leading Junior. She has particular expertise in complex homelessness appeals, Equality Act claims and landmark housing cases. Annabel is a "go-to for local authorities", and is praised for her ability to "identify and successfully argue novel points of law".

Grace Agunbiade is a public law barrister with a particular interest in housing and homelessness cases involving mental capacity, anti-social behaviour and Equality Act 2010 issues.

We look forward to welcoming you!

Register here.

This seminar is exclusively designed for professional clients. It is not open to members of the public, students, or individuals without relevant professional backgrounds.