



## Daniel Kozelko

Year of call: 2018

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Daniel has a broad practice across all areas of chambers' specialisms, with a focus on public law, planning law, environmental law and regulatory law.

He appears in the County Court and High Court, and regularly undertakes pleading and advisory work. He also has significant experience appearing in various regulatory tribunals, the Infected Blood Inquiry, and in planning inquiries. In addition, Daniel has been appointed as a panel member on the Football Association's Safeguarding Review Panel.

From 2019 to 2020, Daniel was judicial assistant to Lord Carnwath and Lady Arden at the Supreme Court of the United Kingdom. During his time in that role, he worked on both Supreme Court and Judicial Committee of the Privy Council cases.

Daniel is a contributor to Butterworths Planning Law Service, LawInSport, Wilmot-Smith on Construction Contracts, and the LAG Community Care Bulletin.

## Areas of expertise

Administrative and Public

Planning and Property

-- Landlord and Tenant

Environment

Regulatory and Disciplinary

Sport

Energy and Natural Resources

## Planning and Property

Daniel's planning practice ranges from challenges to large infrastructure projects to householder enforcement appeals. He regularly appears in planning inquiries for all parties, and also appears in the High Court on planning appeals and judicial reviews. Daniel has a particular interest in Nationally Significant Infrastructure projects, and is currently instructed to appear for an interested party in the development consent order (DCO) examination for Sunnica Solar Farm.

Daniel is a contributor to Butterworths Planning Law Service, where he currently edits the planning appeals and EU law chapters. He also has a secondment role advising the countryside and rights of way service of a county council.

### Cases of note:

- Acting as junior counsel in judicial review and Road Traffic Regulation Act 1984 proceedings brought by a local campaign group against a decision of a council and TfL to introduce cycle lanes in the Covid-19 pandemic.
- Acting as junior counsel in the DCO examination of Sunnica Energy Farm, a large solar farm and associated battery energy storage system works in the east of England.
- Acting for a council in a planning inquiry resisting an appeal against an enforcement notice for change of use of a residential property to a business use.
- Acting for an appellant in an appeal against an enforcement notice issued against a structure constructed in the green belt.
- Advising on permitted development in respect of camp sites in the Covid-19 pandemic.
- Advising a property developer on infilling on a brownfield site in the green belt and the interpretation of the National Planning Policy Framework.
- While a judicial assistant at the Supreme Court, Daniel assisted with several cases related to planning and environmental law. Those cases included: ***R (on the application of Samuel Smith Old Brewery (Tadcaster)) v North Yorkshire County Council* [2020] UKSC 3** concerning the interpretation of paragraph 90 of the National Planning Policy Framework; and ***Dill v Secretary of State for Housing, Communities and Local Government* [2020] UKSC 20** concerning the interpretation of the Planning (Listed Buildings and Conservation Areas) Act 1990.

### Memberships

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- UK Environmental Law Association (UKELA)
- Commercial Bar Association (COMBAR)
- Association of Regulatory and Disciplinary Lawyers (ARDL)

### Qualifications

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#### Education

- 2017-2018: BPTC, City Law School, University of London (Outstanding)
- 2016-2017: BCL, Lincoln College, University of Oxford (Distinction)
- 2013-2016: BA Law, Downing College, University of Cambridge (Double First)

#### Scholarships and prizes

- 2019: Daniel was a member of the team from 39 Essex Chambers who won the Worshipful Company of Arbitrators' Arbitration Competition 2019.
- 2017: Stephen Chapman Scholarship, Inner Temple
- 2017: City Law School Scholarship, City Law School, University of London
- 2016: 17 Museum Road Scholarship, Lincoln College, University of Oxford
- 2016: Senior Seton Scholarship, Downing College, University of Cambridge
- 2016: Wilsey & Lerch Scholarship, Downing College, University of Cambridge
- 2014: COMBAR Scholarship, Inner Temple

## Additional information

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### Appointments

- 2021-2024: Panel Member, The FA Safeguarding Review Panel.

### Publications

- Contributor to Butterworths Planning Law Service – editor of the chapters on planning appeals and EU law.
- Contributor to the fourth edition of Wilmot-Smith on Construction Contracts.
- Contributor to the Legal Action Group updates on community care.
- Contributor to LawInSport.

### Pro Bono

- Daniel currently takes instructions in pro bono sports regulatory matters.
- Daniel has previously volunteered with the Free Representation Unit.
- Daniel has previously volunteered with Bail for Immigration Detainees.
- Daniel is happy to consider pro bono instructions.

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