



Mungo Wenban-Smith

Year of call: 2004

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Mungo Wenban-Smith has a broad practice spanning a wide range of administrative & public law, including work in the court of protection, environmental & planning law, property law and employment law.

Areas of expertise

Public Law

Planning and Property

Commercial

Planning and Property

Planning Law

Mungo has a developing planning law practice, with experience of public inquiries and related judicial review proceedings. Cases have included:

- successfully representing an interested party developer (led by Peter Village QC) in defence of a judicial review challenge to the grant of planning permission for the construction of several Huf Haus dwellings brought by a local resident on the grounds of alleged non-adherence by the LPA to local and national planning policies relating to flood risk;
- representing an appellant landlord at a public inquiry in which he successfully challenged the Council's refusal to recognise a property as an HMO rather than two separate dwellings;
- advising a local pressure group in its intended challenge to the closure of Abergavenny's ancient livestock market and the proposed development of a supermarket in its place;
- ***R (Birmingham Wholesale Market) v. Birmingham CC & Bullring Open Markets Committee (Interested Party) [2012] EWHC*** - representing the City of Birmingham in defending a JR challenge to the nature of its consultation into the possibility of closing the Birmingham wholesale market and relocating it to another part of the city.

Property and Housing

Mungo undertakes provides advice and representation in a wide range of landlord & tenant disputes arising out of residential (both private and public sector) and business tenancies, including possession proceedings, disrepair claims, unlawful eviction claims, allegations of harassment and anti-social behavior; and appears in appeals brought under s.204 of the Housing Act 1996 relating to the allocation of public

sector housing.

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