



Jonathan Seitler QC

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QC: 2003

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Clerk's Details

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Qualifications and Appointments

- PPE, Pembroke College Oxford
- Diploma in Law with Distinction

“Jonathan’s ability to think outside of the box is remarkable. The way his mind works to find angles is fantastic. His advocacy skills are second to none, fantastically persuasive on his feet.”

The Legal 500 2022

Memberships

- Property Bar Association
- Professional Negligence Bar Association
- Standing Conference of Mediators

Publications

- [‘Noisy Works and Quiet Enjoyment: a salutary tale’](#) (2017) Wilberforce Property Update (Issue 3) February 2017
- [Landlord’s Consent The Potted Guide – Cracking the basics](#) (2015) Estates Gazette
- [‘Hardy v Griffiths’](#) (2014) Wilberforce Property Update (Issue 1) May 2015
- Leases: Covenants and Consent (2009)
- [The war of words in every lease](#) (2008) Hot Topics in Property Law: A Surveyor’s Guide

Practice Overview

Jonathan currently stands top of the pile in terms of QCs for heavy and important property litigation and property related professional negligence work. In its 2021 edition, Chambers & Partners says that **“Jonathan is a god amongst counsel. A brilliant mind, fabulous with clients and a real pleasure to work with.”** and **“very user-friendly, a creative strategist and a superb advocate. Always impresses clients”**. The 2020 edition of Chambers & Partners said that **“his analysis is razor sharp”** and **“he is is very bright and highly commercial”**.

Jonathan Seitler QC recently won the Legal 500 Award for Real Estate, Environment and Planning Silk of the Year to add to the Chambers & Partners Real Estate Silk of the Year Award which he won on three separate occasions, in 2007, 2010 and 2015. In 2019 Jonathan was ranked as the top silk for Real Estate Litigation in Who’s Who Legal.

Jonathan has accomplished these plaudits with a simple approach: his enormous success and enduring popularity has been achieved by immensely hard work, deep attention to detail, speed and decisiveness.

Jonathan is presently involved in many of the leading cases in property litigation and property related professional negligence and is widely respected and admired for bringing to every matter, irrespective of how complex, clarity, commitment and care.

Jonathan is strongly of the view that technical excellence in legal matters can be found quite easily; what makes the difference in terms of a successful lawyer are abilities on top of those – the ability to communicate clearly and effectively with clients and in particular to reflect their commercial objectives; the ability to think strategically about how to counter the move that the enemy is going to make next (even if it hasn’t yet thought of it itself); and ultimately, the ability to persuade the court to do something that it wouldn’t otherwise do.

Jonathan has been Deputy Head of Chambers at Wilberforce since 2016.



Publications continued

- [Check out the vicinity](#) (2008) Estates Gazette
- Lenders Claims (2006)
- Commercial Property Litigation (looseleaf) (2000)
- Claims against Valuers and Solicitors (1996)

Property

Jonathan was named as Chambers & Partners Real Estate Silk of the Year in 2007, again in 2010 and for a third time in 2015.

Jonathan is also the author of several books: '**Claims against solicitors and valuers**', '**Commercial Dispute Resolution**' and the bestselling '**Leases: Covenants and consents**'.

Jonathan has been involved in over 100 reported cases and many hundreds more either unreported or confidential. In essence, anything with even a tangential property angle, is 'meat and drink' for Jonathan.

Here's a sample of Jonathan's reported cases in the High Court, Court of Appeal and above over the past few years:

Arbitration: *Fulham Broadway Trustees v Telefonica UK* [2014] EWHC 1048 (Ch)

Beer Ties: *Enterprise Inns Plc v Palmerston Associates Ltd & Anor* [2011] EWHC 3165 (Ch)

Break clauses: *Goldman Sachs International v Procession House Trustee Ltd* [2018] EWHC 1523 (Ch)

Consent to assignment: *No.1 West India Quay (Residential) Ltd v East Tower Apartments Ltd* [2018] EWCA Civ 250

Consent to sub-let: *E.ON UK Plc v Gilesports Ltd* [2012] EWHC 2172 (Ch)

Conveyancing fraud: *Mortgage Agency Services Number One Ltd (t/a Britannia Commercial Lending) v Cripps Harries LLP* [2016] EWHC 2483 (Ch)

Contract (commission): *Donovan v Grainmarket Asset Management LLP* [2019] EWHC 1023 (QB)

Contract (construction, mistake and rectification): *Scottish Widows Fund and Life Assurance Society v BGC International* [2012] EWCA Civ 607

Contract (construction): *Standard Life Investments Property Holdings Ltd v W & J Linney Ltd* [2010] EWHC 480 (Ch)

Contract (conveyance): *Hardy v Griffiths* [2014] EWHC 3947 (Ch)

Contract (execution): *Ramsay v Love* [2015] EWHC 65 (Ch)

Damages for loss of profits: *Scottish Widows Plc v Stewart* [2006] EWCA Civ 999

Damages for property negligence: *Vision Golf Ltd. v Weightmans (a firm)* [2005] EWHC 1675 (Ch)

Dilapidations (and mediation): *PGF II SA v OMFS Company 1 Ltd* [2013] EWCA Civ 1288; [2012] EWHC 83

Estoppel: *Riverside Housing Association Ltd v. White* [2007] UKHL 20

Fixtures: *Peel Land and Property (Ports No. 3) Ltd v TS Sheerness Ltd* [2014] EWCA Civ 100; [2013] EWHC 1658 (Ch)

Forfeiture: *Cussens v Realreed Ltd* [2013] EWHC 1229 (QB)

Garden Squares: *Herrmann & Anor v Withers LLP* [2012] EWHC 1492 (Ch)

Good faith: *Ross River Ltd & Anor v Cambridge City Football Club* [2008] EWCA Civ 772

Guarantees: *Topland Portfolio No 1 Ltd v Smiths News Trading Ltd* [2014] EWCA Civ 18

Hampstead Garden Suburb Trust: *Shebelle Enterprises Ltd v The Hampstead Garden Suburb Trust Ltd* [2014] EWCA Civ 305; [2013] EWHC 948 (Ch)

Informal arrangements and constructive trusts: *Clutterbuck & Anor v Al Amoudi* [2015] EWCA Civ 1593; [2014] EWHC 383 (Ch)

Injunctions: *Century Projects Ltd v Almacantar (Centre Point) & Ors* [2014] EWHC 394 (Ch)

Landlord and Tenant (Covenants) Act 1995: *EMI Group Ltd v O & H Q1 Ltd* [2016] EWHC 529 (Ch)



Property continued

Landlord and Tenant (Covenants) Act 1995: *K/S Victoria Street (A Danish Partnership) v House of Fraser (Stores Management) Ltd & Ors* [2011] EWCA Civ 904; [2011] EWHC 3179

Leases (frustration by reason of Brexit): *Canary Wharf (BP4) T1 Ltd & Ors v European Medicines Agency* [2019] EWHC 921 (Ch)

Leases (management companies): *Pendra Loweth Management Ltd v North* [2015] UKUT 91

Leases (misrepresentations): *Francis & Anor v Charles Knapper & Ors* [2016] EWHC 3093 (QB)

Leases (service charges): *Corvan (Properties) Ltd v Abdel-Mahmoud* [2018] EWCA Civ 1102

Leases (landlord's expenditure): *Francis v Phillips* [2014] EWCA Civ 1395; [2012] EWHC 3650 (Ch)

Lending and possession: *Baxendale-Walker v APL Management Ltd* [2018] EWHC 543 (Ch)

Mortgages: *Cook v The Mortgage Business Plc* [2012] EWCA Civ 17

Notices: *Standard Life Investments Property Holdings Ltd v W & J Linney Ltd* [2010] EWHC 480 (Ch)

Nuisance and annoyance: *Timothy Taylor Ltd v Mayfair House Corporation & Anor* [2016] EWHC 1075 (Ch)

Offers to settle: *C v D & D2* [2010] EWHC 2940 (Ch)

Proprietary estoppel: *Yeoman's Row Management Ltd. & Anor v Cobbe* [2006] EWCA Civ 1139

Planning conditions: *Rentokil Initial 1927 Plc v Goodman Derrick Llp* [2014] EWHC 2994 (Ch)

Professional negligence in tax advice: *Barker v Baxendale Walker Solicitors* [2017] EWCA Civ 2056; [2016] EWHC 664 (Ch).

Purchase of land, section 2 and completion: *Matchmove Ltd v Dowding* [2016] EWCA Civ 1233

Property joint ventures: *Clutterbuck & Anor v Cleghorn* [2018] EWHC 2125 (Ch); [2017] EWCA Civ 234

Reasonable grounds to refuse consent: *NCR Ltd v Riverland Portfolio No1 Ltd* [2005] EWCA Civ 312

Rent review: *McDonalds Real Estate Ltd Liability Partnership v Arundel Corporation* [2008] EWHC 377 (Ch)

Residential (secure tenancies): *Islington v UCKAC* [2006] EWCA Civ 340

Sale of land: *Quest Advisors Limited Sharriba Ltd v McFeely* [2011] EWCA Civ 1517

Service charge accounts: *Morshead Mansions Ltd v Mactra Properties Ltd* [2013] EWHC 801 (Ch); [2013] EWHC 224 (Ch)

Service charges (construction): *Leonora Investment Company Ltd v Mott Macdonald Ltd* [2008] EWCA Civ 857

Specific performance: *The Nottinghamshire and City of Nottingham Fire Authority v Gladman Commercial Properties* [2011] EWHC 1918 (Ch)

Telecoms: *Cornerstone Telecommunications Infrastructure Ltd v Compton Beauchamp Estates Ltd* [2019] UKUT 107 (LC)

Telecoms: *City of Westminster v Urban Wimax Ltd* [2010] EWHC 1166 (Ch)

Trusts and rights to sue: *Twin Benefits Ltd v Barker* [2017] EWHC 1412 (Ch)

Trusts and Trustees: *Barker v Confiance Ltd & Ors* [2019] EWHC 1401 (Ch).