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## Oliver Manley

Called: 2005  
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### Practice Overview

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Oliver appreciates the changing nature of the bar and its new role within the legal landscape. Accordingly he is prepared to offer a more modern approach to his practice and work more closely with instructing solicitors as part of a team from the outset of a case. Oliver feels that this more collaborative approach between the professions is the correct means of achieving the goal to provide the best possible service to the client. Necessarily this means that Oliver is prepared to offer a considerably more comprehensive and accessible service to both professional and lay clients.

Oliver's practice continues to grow and is increasingly moving to predominantly multi track cases. For the future, Oliver looks forward to developing ever closer working relationships with his repeat professional clients. To this end, he is always prepared to offer CPD events specifically tailored to his instructing solicitors needs and attending solicitor's offices for file review days.

Oliver lives in Bristol and is therefore ideally situated to offer his services in a wide geographical area. He regularly attends courts not just in Wales but also throughout the South West, South East and the Midlands.

#### Notable and Reported cases

- G v. HCR LLP (2016)
  - High Court case involving negligent immigration advice. Involved complex assessment of both general and special damage in circumstances where the immigration position remains uncertain.
- G v. NMC (2015)
  - Appeal to the High Court in a Nursing and Midwifery matter where sexually inappropriate behavior had been alleged on the part of the NMC. Appeal pending to the Court of Appeal.
- Auto Wizard v. O (2016)
  - Dispute arising from the lease of commercial premises on forfeiture.
- Vale Heritage Ltd v. London Sofa Co Ltd (2015)
  - Multi track commercial contract dispute.



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- Walker and others v. Crown Management (2015)
    - Residential Property Tribunal. Eight day case on the assessment of service charges.
  
  - Neal Environmental Ltd v. H & N (2015)
    - Shareholder dispute. Petition for unfair prejudice.
  
  - Re: Haines (2014)
    - Inquest into death of elderly patient in care. Allegations of poor care following severe bed sores.
  
  - Wright v. Classic PVC Ltd (2014)

Multi Track trial construction. Extensive expert evidence on defective construction.
  
  - Beere v. Patrikious (2013)

Commercial landlord and tenant matter. Dilapidations claim.
  
  - C v NMC  

Representing a nurse in a 2 week hearing where 25 charges including 12 of dishonesty were alleged.
  
  - Chancery & Commercial
    - Amber Energy Consultants Ltd v. Electron Ltd [2015] Multi-track contract case on issues surrounding commission.
    - Wish Communications Ltd v. Trusting Hands [2009] Multi-track commercial contract case on the interpretation of terms in mobile phone contracts
    - Wildig Lammie Partnership LLP v. Bartondale Wattsville Ltd [2011] Multi-track commercial contract case on the interpretation of capped fee clause
    - B v. E and A [2012] High Court chancery trial. Application to set aside a transaction at an undervalue pursuant to section 238 of the Insolvency Act 1986. After hearing evidence the Judge found that the transaction should be set aside and found that A had transferred the property to E in order to avoid paying a judgment due to B from a previous case.
    - S v. K [2012] High Court chancery trial. An application for declaratory relief that a power of attorney had been forged by family members. After a two day trial the Judge found that the power had been forged and gave the declaration sought.
    - Re: W [2012] Probate. Application to distribute estate pursuant to intestacy rules.
  
  - Administrative & Public Law
    - R (on the application of GS and others) v. Cardiff City Council [2012]. Judicial Review. Oral permission hearing before Bean J. An application to have the Council's taxi licensing system declared unlawful.



- Employment
  - *Lawless v Print Plus* (2010) UKEAT/0333/09/JOJ The Employment Appeal Tribunal commented upon the factors to be taken into account when considering whether it was just and equitable to award an uplift of more than 10 per cent to a compensatory award for an employer's failure to follow the statutory dismissal procedure
  - *LR v. Blaenau Gwent C.B.C.* [2009] Constructive dismissal after allegations of an unfair promotion due to an extra-marital affair
  - *DA & AH v. Powys Local Health Board* [2010] Represented a registered nurse and care worker alleged to have physically abused patients in their care. The Tribunal found that they had been unfairly dismissed
  
- Immigration & Asylum
  - *R (on the application of Saleh Ammo) v. Secretary of State for the home Department* [2012]. Judicial Review. Oral Permission hearing before HHJ Seys-Llewellyn QC on whether the removal of the Applicant pursuant to Dublin II was lawful.
  - Appears in the First Tier and Upper Tribunal consistently in all manner of immigration cases from asylum, deportation, immigration, Article 8 and EEA cases.
  
- Personal Injury & Clinical Negligence
  - *L v. DWP* [2014] Advising Claimant who was a quadriplegic para-athlete on quantum in a claim for personal injuries in case with the potential to be worth over £1m.
  - *D v. Royal Mail* [2014] High value case involving complex shoulder injury and losses for life.
  
- Regulatory, Inquests & Inquiries
  - *Re: Cunningham* [2007] Appearing as Counsel for the owners of a care home at an inquest where it was alleged that a 22-year old autistic man been forced to swallow a surgical glove
  - *Re: Walker* [2008] Appearing as Counsel for the driver of a vehicle at an inquest where a verdict of suicide was recorded after a pedestrian stepped into the motorway
  - *Re: Haines* (2014) Inquest into death of elderly patient in care. Allegations of poor care following severe bed sores.

## Administrative & Public Law

Oliver regularly appears in Judicial Reviews.

## Chancery & Commercial

Oliver has been instructed on a multi track commercial contract trial arising out of a multi million pound property development. More recently, he has been involved as a junior in a professional negligence case which deals with the complexity of quantifying loss after the receipt of negligent immigration advice.

## Employment

Oliver has a busy practice in employment and regularly appears in the Employment Tribunal and the EAT.



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## Immigration & Asylum

Oliver appears in the First Tier and Upper Tribunal consistently in all manner of immigration cases from asylum, deportation, immigration, Article 8 and EEA cases.

## Personal Injury & Clinical Negligence

Oliver has swiftly developed a substantial practice in personal injury and chancery/commercial. He regularly conducts trials in both the Fast Track and Multi Track. He undertakes pre-issue advisory work; drafting, interlocutory applications, costs assessments and appeals.

## Regulatory, Inquiries & Inquests

Oliver has regularly appeared in a number of high profile inquests when he has represented the interests of those have been under scrutiny.

He also conducts a great deal of hearings on behalf of nurses. This has included charges of sexual misconduct, dishonesty as well as failure in care.

He has recently appeared in the High Court in a strike off case on behalf of a registrant.

## Recommendations

- Experienced across a panoply of personal injury matters.' (Legal 500, 2017)
- 'Knowledgeable across a range of personal injury cases'. (Legal 500, 2016)
- Oliver has been noted for his ability to deal with complex and difficult cases in an expert and professional manner. He has established a reputation for his outstanding dedication to the interests of his lay clients and his natural talent for instilling their complete confidence in his ability which accounts for his consistent repeat instructions.

## Education & Qualification

- B.A. (Hons) (2002)
- PgDip (Merit) (Distinctions in Trusts and Public) (2004)
- B.V.C. (Very Competent) (Six Outstanding) (2005)

## Careers

Oliver began his legal career at Bristol City Council where he worked as a law clerk during summer vacations whilst at university. Upon completing the Bar he went straight into pupillage.

## Publications and Presentations

Sept 2017                      Tolley's Employment Law, Contributor