



## Benjamin Tankel

Year of call: 2009

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*"A most impressive lawyer with a penetrating and subtle mind"* The Legal 500, 2022

Benjamin Tankel practises in public law, regulatory law, professional discipline, financial services, and procurement.

Ben always strives to understand the needs and wishes of his clients, to give pragmatic and practical advice, and to achieve the best possible outcome in the most cost-effective way. He enjoys working collaboratively as part of a team.

He represents central government, local authorities, NHS bodies, regulators, education bodies, and claimants. He has been involved in some of the most significant public law cases of recent times, including the Charlie Gard case and challenges to the prohibition against assisted dying.

He regularly appears in all levels of court and tribunal, including six appearances in the Supreme Court.

Ben graduated with a double first in History from Sidney Sussex College at Cambridge University, where he came top of his year in a number of papers and won several prizes and scholarships.

## Areas of expertise

Administrative and Public

Disciplinary

Regulatory

Banking and Financial Services

Procurement

Healthcare

Court of Protection - Welfare

Community Care and Mental Health

Medical Treatment Cases

Education

## Banking and Financial Services

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Ben has a wide-ranging financial services practice acting for the Financial Ombudsman Service, the Financial Services Complaints Commissioner, central government, and individual claimants.

In 2014, Ben undertook two full-time secondments in financial services, one in the general counsel's department of the Financial Conduct Authority and one in house with MacFarlanes LLP concerning the mis-selling of Interest Rate Hedging Products. In 2017, Ben spent several months on secondment to King & Wood Mallesons, dealing with a claim in negligence against Standard & Poor's for giving an AAA credit rating to junk derivatives.

Ben is also currently advising the UK government on sanctions issues relating to the Russian invasion of Ukraine.

### Cases of Note

- ***London Capital & Finance complainants v Financial Conduct Authority* [2022]** - Advising the Financial Services Complaints Commissioner in a group complaint by victims of the London Capital & Finance scandal about the absence of compensation by the Financial Conduct Authority.
- ***R(TF Global) v Financial Ombudsman Service Ltd* [2020] EWHC 3178 (Admin)** - Ben represented the Financial Ombudsman Service in a claim by TF Global, a trading platform, about the FOS' investigation into its handling of suspected algorithmic trading.
- ***R(Laura Critchley) v Financial Ombudsman Service* [2019] EWHC 3036 (Admin)** - Representing the Financial Ombudsman Service in a judicial review concerning the way in which it investigated complaints about PPI mis-selling.
- ***Yuchai Dongte Special Purpose Automobile Co Ltd v Suisse Credit Capital* (2009) Ltd [2018] EWHC 2580 (Comm)** - Representing the defendant bank in a claim concerning how to construe a letter of credit in the context of the SWIFT system of interbank communications.

## Recommendations

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- *"A most impressive lawyer with a penetrating and subtle mind"* (*The Legal 500, Administrative Law and Human Rights, 2023*)
- *"balances clear legal advice with thoughtfulness about the impact of a case"* (*The Legal 500, Professional Disciplinary and Regulatory Law, 2023*)
- *"demonstrates a strong level of commercial vision"* (*Chambers, Administrative & Public Law 2023*)

## Qualifications

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### Education

- 2007: BA (History), Double First, Sidney Sussex College, University of Cambridge.
- 2008: Graduate Diploma in Law, City University.
- 2009: Bar Vocational Course, BPP.

### Prizes & Scholarships

- 2008: Astbury Scholarship (Middle Temple).
- 2007: Diplock Scholarship (Middle Temple).
- 2007: Peachey History Prize for highest first in College.
- 2006: Peachey History Prize for highest first in College.
- 2006: Parry Dutton Scholarship for North American History.

## Memberships

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- Constitutional and Administrative Law Bar Association (ALBA)

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