

James Tunley



James's practice and experience spans a range of civil and commercial work including employment, professional negligence, professional disciplinary, personal injury, clinical negligence and inquests.

He advises and represents both claimants and defendants/respondents at all stages of the court and tribunal process with particular strengths in employer's liability, discrimination, and unfair dismissal, to name but a few. James has a number of notable cases, which include: *Fahy v (1) PCS Union & (2) Thompsons Solicitors* [2015] EWHC 3515 (QB); *Commissioners for HM Revenue and Customs v Lorne Stewart plc* [2015] ICR 708; *Ministry of Defence v Hensman* UKEAT/0067/14/DM; *Embassy of Brazil v DA de Castro Cerqueira* [2014] 1 WLR 3718.

In March 2012 James was appointed to the Attorney General's C Panel of Junior Counsel to the Crown.

James also accepts appropriate work under the Direct Public Access Scheme.

Further information

Seminars and training

James has delivered lectures and training on a range of topics including bringing employment claims in the County Court, enforcement of judgments, negligent misstatement, the National Minimum Wage Act 1998 and clinical negligence.

Qualifications

- LLB (Hons) University of Leicester – First (2004)
- Bar Vocational Course – Very Competent (2005)

Memberships

- Employment Lawyers Association
- Industrial Law Society
- Personal Injury Bar Association



Year of Call: 2005

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Commercial

In addition to his specialism in employment law, James has a broad commercial practice covering contractual disputes, debt recovery, bailment, claims in respect of the sale and supply of goods and services, and claims made under the Consumer Rights Act 2015. He has experience of and – is able to assist in – advising, drafting and representing clients in a broad range of commercial litigation, including at the pre-action stage and/or post-judgment where enforcement is required.

James's practice also encompasses professional negligence and has advised and acted for both claimants and defendants.

Examples of recent commercial work

- Advised a government department on the recovery of a debt from a former employee.
- Advised a holiday company in respect of a claim alleging breach of the Consumer Rights Act 2015.
- Fahy v (1) PCS Union & (2) Thompsons Solicitors [2015] EWHC 3515 (QB): Represented the first defendant to a claim of professional negligence and, after the claim was struck out following a case management order, went on to represent the first defendant on appeal.
- Lipscombe v Thurgate (2011, High Court QB): Represented the defendant trade union representative in a High Court claim for negligence and breach of contract and was successful in application to strike out the claim on grounds that it had no reasonable prospects of success.

Seminars/Training

James has delivered seminars and training a range of topics including enforcement of judgments and orders, negligent misstatement, and insolvency.

Qualifications

- LLB (Hons) University of Leicester – First (2004)
- Bar Vocational Course – Very Competent (2005)

Memberships



- Employment Lawyers Association
- Industrial Law Society
- Personal Injury Bar Association

