



Jack Mitchell



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Profile

Jack Mitchell specialises only in employment law and advises on the entire spectrum of claims, but is best known for work on whistleblowing and discrimination claims. He advises on the commercial aspects of employment, providing advice to both corporate and individual clients on a broad range of commercial matters including breach of contract claims, shareholder disputes and partnership issues.

He is regularly instructed in large complex claims in all areas of employment law.

For more information on Jack's practice, please view his [interactive CV here](#).

Further Directory Quotes

Chambers and Partners, London:

"A name synonymous in the market with high-profile whistle-blowing claims, and someone who has a well established reputation for High Court advocacy and restrictive covenant issues. His meticulous preparation is highlighted as a major strength."

Strengths: *"He works very hard for his clients, and has good expertise in dealing with NHS whistle-blowing claims." "A very thorough barrister who shows great attention to detail."*

Legal 500, Leading Junior, London:

'He is really personable and approachable, and excellent on his feet.'

Chambers and Partners, Western:

"Has a strong record of handling high-profile matters and is adept at shielding clients from public exposure. He demonstrates expertise in cases of whistle-blowing, and advises on Public Interest Disclosure Act claims in the commercial sector."

Strengths: *"A good all-rounder with a specialism in whistle-blowing."*

Recent work: *"Achieved success at the Court of Appeal in the case of **Agbenowossi-Koffi v Donvand Limited (t/a Gullivers Travel Associates)**, which concerned the criteria for a finding of unjust harassment"*.

Publications:

Whistleblowing: Law and Practice (Third Edition), with John Bowers QC, Martin Fodder, Jeremy Lewis. Published 2017.

Whistleblowing law and practice SECOND EDITION by John Bowers QC, Martin Fodder, Jeremy Lewis and Jack Mitchell.



Published March 2012, by Oxford University Press.

Whistleblowing law and practice by John Bowers QC, Martin Fodder, Jeremy Lewis and Jack Mitchell. Published in 2007 by Oxford University Press.

Whistleblowing: The Disclosure of Wrongdoing (John Bowers QC, Jack Mitchell and Jeremy Lewis) published by Sweet & Maxwell 1999.

Recent and current work

Dr Dare v. West London Mental Health NHS Trust

Instructed to Appeal to the EAT secured a favourable settlement for whistleblower Dr Dare, the former Clinical Lead of Women's Unit Broadmoor. The issues have been widely reported in the press, following the removal of the Chair and Chief Executive and a CQC inspection recording substantial issues. For more information on Dr Dare, please see [click here](#).

Thomas and Others v. Quinn and Liberty

Jack was instructed by 48 Claimants in this group litigation, the subject of Presidential Direction Order number 109 that addressed numerous issues including status under the WTR, ERA, holiday pay, terms and the conditions of employment.

Senasinghe v. East Kent NHS Hospitals University Trust

Jack was instructed in his complex discrimination claim including whistleblowing and unfair dismissal. During the trial he was specifically thanked by the Judge for his conduct and in handling various interesting matters during the trial.

An unnamed bank

Acting for a trader who provided key information to UK and USA regulators and also then became a key witness for the Department of Justice (US).

Thurlbeck, Weatherup, Edmunson v. Newsgroup Newspapers Limited

Instructed to represent Mr Thurlbeck regarding his employment claims arising from phone hacking at the News of the World.

A Solicitor

Representing a solicitor in an arbitration hearing regarding their alleged breach of contractual and other restrictive covenants where he successfully negotiated a settlement.

Re: an LLP

Advising a law firm on potential breaches of covenant by an existing and departing partner.



Recent reported cases are:

London Borough of Hillingdon v. Meso UKEAT/0450/13/JOJ, UKEAT/0451/13/JOJ, UKEAT/0452/13/JOJ, representing Mrs Meso in a complex and unusual appeal over a claim of race of discrimination. Before the President of the EAT, Jack successfully argued the application of “fresh evidence” under rule 34(3)(d) and rule 34(3)(c) (“interest of justice”) and prevented a finding of discrimination from being overturned.

On 24 June 2014 leading another former member of 3PB, he succeeded in the Court of Appeal before the Master of the Rolls, Lord Justice Sullivan and Lady Justice Sharp in *AGBENOWOSSI-KOFFI v. DONVAND LIMITED (T/A GULLIVERS TRAVEL ASSOCIATES)* [2014] EWCA Civ 855. The case is an important practical application of the *Henderson v. Henderson* abuse of process principle, and what is required for a finding of unjust harassment. Having represented the Respondent before the ET and then the EAT.

Jack Mitchell’s knowledge of claims in the NHS is represented by the fact that he has represented Dr Dare, Dr Mattu (leading Joe England) and also Annabelle Blackburn in her preliminary hearing and in the EAT ([click here](#) for media coverage).