

DANIEL BARNETT

BARRISTER

CURRICULUM VITAE

PERSONAL INFORMATION

- ◆ Call to the Bar 1993
- ◆ Website <http://www.danielbarnett.co.uk>
- ◆ Email mail@danielbarnett.co.uk

DIRECTORY ENTRIES AND RECOMMENDATIONS

Daniel Barnett is identified as a 'leading junior' in employment law in the following directories:

- ◆ Legal 500 (Legalease), in which various editions have described him as "tenacious", "knowledgeable", "inexhaustible" and "an excellent advocate"
- ◆ Legal Experts (Legal Business)
- ◆ The Insider's Guide to Employment Law (New City Media)

He has also been described as:

- ◆ "[having] carved out a strong reputation in employment law" (Times Law Supplement)
- ◆ "a leading employment lawyer" (Butterworths' LawDirect service)

ASSOCIATIONS AND APPOINTMENTS

- ◆ Employment Law Adviser to Acas
- ◆ Creator/Moderator of the Employment Law (UK) mailing list, an E-mail employment law bulletin service for over 23,000 subscribers
- ◆ Appointed member of the Bar Council's Law Reform Committee (with shared responsibility for responding to consultations on employment matters)
- ◆ Appointed member of the Bar Council's IT panel
- ◆ Elected member of the Lincoln's Inn Bar/Bench Representation Committee
- ◆ Appointed member of the Lincoln's Inn Benchers' Scholarship Committee and Staff Committee
- ◆ Past editor of 'ELA Briefing' (2004 – 2006) (IDS)
- ◆ Past elected member of the Management Committee of the Employment Lawyers' Association (2000 – 2006) (elected seats including Representative of the Bar and London & South-East representative)
- ◆ Past chair, Publishing Committee of the Employment Lawyers' Association (2004 – 2006)
- ◆ Past Chair, Electronic Services working party of the Employment Lawyers' Association (2001 – 2005)
- ◆ Editorial Advisor to 'Employment Law Journal' (2002+) (Legalease)
- ◆ Past member of Editorial Committee of 'Employment Lawyer' (1998 – 2001) (Sweet & Maxwell)
- ◆ Appointed member of the Disability Rights Commission's Litigation Panel
- ◆ Co-opted member of Employment Law Bar Association's sub-committee responding to the ACAS consultation paper on a Code of Practice for Disciplinary Procedures at Work
- ◆ Co-opted member of Employment Lawyers' Association sub-committee responding to the Public Consultation Document on the Amendment to the Working Time Regulations 1998, to the draft 2002 and 2004 Employment Appeal Tribunal practice directions, and to the Employment Equality (Age Discrimination) Regulations 2006
- ◆ Past member of training sub-committee of the Employment Lawyers' Association
- ◆ Member of the Bar Pro Bono Unit
- ◆ Member of the Employment Lawyers' Association and the Employment Law Bar Association and the Industrial Law Society

SEMINARS AND TEACHING

- ◆ Past lecture topics include age discrimination, statutory dispute resolution, tactics in discrimination claims, absence and the contract of employment, costs in employment tribunals, manner of dismissal damages, dealing with stressed employees, atypical workers, employment law and human rights, references, Email monitoring, parental leave and employment law remedies
- ◆ In-house presentations include seminars with DLA, Osborne Clarke, Glovers, Gordons, KSB Law, the Equal Opportunities Commission, Microsoft, Burges Salmon, Pitmans, Olswangs, Lewis Silkin, Cobbetts, Turbervilles, Underwoods, Brodies, Birmingham City Council, RBS Mentor Services, Taylor Walton, Pannone & Partners and Jeffrey Green Russell
- ◆ First barrister to present live telephone seminars and live video internet seminars
- ◆ Other seminar venues/audiences include the House of Commons, the North London Chamber of Commerce, the Oxon., Bucks. and Berks. Young Solicitors' Group, the Café Royal (for CIPFA/SOCPO and for CLT), the Employment Lawyers' Association and the Royal College of Obstetricians and Gynaecologists
- ◆ Chaired evening lecture sessions for the Employment Lawyers' Association and various all-day conferences for Central Law Training

MEDIA

- ◆ Radio: Regular legal commentator on Nick Ferrari's breakfast show (LBC). Other appearances include BBC and other commercial radio
- ◆ Television: legal commentator on Sky News, BBC, ITV and Legal Network television
- ◆ Newspaper: quoted on employment matters in national and regional newspapers, including The Times, The Guardian, The Independent, The Herald (Scotland), the Financial Times, the Mail on Sunday, the Sunday Times and the News of the World
- ◆ Other print media: quoted in special interest journals, ranging from 'The Lawyer', 'New Law Journal', 'Personnel Today', 'People Management', 'In-House Lawyer' and 'Directorial News' to 'EN' (Entrepreneurs' Magazine), 'Independent Lawyer', 'workplacelaw.net' and 'EAGLE' (Exchange on Ageing, Law & Ethics)

‘Costs in Employment Tribunals’

- ◆ forthcoming, 2009
- ◆ written with Kate Palka

‘Marketing for Employment Lawyers’

- ◆ ELS Publishing, May 2009
- ◆ hardback 400pp. Written with Eugenie Verney

‘The Law Society Handbook on Employment Law’

- ◆ Law Society Publishing, 4th edtn. December 2008
- ◆ written with Henry Scrope

‘Age Discrimination: An analysis of the new law’

- ◆ written with Kate Palka (2006, two editions)

‘The Future of the NHS’

- ◆ edited by Dr Michelle Tempest, xpl publishing (2006)
- ◆ contributing author on ‘NHS staff health’ chapter

‘Dispute Resolution: Analysis and Commentary on the new law’

- ◆ 2004 (three editions)

‘Managing Dismissals: Practical Guidance on the Art of Dismissing Fairly’

- ◆ Tolley IRS, 2nd edition December 2004

‘Avoiding Unfair Dismissal Claims’

- ◆ Wiley, April 1999, 280pp

ARTICLES

- ◆ Over 50 articles in ELA Briefing, Employment Law Journal, the Times Law Supplement, the New Law Journal, Employment Lawyer, and the Solicitors' Gazette.
- ◆ Monthly contributor to Law Brief Update, a internet legal newsletter

RECENT CASES

Appellate (sample)

- ◆ Small v Boots (2008, EAT) (terms of contract of employment)
- ◆ Mouteng v Select Service Partner Ltd (2008, EAT) (amendment to claims to introduce new cause of action)
- ◆ Power v Regent Securities, [2008] IRLR 66, CA (changes to terms and conditions following TUPE transfer)
- ◆ New Testament Church of God v Rev. Sylvester Stewart [2008] IRLR 134, CA (employment status of ministers of religion)
- ◆ Bolton School v Evans [2007] IRLR 140, CA (whistleblowing)
- ◆ Hygia Professional Training v Cutter (2007, EAT) (new evidence)
- ◆ Alexander v Bridgen Enterprises [2006] IRLR 422, EAT (statutory dismissal procedures)
- ◆ Way v Crouch [2005] IRLR 603 (joint and several liability for employee and employer in discrimination)
- ◆ Hope v SITA (UK) Ltd [787] IDS Brief 11 (equal pay)
- ◆ Marshall Specialist Vehicles Ltd v Osborne [2003] IRLR 672, EAT (stress at work / constructive dismissal)

First Instance (sample)

- ◆ Gibson v David & Victoria Beckham (nanny Abbie Gibson's constructive dismissal claim - ongoing)
- ◆ Boateng v London Borough of Bromley (2009 – race discrimination)
- ◆ Various v Forensic Science Service (redundancy)
- ◆ Gross v Riskdata (2008 QBD – confidential information / injunctions)
- ◆ Pegg v Compass UK & Ireland Ltd (2008 ET – whistleblowing)
- ◆ Sabaratnam v Ealing NHS Trust (2008 – race discrimination)
- ◆ Harris v Department for Business, Enterprise and Regulatory Reform (2008 – redundancy)

- ◆ *Sithole v South London & Maudsley Area NHS Mental Health Trust* (2007 ET – race discrimination / victimisation)
- ◆ *Cole-Smalley v Shropshire County Council* (2007 ET – race discrimination)
- ◆ *Forbes v Blueback* (2007 ET – sex discrimination)
- ◆ *Gonneau v Cowen International* (2007 ET – age discrimination)
- ◆ *Jones v Johnson Health Tech Ltd* (2007 ET – sex discrimination / unfair dismissal)
- ◆ *Robinson v Tokyo Electron* (2007 ET – unfair dismissal – fraudulent expense claims)
- ◆ *F v G* (2007 ET – unfair dismissal – school caretaker accused of child abuse)
- ◆ *Frenzel v Jensen Ltd* (2007 ET – TUPE)
- ◆ *Scrope v Tele 2 AB* (2007 QBD – share options)
- ◆ *Senate Aviation v Berry* (2007 QBD – fiduciary duties / restrictive covenants)
- ◆ *Yes Employment Solutions v Wilkinsons* (2007 ChD – confidential information)
- ◆ *Hydra v Anastasi* [102/35/23] *Law Soc Gazette*, 1st Sept 2005 (restrictive covenants)
- ◆ *Baggs v Fudge* [783] *IDS Brief* 14 (whether BNP activist fell within ‘philosophical belief’ discrimination laws)