



## 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

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### 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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